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ORDINANCE NO. I.

STREETS.

Be it enacted by the Town Council of the Town of Hammond that the streets placed and named on the original plan of Hammond, as surveyed by N. F. Hyer, and such additions thereto and alterations as are shown in the plat of said town and adopted by the Town of Hammond and filed in the Office of the Clerk of Court of Tangipahoa Parish, are hereby declared and made public thoroughfares.

This Ordinance shall be in force from and after its publication.

Published September 5th., 1889.

W. E. Libby, City Clerk.

H. C. Mooney, Mayor.

Amended as above
Minute Book, page 128.

July 6th, 1899.

J. Q. Adams, Clerk.

F. R. Saunders, Mayor pro tem.

NOTE.

Plat filed above on August 29th., 1900,
with Clerk of Court of Tangipahoa Parish.

ORDINANCE NO. II

PROVIDING FOR SIDEWALKS.

Section 1. Be it enacted by the Council of the Town of Hammond, that whereas it shall become necessary in the judgment of the Town Council, it shall become necessary to grade any street or avenue, in said Town, or make or construct any ditch, drain or passageway for surface water, or any sidewalk or pavement, or make any other local improvement, except ordinary repairs; said Council shall pass an Ordinance to that effect, which ordinance shall specify the character, locality and description of such proposed local improvements, and when so ordered, if the estimated cost thereof exceed twenty-five dollars, the contract for making the same shall be let to the lowest responsible bidder.

Section 2. The grade for sidewalks shall be given, in the several wards of the Town, by the Street Commissioner until a permanent grade shall be established by the Town council. It shall be the duty of the Street Commissioner to superintend the construction of sidewalks, so far as it may be necessary to compel their construction of material and in the manner prescribed in this act.

Section 3. If any person shall build, or aid in building, any sidewalk, when no grade has been established, without first obtaining a grade therefor from the Street Commissioner, or contrary to any grade which may be obtained from the Street Commissioner, or shall build or assist in building contrary to any grade which may hereafter be established by the Town Council, or contrary to any provisions of this act, he shall in either case be subject to a penalty of Ten Dollars for every offense, and to a like penalty for every day he shall fail. after being notified by the Street Commissioner, to remove or reconstruct the same.

Section 4. Sidewalks hereafter constructed shall be not less than three (3) nor more than ten (10) feet wide on top, unless otherwise ordered by the Town Council; the surface or top covering to be laid with brick, or with good heart pine, or cypress planks at least two inches thick, well spiked to stringers each not less in size than 4 x 4 inches, not farther apart than four feet from center to center, sidewalks shall be extended into the street to the street crossing, or crosswalk. The street crossing shall be made of 3 inch plank, to be laid upon firmly spiked heart pine or cypress sleepers, crosswalks to have wings with a 2 inch drop.

Section 5. The cost and expense of making and repairing sidewalks shall be paid by the property owners, under the direction of the Town Council in con-

ORDINANCE NO. II (Continued).

conformity with Sec. 34 of Legislative Act No. 136 of 1898.

Section 6. That no person shall obstruct any street, sidewalk, alley or other public ground, by placing thereon any building materials, or any article or thing whatever, without first having obtained written permission from the Street Commissioner, under a penalty of Five Dollars for each day or part of day such incumbrance or obstruction shall continue.

Section 7. The Street Commissioner is hereby vested, under the supervision of the Town Council, with the general charge of the streets and public grounds of the Town, and it is made his duty and also that of the Mayor and Marshall to order the immediate removal of any article or thing whatsoever that may encumber any street, sidewalk or other public ground, and if such article or thing shall not be removed within one hour after the notice to the owner thereof to remove the same, or if the owner cannot be found for the purpose of such notice, to cause the same to be removed to some suitable place to be designated by the Mayor, and the owner of any article so removed shall forfeit a penalty of not less than Five nor more than Fifty Dollars, in addition to the cost of such removal.

Section 8. The owner of any building, fence or other obstruction now standing, or which may hereafter be placed or erected upon any street or sidewalk, or other public grounds, within the town, shall remove the same within thirty days after he shall be required to do so by a written notice signed by the Mayor, under a penalty of (25) twenty-five dollars, and one hundred dollars additional for every thirty days the same shall remain. Whereas, the owner of any building, fence or other obstruction upon any street or sidewalk, or public ground in this town shall refuse or neglect to remove the same, after notice, as provided in the preceding section, the same shall be declared a nuisance, and it shall be lawful for the Mayor to declare the same to be removed or taken down, in his discretion, and the expense thereof shall be incurred by the owner, in an action of assumpsit, and every person who shall oppose or resist the execution of the orders of the Mayor in the premises shall forfeit a penalty of Fifty Dollars.

Section 9. No person shall throw or deposit any straw, dirt, filth, chips, shells, paper or any other rubbish in any street, or any public ground in this town, under a penalty of not less than one or more than ten dollars for each offense, and the like penalty for every hour the same shall be suffered to remain after notice to remove the same be given by the Mayor, Marshall or Street Commissioner.

Section 10. Any person who shall obstruct, or aid, or abet any person or persons in obstructing the Street Commissioner in the discharge of his duties, as presented in the foregoing sections, shall forfeit and pay to the Town not less than five nor more than twenty dollars for each offense.

ORDINANCE NO. II (Concluded).

Section 11. There shall be reserved a space of ten feet from the street line of every lot in the city for sidewalk purposes, which shall be kept free from all obstruction, provided it shall be lawful for the owners of any real estate to plant shade or ornamental trees, awning posts, and hitching posts on a ten feet from the street line of the same.

Section 12. Any person who shall sell, or attempt to sell, or shall cry at public auction within the town any goods, chattell or personal property whatever, to any person upon the sidewalk or streets, so as to collect a crowd of people upon the said sidewalk or street, whereby the free passage of persons is prevented or hindered, shall be deemed guilty of a nuisance and of obstructing the sidewalk or street and shall be heavily fined in a sum of not less than eight nor more than Fifty dollars for each offense.

Section 13. No person shall cross or pass over any sidewalk with any horse, horses, mules, oxen, wagons, carriages, or other vehicle whatever, or ride or drive thereon, except it be necessary to cross the same to get into a yard or lot, when no other suitable crossing or means of access is provided, under a penalty of two dollars for each offense.

Section 14. It shall be the duty of the Mayor, Marshall or Street Commissioner to cause any obstruction erected, placed or continued contrary to the provisions of this ordinance to be removed in a reasonable time after notice to that effect, by either of the officers aforesaid, has been served upon the party, or parties, erecting, placing or continuing such obstruction, and the owner, agent, or party causing such obstruction shall pay all expenses and costs of such removal in addition to the penalties aforesaid.

Read and finally passed August 5th., 1890,
and ordered to be published in the Harmond Leader.

Attest:

W. E. Libby, Clerk.

O. B. Irish, Mayor.

Amended as above June 13th., 1899.

Minute Book, page 126.

J. Q. Adams, Clerk.

ORDINANCE NO. 3

TRAINS BLOCKING CROSSINGS.

Be it enacted by the Town Council of the Town of Hammond, that it shall be unlawful and it is hereby declared a misdemeanor on the part of the Conductor of any train, except the trains carrying the U. S. mails, to allow his train to stop on, or block, any public crossing for a space of time exceeding five (5) minutes.

Any violation of this law shall be punished by a fine of not less than five (5) dollars, nor exceeding twenty-five (25) dollars.

This Ordinance shall be in force from and after its publication in the Hammond Leader.

Published September 5th, 1889.

W. E. Libby, City Clerk.

H. C. Mooney, Mayor.

ORDINANCE NO. 5.

RELATIVE TO DUTY OF STREET COMMISSIONER AND ROAD LABOR.

Adopted, November 14th., 1889.

W. E. Libby, City Clerk. H. C. Mooney, Mayor.

Put in force after adoption of Charter, February, 1899,
and at the time of revision of Ordinances in May, 1899,
as follows:

Be it enacted that the Street Commissioner shall have general supervision of all the streets, alleys, roads, bridges, drains, culverts and public grounds, and shall cause the same to be kept clean and in good repair, and do such other acts and things in relation to improvements as he shall from time to time be directed by the Town Council.

ORDINANCE NO.12

RELATIVE TO LICENCES - SPECIAL.

Be it enacted, and it is hereby ordained, by the Town Council of the Town of Hammond, that Ordinance No.12 shall read as follows:

Section 1. No license shall be issued for selling or giving away any wine or spiritous liquors in any quantities.

Section 2. Any person or firm who shall keep or use for remunerative purposes in any sense any bowling alley, billiard table, or other table or fixtures for games, shall pay annually the sum of Fifteen dollars for each table or fixture, or who shall erect or use any shooting gallery, or place for practice, for hire or compensation, shall pay fifteen dollars per annum, or five dollars for every day for a shorter term than one year.

Section 3. Any person who shall exhibit for compensation any statuary, painting, wax figures or similar articles, or wild animals, shall pay not more than twenty dollars, or less than one dollar for every day such exhibits shall continue, and every exhibition of sleight of hand, rope walking, or tricks of ventriloquism, or other similar exhibition, shall pay not more than ten dollars, nor less than three dollars for every day. Any person who shall exhibit any kind of show for pay not enumerated (except for religious or moral purposes) shall pay not less than three dollars, nor more than one hundred dollars, to be determined or decided by the Mayor, or in his absence by the Clerk or Treasurer.

Section 4. Any circus or like performance with an admittance fee of more than twenty five cents, shall pay not less than fifty nor more than one hundred dollars for each day. Any person who shall sell, or expose for sale at auction, any goods, wares or merchandise, shall pay a license of not more than Ten dollars, or one hundred dollars per year, but no such yearly license shall be granted for less than three months, but no license shall be required of any town or parish officer in the discharge of his official duties, or for the sale by any administration, or execution of any estate in the sale of such estate, or for the sale of any household goods or farming implements, or general effects of any resident of the town.

Section 5. Every peddler of any kind of wares or merchandise not raised or manufactured within twenty miles of the town, and sold by a citizen of the parish, shall pay a license of not less than one or more than five dollars.

Section 6. Every application for license shall be made to the Mayor, and he shall determine the fee to be paid, and shall certify the same to the Clerk, who shall collect the fees and issue the license under the seal of the Town. The Mayor may determine the place of sale by any Auctioneer, or other salesmen named in any of the foregoing sections; and sale or attempt to sell otherwise shall forfeit the license. Any person not named in the license and who shall attempt to use the same, or who shall attempt to evade a

ORDINANCE NO. 12 (Concluded).

a license shall be subject to a fine of double the amount of fees named in said license, and a further liability to pay for a license in his own name, and liable to all costs of collection and stand committed to jail until paid.

Read and finally passed September, 5th., and ordered published in the Hammond Leader and enforced thereafter.

Attest:

W. E. Libby, Clerk.

O. B. Irish, Mayor.

ORDINANCE NO. 13

RELATIVE TO THE DISCHARGE OF FIRE ARMS WITHIN THE TOWN LIMITS.

Be it enacted, and it is hereby ordained, by the Council of the Town of Hammond.

That it shall be unlawful for any person or persons, to discharge any gun, revolver or any fire arm within the limits of the Town of Hammond, and any person so doing shall be declared guilty of a misdemeanor, and upon conviction he shall be fined or imprisoned, or both at the discretion of the Mayor.

The fine not to exceed twenty-five dollars, nor the imprisonment to exceed twenty days, and he or they shall stand committed until all fines and costs are paid.

Provided, that any person may, upon his own premises, use firearms for the destruction of birds or wild animals for the protection of his fruit or other property, but not to damage or detriment of his neighbor.

September 2nd., 1890.

Read, approved and laid over.

October 7th., adopted and ordered printed.

W. E. Libby, Clerk.

O. B. Irish, Mayor.

Amended to read as above, May 31st., 1899.
Minute book, page 123.

J. C. Adams, Clerk.

W. E. Libby, Mayor protem.

ORDINANCE NO. 15

RELATIVE TO CLAIMS DUE TAX PAYERS.

Be it enacted and it is hereby ordained by the Council of the Town of Hammond.

That all persons having and presenting claims against the town, who are indebted for corporation taxes, shall have such amount of tax deducted from said claim, before voucher for the balance of the claim shall be issued.

This ordinance shall go into effect on and after its adoption.

Read, approved and adopted July 14th., 1891

D. M. Durkee, Clerk.

U. Desouge, Mayor.

ORDINANCE NO. 16

RELATIVE TO JUMPING ON OR OFF MOVING
TRAINS.

Be it enacted and it is hereby ordained by the Council
of the Town of Hammond:

That it shall be unlawful and it is hereby declared a
misdemeanor on the part of any person or persons to
jump on or off railway trains within the limits of the
corporation, while in motion, and it shall be the
duty of the Marshall to arrest any such person or
persons, and they shall be fined or imprisoned, or
both at the discretion of the Mayor; the fine to be
not less than One dollar nor more than Five dollars,
and the imprisonment not to exceed Ten days, and he
or they shall stand committed until all costs are paid.
Provided, that any person so arrested and fined may
commute the same by working on the streets at fifty
cents per day and board.

This ordinance will not apply to employees of and
passengers on the trains of the Railroad Company.

This ordinance shall go into effect on and after its
adoption.

Read, approved and adopted December 1st.,
1891.

D. H. Durkee, Clerk.

U. Desouge, Mayor.

ORDINANCE NO. 20

RELATIVE TO SURVEY OF STREETS.

An act to provide for the survey of doubtful streets, and surveys of contested lines in the town of Hammond.

Be it enacted by the Town Council of the Town of Hammond, that, whereas, they have ordered certain sidewalks built in said city, and where there is any contest as to the line upon the part of property owners, and the said property owners require a legal survey of said line established by the Parish Surveyor before he will build sidewalk as required by ordinance No. 11, in relation to building sidewalks, that it shall be the duty of the Street Commissioner to order a survey of the said lot, or block or property, to be made by the Parish Surveyor, and the lines established by the said Surveyor; that the expense be paid by the party in error in case of all contested lines.

Be it further enacted, that whereas the property owner shall become liable to pay the expense of the survey as above provided for, the same shall be collected as provided for in Ordinance No. 11.

This ordinance to be in full force and effect after promulgation.

Adopted July 17th., 1894.

J. W. Skinner, Clerk.

U. Desouge, Mayor.

ORDINANCE NO. 25

RELATIVE TO AUCTION OF LIVE STOCK,
AND THEIR CONTROL.

Be it ordained by the Mayor and Board of town trustees in council convened, that any auctioneer of horses or cattle, the sale being made in public in the town of Hammond, La., shall pay a license of not less than Five Dollars per day for the privilege of sale.

But the said privilege does not give the right to lead or drive wild unbroken horses or cattle through the principle business streets to the risk of life or limb, and be it further ordained that no stallion or ridgling shall be hitched in the principle streets on account of the danger arising from leaving that class animal without his master.

And be it further enacted that all persons are prohibited from riding or driving wild or unbroken horses or cattle within the radius of the following streets: From Church street north, to Hanson street south, and from Holly street on east side of R. R. to Pine street on west side of R. R.

And it is further ordained that any person or persons violating this ordinance shall, upon conviction thereof, pay a fine of not less than \$2.50 nor more than \$10.00, or be imprisoned in the town lock-up not less than ten days, or both at the discretion of the Mayor.

On motion the above and foregoing ordinance was adopted and ordered that the same go into effect from and after its promulgation. Adopted June 5th., 1895.

J. W. Skinner, Clerk.

U. Desouge, Mayor.

ORDINANCE NO.32

RELATIVE TO SCHOOL TRUSTEES FOR MUNICIPALITY.

Section 1. Be it enacted and it is hereby ordained by the authority invested in this council by the Charter: The Council of the town of Hammond shall on the first Tuesday in May, 1896, and annually thereafter, appoint three school directors who shall serve for one year or until their successors are appointed.

Section 2. Be it further ordained that the school directors shall have entire control of Block No.69, and the buildings thereon, and be responsible to the town for their good preservation, make rules for their protection during school session, see that they are at all times adequately insured, and make such recommendations to the town council for improvements as in their judgment the growth of the town or advancement of education may require.

Section 3. Be it ordained that it shall be the duty of said school directors to meet with the town Council on the first Tuesday of June of each year to present their budget of expenses for the fiscal year next succeeding (or following). After due consideration and such alterations as the Council may deem proper, said budget shall be then agreed upon by said directors and trustees of said town of Hammond, and this shall be the school budget for the fiscal year aforesaid.

Section 4. Be it ordained, that the said directors shall have placed to their credit with the town treasurer the amount of funds as above agreed upon, to be by said directors drawn by the issuance of vouchers, signed by the President and Secretary of the School Board, stating that it is for school purposes, and what those purposes are. An itemized account shall be kept by the Secretary in a suitable bound book, which book may be inspected by the Board of town trustees at any time.

Section 5. Be it further ordained, that the above mentioned budget, and such other income as is derived from the parish, state and state laws, shall constitute the total income for school purposes. That the said total income is to be expended by the said directors for the preservation of the school buildings, and the promotion of learning, as in their judgment will be to the highest interest of all concerned in the advancement of education. The said directors shall decide upon the number and grade of teachers, and the number of months to be taught, the price to be paid the teacher of each grade and make contracts for the town with said teacher, approve the rules of government and branches taught, have power to collect fuel and incidental fees and all such other powers granted to directors of schools under state or parochial laws, but the said directors shall not expend any more in any one fiscal year than the income for that year, and before the close of each fiscal year the secretary of said school

ORDINANCE NO.32 (Concluded).

board shall make an itemized statement of all receipts and expenditures to the town Council, accompanied with such recommendations, if any, as said school board may make.

Section 6. Be it further ordained that any resolution or resolutions heretofore passed not consistent with this ordinance are hereby repealed.

Section 7. Be it further ordained, that this ordinance shall be in full force and effect from and after its passage and publication.

Adopted July 7th., 1896.

J. W. Skinner, Clerk.

T. W. Cate, Mayor.

ORDINANCE NO. 34 (Amended).

AN ORDINANCE RELATIVE TO FIRE LIMITS.

Be it enacted and it is hereby ordained by the Mayor and Board of Trustees of the Town of Hammond, Louisiana, in council convened:

Section 1. That a fire district for the Town of Hammond be and is hereby made to include the following squares, viz: Squares Nos. 58, 59, 62 and 63 on East side of the Illinois Central right of way.

Section 2. And be it further enacted and it is hereby ordained, that no building shall be erected on the above and foregoing described and numbered squares 58, 59, 62, 63 and 57 and 64 without a permit from the Board of Town Trustees.

Section 3. Be it further enacted and it is hereby ordained, that any person or persons violating this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined not less than Fifty Dollars, nor more than One Hundred Dollars, or in default of payment of fine and costs, shall be imprisoned for not less than ten days, nor more than thirty days, or both fine and imprisonment at the discretion of the Mayor.

Section 4. And be it further enacted, that all ordinances or parts of ordinances coming in conflict herewith are hereby repealed.

Adopted as amended in Section 3, October 3rd., 19 5.

J. B. Adams, Clerk.

S. J. Powlett, Mayor.

(See Minute Book, page 87).

ORDINANCE NO.35

RELATIVE TO WIDTH OF STREETS.

Be it enacted and it is hereby ordained by the Mayor and Board of Town Trustees, that on and after the adoption and publication of this ordinance, it shall be unlawful to establish any public street within the incorporated limits of the town of Hammond at a width less than sixty feet.

Read and adopted February 2nd., 1897.

J. W. Skinner, Sec'y.

Thos. W. Cate, Mayor.

ORDINANCE NO.44

RELATIVE TO THE FIRE DEPARTMENT.

Section 1. Be it ordained by the Mayor and Aldermen of the town of Hammond, that we recognize in the Hammond Fire Department, a volunteer organization, a valuable and necessary part of our town government.

Section 2. Be it further ordained, that in case of any fire within the town limits, upon the arrival of said fire department at the fire, the burning building, or buildings, and such adjacent property as shall be required to control the fire, shall be placed under exclusive control of said fire department, acting under its proper officers.

Section 3. Be it also ordained, that in order to preserve order at the fire and to enforce the foregoing provisions, the Mayor upon the recommendation of the Chief of the Fire Department, and the approval of the Board of Aldermen, shall appoint one member of the Fire Department to act as Fire Marshall, to have authority during and until the fire is extinguished, such Fire Marshall to be appointed and serve for one year from the first of May, unless removed for cause by the Mayor.

Section 4. Be it further ordained, that any one interfering with the work of the Fire Department while engaged in putting out or controlling a fire, shall be subject to arrest by the Fire Marshall, or the Town Marshall, and upon conviction of such offense in the Mayor's Court, shall be fined not less than five nor more than twenty-five dollars, or be imprisoned in the town jail not more than ten days, or both at the discretion of the Mayor.

Section 5. Be it further ordained, that the compensation of the Fire Marshall shall be the same as provided for the Town Marshall, in case of arrest and conviction.

Adopted May 4th., 1899.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.45

MAKING THE RUNNING AT LARGE OF HOGS, ETC., A
PUBLIC NUISANCE, AND PROVIDING FOR ABATING SAME.

Be it enacted, and it is hereby ordained, by the Mayor and Council of the Town of Hammond, in regular session convened; That in accordance with the third and 15th divisions of section 15 of act 136 of 1898, the running at large within the corporate limits of the town of Hammond of hogs, goats, sheep, bulls and stallions is hereby declared a nuisance, and as such it is hereby declared unlawful for the owner of any such animal mentioned above to allow same to roam at large within the corporate limits of the town of Hammond.

Be it further ordained, that it shall be the duty of the town Marshall to seize and take up any such animal running at large, and it shall be the duty of the Town Marshall to notify the owner of such animals if he be known and also to post a notice of the seizure at the post office, on the Bulletin Board there placed, and if such animal be not claimed within five days, it shall be sold by the Town Marshall at auction, and the proceeds turned over to the town treasurer, and by him held for the benefit of the town for thirty days after the sale, at the expiration of which time it shall become the property of the town and be placed to the credit of the street fund.

And be it further ordained, that the owner of any such animal, who shall allow the same to become a nuisance, by allowing such animal to roam at large, shall be deemed guilty of a misdemeanor and shall upon conviction in the Mayor's Court be fined not more than twenty-five dollars and costs, or imprisonment not more than ten days.

Be it further enacted, that this act shall take effect from and after its passage, and all laws or parts of laws inconsistent or in conflict herewith, be and the same are hereby repealed.

Adopted June 6th., 1899.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO. 48

AN ORDINANCE AGAINST SWIMMING OR BATHING IN THE NUDE STATE IN THE PUBLIC WATERS OF THE TOWN OF HAMMOND.

The Town Council of Hammond ordains, That it shall be unlawful for any person or persons to bathe or swim in the nude state in any of the creeks, bayous and public places in the Town of Hammond, La., between the rising and the setting of the sun.

Any person or persons violating the provisions of this Ordinance shall, on conviction thereof in the Mayor's Court, be fined not less than \$3.00 nor more than \$25.00, or in default of payment thereof shall be imprisoned in the town not exceeding ten days, or until said fine is paid.

This Ordinance shall take effect on and after its passage and publication. -

Adopted April 3rd., 1900.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.49

FRANCHISE BATON ROUGE H. & E.R.R.

Be it ordained, by the Town Council of the Town of Hammond:

Section 1. That there be and is hereby granted to the B.R.H. & E.R.R.Co., its successors and assigns, the right to construct, maintain and operate its R.R. and to run its engines, cars and trains, over, upon and across the following streets in the Town of Hammond, to-wit:

Church Street from the West town boundary line to and including the South end of the street, running North between the property of Jordon and Gaude. Then through Robinson Street, crossing the I.C. right of way and track to the East Boundary line of the town of Hammond. Also 300 feet North and 300 feet South of Robinson Street on West Railroad Avenue, and 660 feet North and 660 feet South of Robinson street on East Railroad Avenue. With the right to erect depots and warehouse buildings, and construct terminals thereon, and the alleys in the squares included within said street.

Provided: The B.R.H. & E.R.R.Co. shall commence construction of the road and carry on to completion the line between Baton Rouge and Hammond within five years from the adoption of this Ordinance, otherwise the ordinance will be null and void.

Provided: That said R. R. Co. in constructing its railroad and operating its cars, shall use and occupy said streets and alleys so as to interfere as little as possible with their use by the public, and shall restore such streets and alleys to the same condition they are now in, compatible with the construction of such railroad and the running of such trains.

Passed August 7th., 1900.

Approved August 8th., 1900.

J. C. Adams, Sec'y. of the Council

H. A. Kohnke, Mayor.

Minute Book, page No. 145.

ORDINANCE NO.50

RELATIVE TO NUISANCES AFFECTING THE PUBLIC HEALTH.

Be it enacted, and it is hereby ordained,
by the Mayor and Town Council of the Town of Hammond:

That it shall be unlawful for any property owner, or any resident of said town of Hammond to permit any cess pool, privy or any other accumulation of filth on their property, or that over which they have control, to become in such a condition as to be injurious to the health of any of the inhabitants of said town.

Be it further ordained, that it shall be unlawful for any person to permit or cause to be deposited in the gutters or streets of the town of Hammond, any filth, or slops or other vegetable or animal matter or refuse from the buildings or premises over which they have control, to the detriment of the health of any of the inhabitants of said town.

Be it further enacted, that whoever shall violate any of the foregoing provisions shall be deemed to have committed a nuisance, and is guilty of a misdemeanor and upon conviction in the Mayor's Court shall be subject to a fine of not less than Five or more than Fifty Dollars, or imprisonment for not more than twenty-five days.

That after conviction for a violation of this ordinance, any continuance of the same nuisance shall be a new offense.

Be it further ordained, that this Ordinance shall go into effect immediately after its adoption and its first publication.

Adopted October 2nd., 1900.

Approved October 3rd., 1900.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.52

Be it ordained, and it is hereby enacted by the Town Council of the town of Hammond, in regular session convened:

That in accordance with the request and plat on file by the Illinois Central Railroad Company permission is hereby granted the Illinois Central Railroad Company to move their turntable and place the same at a point on West Railroad Avenue twenty feet south of the southeast corner of Coleman Avenue, and for that purpose the East twenty feet of said West Railroad Avenue commencing at a point ten feet south of the southeast corner of Coleman Avenue is declared vacant, and not a public thoroughfare, for a distance of one hundred and eighty feet south.

Provided: That this Ordinance is only for the purpose of locating said turn-table on said West Railroad Avenue, and does not confer any further grant or privilege; and further provided, that if for any cause said turn-table should be removed from the site herein granted, then the property or Avenue shall be vacated and returned to the town of Hammond, said R.R. Co. agreeing to fill up any excavation made.

Adopted September 4th., 1901.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.53

RELATIVE TO BICYCLE RIDING ON SIDEWALKS.

Be it ordained, by the Town Council of the town of Hammond, in regular session convened, that on and after the passage of this ordinance, it shall be unlawful, and it is hereby declared to be a misdemeanor, for any person to ride a bicycle upon any sidewalk within the corporate limits of the town of Hammond.

And further, if any person shall after the passage of this act, ride a bicycle on a sidewalk of the town of Hammond, he or she shall be guilty of a misdemeanor, and subject to a fine of not exceeding Five Dollars and costs, or be imprisoned in the jail of the town of Hammond not less than one day, nor more than five days, to be imposed by the Mayor upon conviction for the violation of this Ordinance.

And further, it is hereby made the duty of the Town Marshall for the town of Hammond, to arrest and take before the Mayor any person violating this Ordinance.

Adopted November 5th., 1901.

J. C. Adams, Clerk.

W. E. Libby, Mayor pro tem.

ORDINANCE NO.54

An Ordinance ordering a special election at which shall be submitted to the property tax payers of the town of Hammond, entitled to cote under the laws of the State of Louisiana, the question of levying a special tax in aid of the Baton Rouge Hammond and Eastern R.R. of five (5) mills on the dollar per annum, in strict conformity to the petition of more than one-third of the property tax payers of said town, hereto annexed and made part hereof, and subject to the condition set forth in the said petition.

Section 1. Be it ordained, by the Town Council of the Town of Hammond (on May 20th., 1902.) in regular session convened. That a special election be held in the Town of Hammond on May 20th., 1902, at which election shall be submitted to the property tax payers of the town of Hammond who are entitled to cote under the laws of the State of Louisiana, the question of levying a special tax of five (5) mills on the dollar on the assessed value of all the taxable property in said town annually, for the period of ten (10) years, to-wit: For the years 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, and 1912, in aid of the Baton Rouge, Hammond and Eastern Railroad, a corporation organized under the laws of the State of Louisiana and domiciled in the City of Baton Rouge, as hereinbefore described in the petition of the property tax payers of said Town of Hammond.

Section 2. Be it further ordained, that the said special election shall be held under and in pursuance of the general election laws of the State of Louisiana, and at the polling places in said town at which the last town election was held, and the ballots shall be printed in accordance with the law.

Section 3. Be it further ordained, that the Board of Supervisors of Elections of the Parish of Tangipahoa are hereby requested to appoint commissioners and clerks of election at said polling places, to give due notice of said appointments and of the time and places of holding said special election, and to make returns of said election to the Secretary of State and the Mayor of the town of Hammond, who shall announce and promulgate the result of said election according to law.

Section 4. Be it further ordained, that the name of each voter shall be endorsed on his or her ballot. The commissioner of election shall receive the ballots of all the property tax payers of the said Town of Hammond who are entitled to vote under the laws of Louisiana and said commissioners shall make returns of the votes and amounts of the assessed value of the property vested for and against the levy of the said special tax.

Section 5. Be it further ordained, that this ordinance, and the petition of the tax payers, be published in the official journal of the Town of Hammond for full thirty clear days previous to the date of holding said election and that the ordinance shall take effect from and after its passage.

J. Q. Adams, Clerk.

H. A. Kohnke, Mayor.

PETITION.

CALL FOR SPECIAL ELECTION.

To the Mayor and Council of the Town of Hammond, La.

Gentlemen:

We, the undersigned, comprising more than one-third of the property tax payers of the town of Hammond, as appears by assessment roll of said town, in view of the great benefits to be derived by said town from the construction and operation of a railroad between the City of Baton Rouge and the towns of Hammond and Covington and eastwardly to and beyond Pearl River, respectfully petition your honorable body to levy a special tax of five (5) mills per annum for a period of ten (10) years, upon the taxable property of said town of Hammond, in aid of the Baton Rouge, Hammond and Eastern R.R., a corporation domiciled at Baton Rouge, in the parish of East Baton Rouge, La., and organized under the laws of Louisiana, for the purpose of building and operating a railroad between the city of Baton Rouge in the parish of East Baton Rouge, Hammond in the parish of Tangipahoa, and thence beyond to such points on Pearl River and in the states of Louisiana and Mississippi, and also to such points and places on the Mississippi Sound and the Gulf of Mexico as the Board of Directors of such corporation may determine.

That the said tax be levied for the years 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, and 1912.

Provided, however, that no part of said tax shall be levied, collected or paid over to said railroad until said railroad be completed and in operation between the City of Baton Rouge and the Town of Hammond, with suitable depots for passenger and freight traffic within such city and town; and that should said railroad be not so constructed and in operation before the first day of September of any year for which said tax is levied, then the tax levied for that year and all previous years shall be forfeited and no part thereof shall be collected.

We further petition your honorable body to order an election according to law, and the proper ordinance to submit said tax to a vote of the property tax payers of the Town of Hammond, in accordance with the Constitution and laws of the State of Louisiana.

W. E. Libby
J. H. Bondurant
W. H. Wright
T. S. Baltzell
R. Lillie
J. H. Gould
G. J. Goestch
J. B. Adams
L. E. Levy
W. R. Smith
Wm. Livingston
S. I. McDonald

L. Thomas
L. I. Way
J. W. Brewer
R. H. Duke
J. E. Wilcombe
Mrs. M. E. Willis
P. R. Baldwin
F. L. Crosby
I. P. Gary
C. G. Baltzell
Mrs. J. B. Adams
H. A. Kohnke

O. J. Muncy
J. W. Sentell
Wm. Toos, Sr.
B. M. Morrison
Joe Goldstein
F. K. Frist
A. J. White
S. L. Hill
H. Seib
T. M. Campbell
F. Karlton
E. Herbert

PETITION (Concluded).

J. B. Arnold
F. G. Stewart
D. H. Matthews
L. D. Spencer
R. E. Carr
L. E. Barnard ✓
H. A. Gould ✓
Chas. Bacon ✓
F. G. Lawson ✓
Geo. Platt
L. O. Perdue ✓
Howard Welsh
R. W. Smith ✓

H. C. Smith ✓
L. C. Reed ✓
G. E. Dunn ✓
P. Saal ✓
J. W. Thomas
J. P. Holt
C. A. Crowl ✓
G. Booth
J. H. Sisson
Willis Bros.
E. Boothe
W. R. Watson ✓
D. W. Wolff
J. M. Humphries. ✓

A. B. Landphere ✓
J. F. Barnard ✓
A. E. Durkee
J. M. Foote
C. E. Wood
Jane M. Bacon
C. W. Babcock
J. Wolf
G. W. Robinson
G. Tirmmerman
C. E. Cate ✓
Dr. J. L. Robinson ✓
J. C. Albin

ORDINANCE NO.55

RELATIVE TO ORDERS OF BOARD OF HEALTH.

Be it enacted, and it is hereby ordained, by the Town Council of the Town of Hammond, that whoever shall fail to comply with any order of the Municipal Board of Health, issued in accordance with Section 7 of Act 192 of 1898, shall be deemed to be guilty of a misdemeanor.

Be it further ordained, that whoever shall violate the foregoing provisions, shall upon conviction in the Mayor's Court, be subject to a fine of not more than Twenty-five Dollars, nor less than Five Dollars, or be imprisoned in the Town jail, not more than ten days.

Be it further ordained, that this ordinance shall be in force and effect from and after its passage and first publication.

Adopted May 6th., 1902.

J. Q. Adams, Clerk.

F. R. Saunders, Mayor pro tem..

ORDINANCE NO.56

RELATIVE OF HEALTH AND BOARD OF HEALTH.

Section 1. Be it ordained by the Council of Hammond, that no person shall bring or cause to be brought into the limits of the Town of Hammond any hides, bones, peltry, rags or other articles whatsoever may tend to produce infection or in any way to injure or endanger health.

Section 2. No person shall sell or offer, or expose for sale, in public or private, any blown, stale, decaying, putrid, rotten or unwholesome provisions, vegetables or fruits, or tainted meats or fish, or any impure or unround food, or any drink liable to be injurious to health, or the flesh of any animal that has died of disease, or which was diseased when killed. That who-soever shall violate the provisions of this ordinance shall be subject to a fine of not to exceed twenty-five dollars or be imprisoned in the town jail for a term not to exceed thirty days in default of the payment of the fine, to be imposed by the Mayor of the Town of Hammond, provided that the fine shall not exceed twenty-five days for each and every offense, not the imprisonment more than thirty days.

Section 3. No person shall sell or offer for sale any unwholesome or watered or adulterated milk, or milk known as swill milk, or milk from cows fed on swill garbage or other unhealthful matters, or any butter or cheese made from any such milk, or any unwholesome butter or cheese.

Section 4. All slaughter houses, dairies, stables, and other places where animals are kept for any purpose whatever, shall be kept clean and wholesome by removal of all odor, urine and other offensive matters, any by suitable cleansing as often as necessary.

Section 5. No lot shall be used for building purposes in the town of Hammond until the same shall have been inspected by the street commissioner, who shall give a certificate that such lot is filled above the level of the banquette, and grades so as to be effectually drained into the street gutter, and upon such certificate all owners, agents, contractors, and builders, are required to obtain permits from the Board of Health before commencing the erection of any buildings.

Section 6. The Board of Health may, in its discretion, for the protection of life and health, declare any structure or place unhealthy and may order such structure or place forthwith to be vacated and closed, and the same shall not be again occupied until it shall appear to have been so cleansed or repaired as to be fit for human habitation, and permission has been granted accordingly, by the Board of Health.

Section 7. No person shall commit a nuisance in any public street, square, or other place where the purity of the atmosphere is liable to suffer.

Section 8. Whenever, in the opinion of the proper officers of the Board of Health, any privy vault

ORDINANCE NO.56 (Continued).

may require disinfecting or deodorizing, the same shall be done by the owner, or tenant of the premises upon an order therefor within 36 hours.

Section 9. The sexton of the various cemeteries of the town of Hammond has authority upon proper application of the owners or heirs of the tombs, vaults and graves to open the same, but no tombs, vaults and graves shall be opened before one year for an adult and six months for a child, where human bodies have been interred, unless by a special permission from the Board of Health. Provided, that no tomb, vault or grave shall be opened by any sexton where death has resulted from any contagious disease, until two years have elapsed from the date of such death and burial, and no human body or remains shall be disinterred or dis-entombed, or removed, or brought within the town limits without permission in writing from the proper officers of the Board of Health.

Section 10. All practitioners of medicine, masters of any hotel, boarding or lodging house keepers, principals or masters of any public or private schools, the chief officers or persons in charge of any public institution of charity or punishment, and heads of families are hereby required to report within 24 hours to the office of the Board of Health, all cases within their cognizance presenting symptoms of Asiatic Cholera, Leprosy, Yellow Fever, Typhus or Ship Fever, Small-pox, Varicoid, Trichiniasis, or any other case that may at any other time be specified by the Board of Health.

That no person or persons shall bring into or within the limits of the town of Hammond, any animal sick with glanders. It is made the duty of the officers of the Police force, and also of all owners or persons in charge of animals, including veterinary surgeons to promptly report to the Board of Health any case or cases coming to their knowledge, of animals sick with glanders, as also every case which may be regarded as suspicious or exhibiting symptoms of said disease.

It is further ordained that whenever any animal is pronounced glandered by the veterinary surgeon or by any other graduated and reputable surgeon, the Board of Health shall order the killing of such animal, and the disposition of the carcass in such manner as said Board of Health may deem safest. All animals suspected of glanders shall be isolated at owner's expense, in such manner as said Board of Health may designate, until the true condition of the animal is established. Any owner of any animal having cause to suspect the same to be glanders, or any veterinary surgeon treating any animal so suspected, who shall fail to report immediately such suspected animal case to the Board of Health, shall for such neglect and failure to thus report, be fined not exceeding twenty-five dollars or imprisoned not exceeding thirty days, and any owner not submitting an animal suspected of being glandered to investigation and proper inspection by the veterinary surgeon of the Board of Health for ascertainment of its condition, or not isolating a suspected animal as the Board of Health directs, or removing or killing or disposing of any glandered or suspected animal in a manner contrary to the directions and intentions of this ordinance, shall for each offense be fined not

ORDINANCE NO.56(Concluded).

more than Twenty-five Dollars, or be imprisoned not more than thirty days.

Section 12. The fees for permits issued by the local Board of Health of the town of Hammond, shall be as follows: Building permits, 50 cents each; permits for bringing a corpse into town, 50 cents each.

Section 13. All citizens are hereby authorized to lodge complaints at the office of the Board of Health, or with the sanitary inspector, of any violation of this ordinance, and in order to facilitate such complaints, books of complaint shall be kept at the offices of the Board of Health and the sanitary inspector, and such books shall be at all times open for entering therein any complaints.

Section 14. No person shall wilfully obstruct, hinder or resist any officer or person duly authorized by the Board of Health in the execution or enforcement of any sanitary ordinance or order of said Board, or in entering into or upon any premises for the purpose of examining same.

Section 15. The penalty for violating any section or portion of this ordinance shall be a fine of not less than Five Dollars, nor exceeding Twenty-five Dollars, recoverable before the Mayor's Court of the town of Hammond. In default of the payment of fine and costs, imprisonment not exceeding thirty days for each and every offense.

Section 16. No child shall be admitted as a pupil in any public school unless he or she has been successfully vaccinated.

Section 17. All health ordinances formerly in force in the town of Hammond are hereby repealed and replaced by this ordinance.

Adopted February 3rd., 1903.

J. C. Adams, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO. 57

Whereas, the growth of the electrical business and the occupying of our streets by persons engaged in telephone, telegraph, electric light and power service render it necessary that the erection of poles and wires be done in such a manner as to serve the public interests, and at the same time protect life and property, and whereas this protection cannot properly be afforded unless the operation of the various company's are subject to proper control, therefore, be it ordained by the Mayor and Board of Aldermen of the town of Hammond, State of Louisiana:

Section 1. That the wires of electrical purposes shall be divided into two classes, as follows: First class, those for telephone, telegraph and signalling. Second class, those for electric light and power.

Section 2. Poles carrying wires of the first class and poles carrying wires of the second class shall be erected on opposite sides of the streets in all cases, except where the physical conditions are such as to make this impossible, but permission to vary from this rule must be made by the proper authorities.

Section 3. Poles shall be of such height that the lowest wire shall not be nearer the ground than 19 feet, and the wires of any company shall not come nearer the wires of any other company than 24 inches.

Section 4. Wires of the first class and wires of the second class must not occupy the same poles, except at crossings where the conditions may make it advisable.

Section 5. Be it further ordained, that this ordinance shall go into effect immediately insofar as any new work is concerned, and that any reconstruction of existing lines must be done in such a way in the future as will serve to separate, according to the terms of this ordinance, all existing lines according to their class.

Section 6. Any person, firm or corporation, and any employee of any person, firm or corporation, violating the terms of this ordinance, shall be punished by a fine of not less than Five Dollars or more than Twenty-five Dollars for such offense, and by imprisonment in default of payment of the fine, of not more than ten days, each day the violation continues to constitute a separate offense.

Section 7. Any person, firm or corporation erecting or having already located poles and wires not conforming to the rules herein laid down, shall be required to remove same promptly, upon twenty-four hours written notice being given by the proper authorities to remove same, and unless so removed the work of removal may be done by the city at the expense of the owner.

Section 8. All laws or parts of laws in conflict with the provisions of this ordinance be and the same are hereby repealed.

Adopted April 7th., 1903.

J. Q. Adam, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.59

Be it ordained by the Mayor and Board of Aldermen in Council convened: That the Hammond Mineral Water Company, Limited, its successors or assigns, a corporation organized under the laws of the State of Louisiana, is hereby accorded and granted the right, power and authority to erect and maintain in the town of Hammond, La., and in, over and through all streets, highways, public-ways and places therein, all such wires, conductors, mains and cables as shall be, or may be come necessary to establish and extend as may be required, electric lights and a system of lighting by electricity and power in said town of Hammond, and to supply the demand therefor and for electric lights as such demand may arise or grow up, and also the right, power and authority in furtherance of the foregoing purpose and objects, to erect all such poles or masts and lay all such wires, cables and mains under the surface of streets, highways, public ways and places, and do all such things as may be or become necessary or expedient to carry out the said objects and purposes, in conformity with ordinances of said town of Hammond regulating the construction and maintenance of electric light, power and other wires.

Be it further ordained, that in the event of the Town of Hammond deciding at any time during the life of this franchise to install an electric light plant under municipal ownership, it shall have the right to purchase the electric light plant installation, and property appurtenant thereto, from the Hammond Mineral Water Company, Limited, its successors or assigns, at the actual cost of it, of the construction thereof, or under the appraisalment of three competent authorities on the subject.

The Hammond Mineral Water Co., Ltd. shall have the right and privilege to trim trees along its various routes, and cut same as the exigency of the service may require, by and with the consent of the street commissioner of the town of Hammond, Louisiana.

This franchise and right is granted for the term of twenty years, from the date of acceptance by the Hammond Mineral Water Co. Ltd., of the grants, rights, and franchises under this ordinance.

Be it further ordained, that the Mayor of the Town of Hammond, is authorized to enter into and sign a Notarial contract with said Hammond Mineral Water Co. Ltd., for such rights as may be required by the Town Council of the said Town of Hammond, Louisiana.

Adopted July 9th., 1902.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.61

AN ORDINANCE PROVIDING FINES AND
PENALTIES FOR KEEPING OR AIDING IN
KEEPING DISORDERLY HOUSES.

Be it ordained, by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana: That any person keeping or aiding in keeping a disorderly house within the corporate limits of the Town of Hammond, shall upon conviction be fined not less than \$5.00 or more than \$50.00, or imprisoned in the town jail not less than 5 days or more than 30 days, or both, at the discretion of the Mayor.

Adopted December 1st., 1903.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.62

AN ORDINANCE PROVIDING FINES AND
PENALTIES FOR COMMITTING ASSAULT
AND BATTERY.

Be it ordained, by the Mayor and Board of Aldermen: That any person who shall commit any assault and battery upon any person within the corporate limits of the town of Hammond, and not in self-defense or otherwise justified, upon conviction shall be fined not less than \$1.00, nor more than \$50.00, or imprisoned in the town jail not exceeding 30 days, or both at the discretion of the Mayor.

Adopted December 1st., 1903.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO. 63

AN ORDINANCE PROVIDING FINES AND
PENALTIES FOR COMMITTING ASSAULT.

Be it ordained, by the Mayor and Board of Aldermen, that any person who shall commit an assault upon any person within the corporate limits of the town of Hammond, upon conviction shall be fined not more than \$10.00 or imprisoned not more than 10 days in the town jail, or both at the discretion of the Mayor.

Adopted December 1st., 1903.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

I certify the above to be a
true and correct copy of
Ordinance No. 63 of Town of
Hammond -
J. J. Fennell
City Clerk -

ORDINANCE NO.64

An Ordinance to levy, collect and enforce payment of an annual license tax upon all persons, associations of persons, or business firms and corporations pursuing any trade, profession, vocation, calling or business, except those who are expressly excepted from such license tax by Article 229 of the Constitution; and prescribing the mode and method in which certain persons subject to license shall make report of their business.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that there is hereby levied an annual license tax for the year A.D., 1904, and for each subsequent year, upon each person, association of persons, pursuing any trade, profession, vocation, calling or business firms, or corporations pursuing any trade, profession, vocation, calling or business within the corporate limits of the Town of Hammond, La.

Section 2. Be it further ordained, that on the second day of January, 1904, and each subsequent year the town tax collector shall begin to collect, and shall collect as fast as possible, from each person or business firms, association of persons and corporations pursuing within this town any trade, profession, vocation, calling or business, a license tax as hereinafter graduated.

All licenses shall be due and collectable during the first two months of each year and all unpaid licenses shall become delinquent on the first day of March of each year, and all firms who commence business after that date, shall become delinquent unless the license is paid within ten days.

Section 3. Be it further ordained, that the annual license tax shall be based on gross annual receipts, except where otherwise specified in this ordinance, and the said license tax shall be graduated as follows, to-wit: When gross annual receipts are over \$40,000 and less than \$50,000, the annual license shall be \$40.00; when said receipts are over \$30,000 and less than \$40,000, the annual license shall be \$30.00; when said receipts are over \$25,000 and less than \$30,000, the annual license tax shall be \$25.00; when said receipts are over \$20,000 and less than \$25,000, the annual license tax shall be \$20.00; when said receipts are over \$15,000 and less than \$20,000, the annual license tax shall be \$15.00; when said receipts are over \$5,000 and less than \$15,000, the annual license tax shall be \$10.00; when said receipts are \$5,000 or less, the annual license tax shall be \$5.00.

Section 4. Be it further ordained, that for each business carrying on a Bank, banking company, association, corporation or agency, the license shall be placed on the declared or nominal capital and surplus, as follows, to-wit: When the said declared or nominal capital is \$50,000.00, or less, the license shall be \$30.00.

ORDINANCE NO.64 (Concluded).

Section 5. Be it further ordained, that every individual or individuals carrying on the business or profession of physician, attorney-at-law, editor, dentist, oculist, photographer, jeweler, and all other business not herein provided for, shall be graded the same as in Section 3, but the license shall be one-half of those established in Section 3.; and provided no license shall be issued hereunder for less than Five Dollars.

Section 6. Be it further ordained, that for every business of keeping a hotel, where lodging and eating are combined, the license shall be based on the number of furnished lodging rooms for guests, as follows, to-wit:

When said rooms are in number 45 or more, and less than 75, the license shall be \$75.00.

When said rooms are in number 30 or more, and less than 45, the license shall be \$50.00.

When said rooms are in number 15 or more, and less than 30, the license shall be \$25.00.

When said rooms are in number 12, or more, and less than 15, the license shall be \$15.00.

When said rooms are in number 9, or more, and less than 12, the license shall be \$10.00.

When said rooms are in number 6, or more, and less than 9, the license shall be \$ 5.00.

Section 7. Be it further ordained, that the business of the previous years, as also the actual condition and result of business of the current year for new firms, associations or corporations, for the purpose of calculating license, shall be ascertained by the tax collector in the sworn statement of the person or persons in interest, his or their duly authorized agent or officer, made before the tax collector or his deputy; provided, that if the tax collector be not satisfied with the said sworn statement, he shall traverse the same by a rule taken in proper court.

Section 8. Be it further ordained, that upon the refusal of any person, firm or corporation to pay the license herein provided for, the tax collector shall proceed to collect the same in accordance with the law.

Section 9. Be it further ordained that this ordinance shall take effect from and after its adoption.

Adopted December 30th., 1903.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.65

An Ordinance to provide for the collection of an annual per capita street tax from all male citizens of the Town of Hammond, Louisiana, between the ages of 21 and 55 years, and to provide penalties for the non-payment of same.

Be it ordained, by the Mayor and Board of Aldermen of the Town of Hammond, La: That it shall be the duty of the Town Tax Collector to serve written or printed notice on all male citizens of the Town of Hammond, between the ages of 21 and 55 years, notifying them that they are required to come forward within ten days from date of such notice and pay to the tax collector the sum equal to the amount which may have been adopted by the Mayor and Board of Aldermen as the per capita street tax for any one year, the said per capita street tax having been levied by the Mayor and Board of Aldermen for the maintenance of the streets and bridges within the corporate limits of Hammond, and:

Be it further ordained, that it shall be the duty of the tax collector to report to the Mayor of the town, any such person or persons as may refuse or fail to pay such per capita street tax and the Mayor shall forthwith issue his warrant ordering the arrest of any such person or persons, who upon conviction shall pay a fine of not less than the amount of per capita street tax levied, together with all costs, and in default of payment of fine and costs said convicted person or persons to be sentenced to serve a term not to exceed five days in the town jail.

Be it further ordained, that all ordinances, or parts of ordinances, in conflict with this ordinance be and the same is hereby repealed.

Adopted June 7th., 1904.

E. Richardson, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO. 67

An Ordinance ordering a special election at which shall be submitted to the property tax payers of the Town of Hammond, entitled to vote under the laws of the State of Louisiana, the question of issuing negotiable coupon bonds for the purpose of purchasing or constructing and maintaining a system of water works and drainage, and providing for the levying of a special tax for the purpose of paying the principal and interest on said bonds.

Section 1. Be it ordained, by the Mayor and Board of Aldermen of the Town of Hammond, La., in special session convened, that a special election be held in the town of Hammond on the 7th day of February, 1905, at which election shall be submitted to the property tax payers of the said town of Hammond, who are entitled to vote under the laws of the State of Louisiana, the question of issuing negotiable coupon bonds in the amount of Thirty Thousand Dollars (\$30,000.00), said bonds to be the of Five Hundred Dollars each, and bear interest at the rate of five per cent per annum, and the period that said bonds shall run shall be thirty years, and the interest on said bonds shall be due and payable annually on the first day of January.

Section 2. Be it further ordained, that the Mayor and Town Clerk be and they are hereby authorized to execute said bonds, and place the same on sale at the office of the Town Treasurer of said town of Hammond, on or before the 1st day of April, 1905, and the interest and principal of said bonds shall be paid at the office of the said town Treasurer of the Town of Hammond, or any bank at New Orleans that the Mayor and Board of Aldermen may select. Provided, that none of said bonds shall be disposed of at less than their face value.

Section 3. Be it further ordained, that for the purpose of liquidating the interest and principal of said bonds, a special annual tax, not to exceed five mills on the dollar of assessed valuation be levied on all real and personal property of the said town of Hammond subject to municipal tax.

Provided, that for the term of five years or until such period of time it shall be deemed proper to retire a portion of the principle of said bonds, the rate of taxation shall be adequate to cover the interest and maintenance, and shall not exceed five mills on the dollar.

Section 4. Be it further ordained, that the Town of Hammond reserves the right to redeem all or a portion of said bonds, after a period of five years.

Section 5. Be it further ordained, that the purpose for which the above mentioned bonds are to be issued is hereby declared to be the purchase or construction and maintenance of a system of Water Works and drainage for the Town of Hammond, Louisiana.

ORDINANCE NO.67(Concluded).

Section 6. Be it further ordained, that eighty per cent of the amount derived from the sale of said bonds, or as much thereof as shall be necessary shall be devoted to the purchase or construction of the water-works part of said system and twenty per cent of the amount derived from the sale of said bonds or so much thereof as shall be necessary shall be devoted to the construction and maintenance of the drainage part of said system.

Section 7. Be it further ordained, that the said special election shall be held under and in pursuance of the general election laws of the State of Louisiana, and at the polling place in said town at which the last general election was held, and the ballots shall be printed according to law. And upon the ballots to be used at said special election shall be printed the words: "For the proposition submitted to the vote of the property tax payers of Hammond, La., by ordinance No.67, adopted on the 5th day of January, 1905." and the words: "Against the proposition submitted to the property tax payers of the town of Hammond, La., by ordinance No.67, adopted on the 5th day of January, 1905."

Section 8. Be it further ordained, that the name of each voter shall be endorsed on his or her ballot, and the commissioners of election, shall receive the ballots of all the property tax payers of the said town of Hammond, who are entitled to vote under the laws of the State of Louisiana, and said commissioners shall make returns of the votes and amounts of the assessed value of the property voted for and against the issuing of said bonds and the levying of said special tax. Said returns shall be made to the Mayor and Board of Aldermen.

Section 9.. Be it further ordained, that this ordinance be published in the official journal of the town of Hammond for full thirty (30) clear days previous to the date of holding said special election, and that this ordinance shall take effect from and after its adoption.

Adopted this 5th day of January, 1905.

Jno. W. Skinner, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.68

An Ordinance amending ordinance No.67,
adopted January 5th., 1905.

Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, in special session convened, that ordinance No.67 adopted January 5th., 1905, be and it is hereby amended by striking out the word January in the twenty-first line of said ordinance and inserting the word April, so as to make the coupons for interest mature annually on April 1st, the date of the bonds.

Adopted March 24th., 1905.

Jno. W. Skinner, Clerk.

H. A. Kohnke, Mayor.

ORDINANCE NO.69

An Ordinance prescribing the form of the bonds and interest coupons issued under ordinance No. 67, adopted January 5th., 1905.

Be it ordained, by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that the form of the bonds to be issued in conformity with Ordinance No.67, adopted January 5th., 1905, shall be as follows, to-wit:

UNITED STATE OF AMERICA.

STATE OF LOUISIANA

(Emblem of Pelican)

THE TOWN OF HAMMOND

Five per cent water and drainage bond.

KNOW ALL MEN BY THESE PRESENTS, That the Town of Hammond, a municipal corporation of the State of Louisiana, under the provisions of Act No.136, of the General Assembly of Louisiana, of the year Nineteen Hundred and Ninety-eight, Anno Domini, is hereby indebted unto the bearer hereof, in the sum of Five Hundred Dollars, in lawful money of the United States of America, with interest at the rate of five per cent per annum from the date hereof, payable annually on the first day of April of each year hereafter, at the Hibernia Bank and Trust Company of New Orleans, Louisiana. The annual interest shall be paid on presentation of coupons hereto attached as they become due and the principle sum shall be due and payable on the First day of April, Nineteen Hundred and Thirty-five, Anno Domini, provided, however, that said Town of Hammond at its option after five years from date may pay the principle sum evidenced by this bond, in which event the coupons not then due shall be void.

This Bond is one of a series of sixty bonds, numbered from one to sixty, inclusive, aggregating the sum of Thirty Thousand Dollars, all of which are issued by authority of the Mayor and Board of Aldermen of the Town of Hammond, for the purpose of purchasing or constructing and maintaining a system of Water Works and Drainage, under an ordinance adopted at an election in the said Town of Hammond under the provisions of Act No.114 of the General Assembly of Louisiana, of the year 1900, held on the 7th day of February, 1905. As amended by Ordinance No.68.

The form of this Bond and coupons, as well as the recital s therein contained, have been fixed and determined by an ordinance duly passed by the Mayor and Board of Aldermen of the said Town of Hammond, as provided by law.

ORDINANCE NO.69(Concluded).

The Mayor and Board of Aldermen of said Town of Hammond, do hereby covenant and agree that the faith, credit and resources of said Town, are inviolably and irrevocably pledged for the payment of the principle and the interest hereof.

It is hereby certified that all the acts, conditions and things required to be done and performed, precedent to and in the issuance of this series of bonds have been properly done and performed in regular and due form as required by law, and that the amount of this issue, together with all other indebtedness of said Town does not exceed any Statutory or Constitutional limitation thereof.

In witness whereof this bond is signed by the Mayor and Clerk with their signatures and attested by the corporate seal of the Town of Hammond, Louisiana, this the first day of April, Nineteen Hundred and Five, Anno Domini.

John W. Skinner, Clerk.

H. A. Kohnke, Mayor.

Be it further ordained, that the form of coupons attached to said bonds be as follows, to-wit:

\$25.000 On the 1st day of April, 19__ \$25.00

The Town of Hammond, Louisiana will pay to the bearer hereof Twenty-five Dollars, at the Hibernia Bank and Trust Company of New Orleans, Louisiana, being the installment of interest due on its five per cent water works and drainage Bond No. _____

Adopted March 24th., 1905.

Jno. W. Skinner, Clerk..

H. A. Kohnke, Mayor.

ORDINANCE NO. 71

An Ordinance to provide for the fine and punishment of persons guilty of disturbing the peace within the corporate limits of the Town of Hammond, by using loud, obscene or profane language or fighting.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, duly convened: That, on and after the promulgation of this ordinance it shall be unlawful for any person or persons within the limits of the corporation of the Town of Hammond to disturb the peace of the said town by using loud, obscene or profane language, or engage in a fight.

Section 3. Be it further ordained, that when any persons shall be found guilty by the Mayor, after due charges preferred and trial of same, of any of the aforesaid enumerated in this ordinance constituting a disturbance of the peace of the said Town of Hammond, within its corporate limits, and after conviction thereof, he shall be fined in a sum not less than Five Dollars nor more than One Hundred Dollars, or be imprisoned not less than one day nor more than Thirty days; or both fine and imprisonment in the discretion of the Mayor.

Section 3. Be it further ordained, that all laws and ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. Be it further ordained, that this ordinance shall be of full force and effect on and after its promulgation.

Passed June 6th, 1905.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

See Minute Book, Page 73.

*I certify - the above and foregoing
is a true and correct copy
of Ordinance No. 71 of the City of
Hammond -*
Amuletta
June 13 - 1916
H. G. Kungali
Secretary

ORDINANCE NO.74

An ordinance extending the rights, privileges and franchises granted to the Baton Rouge, Hammond and Eastern Railroad.

Be it ordained by the Town Council of the Town of Hammond:

Whereas, by ordinance No.49, approved August 8th, 1900, there was granted to the Baton Rouge, Hammond and Eastern Railroad Company, its successors or assigns, the right to construct, maintain and operate its railroad and run its engines, trains and cars over, upon and across the following streets in the Town of Hammond, to-wit: Church Street from the west boundary line to and including the south end of the street, running North between the property of Jordan and Gaude; thence through Robinson street crossing the Illinois Central right of way and track to the east boundary line of the Town of Hammond; also three hundred (300) feet north and three hundred (300) feet south of Robinson street on West Railroad Avenue, and six hundred and sixty (660) feet north of Robinson street and six hundred and sixty (660) feet south of Robinson Street on East Railroad Avenue, with the right to erect depots, warehouses and buildings and construct terminals thereon and the alleys in the squares included within said streets; provided that the Baton Rouge, Hammond and Eastern Railroad should commence the construction of said Railroad and carry on the completion of the line between Baton Rouge and Hammond, within five (5) years from the date of the adoption of the said ordinance, and:

Whereas, the said grant will expire on the 8th day of August, 1905 and the said Baton Rouge, Hammond and Eastern Railroad Company has applied for an extension of these said grants:

Be it ordained by the Town Council of the Town of Hammond, that all of the rights, privileges and franchises granted to the said Baton Rouge, Hammond and Eastern Railroad under the provisions of Ordinance No. 49 of the said Town Council of the said town of Hammond, approved August 8th, 1900, be and they ~~shall~~ are hereby extended in favor of said Baton Rouge, Hammond and Eastern Railroad Company, its successors or assigns, subject to all of the conditions and provisions in said original ordinance contained.

Provided, that the said Baton Rouge, Hammond and Eastern Railroad Co., its successors or assigns, shall complete the construction of the line between Baton Rouge and Hammond within two (2) years from the date of the adoption of this ordinance, otherwise the said grants, privileges and franchises to be null, void and inoperative.

Adopted September 5th, 1905.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

See Minute Book, page 85.

ORDINANCE NO.75.

An ordinance to prohibit loitering or congregating around any railroad depot, etc., by idle persons, without business, and providing a penalty for violation of this ordinance.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, duly convened: That on and after the promulgation of this ordinance, it shall be unlawful for any person within the limits of the corporation of the Town of Hammond to loiter, or congregate, around any railroad depot, church, public hall or other place where they are not employed or do not have business requiring their presence.

Section 2. Be it further ordained that it shall be the duty of the Town Marshall, or any police officer of the Town of Hammond, to disperse any idlers, or loafers, and it shall be the duty of said officers to arrest any person refusing to disperse as before mentioned and bring them before the Mayor's Court, where, upon conviction they shall be fined not less than one dollar and costs, and not more than ten dollars and costs, to be confined in the town jail for not less than one day or more than thirty days, or both fine and imprisonment in the discretion of the Mayor.

Section 3. Be it further ordained, that all laws or ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. Be it ordained, that this ordinance shall be of full force and effect on and after its promulgation.

Adopted September 11th, 1905.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

(See Minute Book, page 86.)

ORDINANCE NO. 76.

An ordinance ordering a special election at which shall be submitted to the property tax payers of the Town of Hammond, entitled to vote under Act 202 of the year 1898, of the General Assembly of the State of Louisiana, the question of levying a special tax in aid of the Baton Rouge, Hammond and Eastern Railroad, which said tax is not to exceed five mills on the dollar per annum for a period of ten years, the amount to be realized in any one year not to exceed the sum of Two Thousand Two Hundred (\$2,200.00) Dollars, in conformity with the petition of more than one third of the property tax payers of said Town of Hammond of the Parish of Tangipahoa, hereto annexed and made a part hereof, and subject to the conditions set forth in said petition.

Section 1. Be it ordained by the Town Council of the Town of Hammond in regular session convened: That a special election be held in the said Town of Hammond on the 24th day of October, 1905, at which said election shall be submitted to the property tax payers of said town, who are entitled to vote under the laws of the State of Louisiana, to-wit: Act No. 202 of 1898, and Article No. 270 of the Constitution of Louisiana, the question of levying on all taxable property in the said Town of Hammond a tax not to exceed five mills on the dollar per annum for a period of ten years, in aid of the Baton Rouge, Hammond and Eastern Railroad Company, a corporation organized under the laws of the State of Louisiana, and having its domicile in the city of Baton Rouge, this state, to said tax to run from the year 1907 to 1916, both inclusive, and to be levied and collected according to law.

Section 2. Be it further ordained; that the said special election shall be held under the general election laws of this state as far as practicable at the ~~existing~~ polling places established by law in the Town of Hammond, and that the ballots to be used at said election shall be of the following form, to-wit: "For a special tax of 5 mills in aid of the Baton Rouge, Hammond and Eastern Railroad, annually for a period of ten years, the amount to be realized not to exceed Two Thousand Two Hundred Dollars (\$2,200.00) in any one of said years."

Section 3. Be it further ordained; that the Supervisors of Election of the Parish of Tangipahoa are hereby requested to appoint commissioners and clerks to serve at said election, to give due notice of said appointments, and the time and place of holding said

ORDINANCE NO.76 (Concluded).

election and to make their returns of said election held in the said town of Hammond, to the City Council of the Town of Hammond, who shall announce and promulgate the results of said election according to law.

Section 4. Be it further ordained, etc., that the Commissioners of Election shall receive the ballots of all the property tax payers of said Town of Hammond, who are entitled to vote under Act 302 of 1898 and Article 270 of the Constitution of the State of Louisiana, and shall cause the said voter to endorse his name thereon, and shall deposit same in the ballot box in the presence of the voter and said Commissioners shall make returns on the number of votes, and the amounts of the assessed value of the property for and against the said tax.

Section 5. Be it further ordained, etc., that the said tax shall be payable only when and after the said Baton Rouge, Hammond and Eastern Railroad, its successors and assigns, shall have constructed and completed the standard gauge railroad from the city of Baton Rouge, state of Louisiana, through the parish of Livingston, into and through the town of Hammond, and thence to a junction with some trunk line of railroad of standard gauge, connecting with some trunk line East of Hammond, and under the express terms and conditions of the petition of the property tax payers. That the said tax shall first be extended on the assessment roll for the year 1907, but no part thereof shall be paid to the said Railroad unless and until all of the above conditions are complied with.

Section 6. Be it further ordained, etc., that this ordinance and the petition of the tax payers be published according to law, and for full thirty days, previous to the date of holding said election, and that the said ordinance take effect from and after its passage.

Adopted September 5th, 1905.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 77

An Ordinance to provide for the fine and punishment of persons guilty of turning in a false alarm.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond in regular session convened, that on and after the promulgation of this ordinance it shall be unlawful for any person or persons, within the limits of the corporation of the town of Hammond, to turn in a false alarm of fire, or in any way to be the cause of a false alarm being turned in, or in any way whatso ever to meddle or tamper with the fire alarm system unless in case of fire.

Section 2. Be it further ordained, that when any person shall be found guilty by the Mayor, after due charges preferred and trial of the same, and after conviction thereof he shall be fined in a sum not less than ten dollars and costs, nor more than Fifty Dollars and costs, or be imprisoned not less than ten days nor more than thirty days, or both fine and imprisonment at the discretion of the Mayor.

Section 3. Be it further ordained, that all laws and ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. Be it further ordained, that this ordinance shall be of full force and effect on and after promulgation.

Adopted November 7th, 1905.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

(See Minute Book, page 92)

ORDINANCE NO. 78

An Ordinance prohibiting the erection or construction of buildings and structures of wood and other material than stone, iron, brick, or other fire proof material, with roofs of other material than slate, iron, tin, or other fire proof roofing, within certain limits, and prohibiting moving into said certain limits from elsewhere, any structure or building other than stone, brick, iron or other fire proof material; and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that it shall be unlawful for any person to erect, construct or cause to be erected or constructed, any wooden building, or building composed of any other material than stone, iron, brick, or other fire proof material within the following limits, to-wit: That portion of the Town of Hammond within and bounded by the East line of Cherry street, the South line of Harris Avenue, the West line of Oak street, and the North line of Charles street.

Section 2. Be it further ordained, that it shall be unlawful to move into the said above limits, from elsewhere, any structure or building constructed of other than fire proof material.

Section 3. Be it further ordained, that any person violating the provisions of this ordinance, shall upon conviction, be fined not less than Ten Dollars or more than One Hundred Dollars, or imprisoned not less than five days, nor more than thirty days, or both at the discretion of the Mayor, and the said structure or building be immediately removed at the expense of the owner.

Section 4. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith, will be and the same are hereby repealed.

Section 5. Be it further ordained, that this ordinance shall become effective on and after its passage.

Adopted March 6th, 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 79.

An Ordinance prohibiting the discharge of fireworks of any character within that portion of the town of Hammond bounded on the East line of Cherry street, the West line of Oak street, the North line of Charles street and the South line of Morris Avenue; and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that it shall be unlawful to discharge fireworks of any character whatever in the town of Hammond in the limits bounded as follows, to-wit: On the East by the East line of Cherry street, on the South by the south line of Morris Avenue, on the West by the west line of Oak street, and on the North by the north line of Charles street.

Section 2. Be it ordained that any person found guilty of violating this ordinance shall be fined in a sum not less than Five Dollars, nor more than Fifty Dollars, or imprisonment not less than five days nor more than thirty days, or both at the discretion of the Mayor.

Section 3. Be it ordained that all ordinances, or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Be it further ordained, that this ordinance shall become effective on and after its passage.

Passed March 6th, 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 80.

An Ordinance prescribing the duties of the Marshall of the Town of Hammond and fixing the penalty for violation.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that the Marshal shall be Chief of Police of said town.

Section 2. Be it further ordained, that he shall execute all warrants issued upon affidavits for violation of the ordinances of the town, and shall arrest all offenders for violations of ordinances committed in his presence without warrant.

Section 3. Be it further ordained, that he shall be jailer, and detain in the town jail all persons arrested until released on bond approved by the Mayor or finally discharged after trial, or upon execution of sentence when convicted.

Section 4. Be it further ordained, that he shall collect all fines imposed by the Mayor, and within twenty-four hours after collection shall pay over the same to the town Clerk.

Section 5. Be it further ordained, that he shall remain in the town in the discharge of his duties every day unless excused by the Mayor in writing for good cause, and when so excused, he shall furnish at his own expense a satisfactory substitute to be approved by the Mayor.

Section 6. Be it further ordained, that upon conviction for the first violation of this ordinance, he shall be punished by a fine, of not less than Ten and no more than One Hundred Dollars, or imprisonment of not less than one day nor more than thirty days, or both fine and imprisonment at the discretion of the Mayor; and upon a second violation of this ordinance he may be fined or imprisoned as per first offense or he may be removed from office.

Section 7. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. Be it further ordained, that this ordinance shall take effect from and after its passage.

Passed April 3rd., 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 81

An Ordinance ordering a special election at which shall be submitted to the property tax payers of the town of Hammond, Louisiana, entitled to vote under the laws of the State of Louisiana, the Question of issuing negotiable coupon bonds for the purpose of redeeming the issue of coupon bonds of date of April 1st, 1905, and for the purpose of purchasing or constructing a system of waterworks and drainage and providing for the levying of a special tax for the purpose of paying the principal and interest on said coupon bonds.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, in regular session convened, that a special election be held in the town of Hammond, Louisiana, on the 26th day of June, 1906, at which election shall be submitted to the property tax payers of the said town of Hammond, who are entitled to vote under the laws of the state of Louisiana, the Question of issuing negotiable coupon bonds, in the amount of Forty Thousand Dollars, said bonds to be of the denomination of Five Hundred Dollars each, and bear interest at the rate of five per cent per annum, and the period that said bond shall run shall be thirty years, and the interest on said bonds shall be payable annually on the first day of July.

Section 2. Be it further ordained, that the Mayor and Town Clerk be and they are hereby authorized to execute said bonds and place the same on sale at the office of the Town Treasurer of said Town of Hammond, on or before the first day of August 1906, and the principal and interest on the principal of said bonds shall be paid at the office of said Town Treasurer of the town of Hammond, or at any Bank in New Orleans, Louisiana, that the Mayor and Board of Aldermen may select; provided, that none of said bonds shall be disposed of at less than their face value.

Section 3. Be it further ordained, that for the purpose of liquidating the interest and principal of said bonds a special annual tax of five mills on the dollar of the assessed valuation be levied on all real and personal property of the Town of Hammond, Louisiana, subject to municipal tax.

Section 4. Be it further ordained, that the Town of Hammond reserves the right to redeem all or a portion of said bonds after a period of fifteen years.

Section 5. Be it further ordained, that the purpose for which the above mentioned bonds are to be

ORDINANCE NO.81 (Concluded).

issued, are hereby declared to be the purchase or construction of a system of waterworks and drainage for the town of Hammond, La., and the proceeds of sale of said bonds shall be used for said purpose in the following manner: Thirty Thousand Dollars, or so much thereof as may be necessary of the amount derived for sale of said bonds, shall be devoted to the retirement and redemption of the issue of bonds of date of April 1st, 1905, and the remaining Ten Thousand Dollars derived from the sale of said bonds shall be an addition to the drainage fund of Six Thousand Dollars, resulting from the issue of bonds of date of April 1st, 1905. Provided, the holders of issue of bonds of date of April 1st, 1905, consent to their redemption, and the adoption of this ordinance by vote of the qualified property owners with the consent of the holders of said bonds, shall repeal the tax voted to meet the said issue of bonds of date of April 1st, 1905.

Section 6. Be it further ordained, that the said special election shall be held under and in pursuance of the general election laws of the state of Louisiana, and under the provisions of Act 145 of the General Assembly of Louisiana for the year 1902, and that the polling place in said town at which the last general election was held, and the ballots shall be printed in accordance with the law. And upon the ballots to be used in said special election shall be printed the words: "For the proposition submitted to the vote of the property tax payers of Hammond, Louisiana, by Ordinance No.81 adopted on tenth day of May, 1906." And the words: "Against the proposition submitted to the property tax payers of Hammond, Louisiana, by Ordinance No.81. adopted on the tenth day of May, 1906."

Section 7. Be it further ordained, that the name of each voter shall be endorsed on his or her ballot and the commissioners of election shall receive ballots of all the property tax payers of said town of Hammond, La., who are entitled to vote under the laws of the state of Louisiana, and said commissioners shall make returns of the votes and the amounts of the assessed value of the property for and against the issuing of said bonds, and the levying of said special tax, said returns shall be made to the Mayor and Board of Aldermen.

Section 8. Be it further ordained, that this ordinance be published in the official Journal of the town of Hammond for full thirty days previous to the date of holding said election and that this ordinance shall take effect from and after its adoption.

Adopted May 10th, 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 82

An Ordinance to regulate and provide for the taxing of owners and harborers of dogs, and to destroy dogs running at large; to provide for the erection of all needful pounds, within or without the limits of the town, and to appoint and to confirm keepers thereof and to establish and enforce rules governing the same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that it shall be unlawful for any person to own or harbor any male or female dog in the limits of the Town of Hammond, without first having obtained a license tag therefor.

Section 2. Be it further ordained, That the tax required shall be the sum of One Dollar per annum for each dog, and the sum of Two Dollars per annum for each female dog, so owned or harbored.

Section 3. Be it further ordained, That not to obtain the license tag named in Section 1, is hereby declared a violation of this Ordinance and the penalty therefor shall be the impounding of any male or female dog so owned or harbored running at large, at an expense to the owner or harborer of fifty cents, in addition to the tax of One Dollar on each dog, and Two Dollars on each female dog, and in default of the payment of the tax so named, and the penalty of fifty cents for impounding the said dog or female dog, the said impounded animal shall be killed by the Marshall after keeping said animal in pound one day.

Section 4. Be it further ordained, That the Marshall of the Town of Hammond, is the impounding officer and it shall be his duty to establish a pound within or without the limits of the town, and to carry out the provisions of this ordinance.

Section 5. Be it further ordained, That the penalty of fifty cents per animal so impounded shall go to the Marshall as remuneration for keeping the pound, and for carrying out the provisions of this Ordinance.

Section 6. Be it further ordained, That this Ordinance shall be in full force and effect on and after June 15th, 1906.

Passed June 5th, 1906.

EJ. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 83.

An Ordinance levying a tax in favor of the Baton Rouge, Hammond and Eastern Railroad, in accordance with the election held on petition of the property tax payers.

Whereas at a regular meeting of the Council of the Town of Hammond on the 5th day of September, 1905, a petition was presented to said Council signed by more than one-third of the property tax payers in number and amount of said Town of Hammond praying that a special election be held in said town, at which should be submitted to the property tax payers of said town entitled to vote thereon, a proposition to levy a special tax of five mills on the dollar on the assessed and assessable property in said town, in aid of the Baton Rouge, Hammond and Eastern Railroad Company, annually for a period of ten years from the year 1907 to 1916, both inclusive, the amount to be realized from said tax not to exceed the sum of \$2,200.00 in any one of said years, and:

Whereas at said meeting an Ordinance was adopted ordering said election to be held on the 24th day of October 1905, which said election was accordingly held on said date, and resulted in a constitutional majority both in number and amount, in favor of said proposition, the returns of which said election were duly promulgated by publication in the "Hammond Vindicator", November 3rd, 1905.

Section 1. Be it ordained by the Council of the Town of Hammond, in regular session convened: That in accordance with said petition and election and subject to all the conditions set forth in said petition, there be and is hereby levied a special tax of five mills on the dollar on the assessed ~~value~~ and assessable property in the Town of Hammond, Parish of Tangipahoa, annually and for each of the years 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, and 1916, in aid of the Baton Rouge, Hammond and Eastern Railroad Company, its successors or assigns, and payable to said company, its order or assigns.

Section 2. Be it further ordained, that if upon the completion of the listing of the property of the Town of Hammond for taxation by the assessor in any one of said years, and upon the submission and approval of the tax lists to the Police Jury of the Parish of Tangipahoa, it shall appear from said list that said special tax of five mills will produce for such a year a sum in excess of \$2,200.00, then, and in that event the Council shall reduce the rate of special tax for such year to such a rate as will realize \$2,200.00 for such year, for the benefit of said Railroad Company, and the tax shall thereupon be extended at said reduced rate on the assessment rolls of said Town of Hammond.

ORDINANCE NO.83 (Concluded).

Section 3. Be it further ordained, that the payment of this subsidy shall depend and be conditioned upon the construction of said Railroad, and no part of said tax shall be paid over to said railroad until the same is in operation, as provided by the petition of tax payers aforesaid.

Section 4. Be it further ordained, that this ordinance shall take effect from and after its passage.

Adopted July 3rd., 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 89

An Ordinance to establish a pound for the impounding of animals running at large in violation of Ordinances of the Town of Hammond.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that the Mayor be and is hereby authorized to select a suitable place for a pound where animals running at large in violation of the Ordinances of the Town of Hammond, Louisiana, can be placed, and to suitably fence and provide the same with gates, fastenings and necessary equipment.

Section 2. Be it further ordained, that this ordinance take effect from and after its passage.

Passed October 2nd, 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 90

An Ordinance to prevent the running at large of horses, mules, asses and neat cattle, within the limits of the town of Hammond, Louisiana, and to provide a penalty for the violation thereof, and for the impounding of all such animals found running at large and fixing the costs of impounding, keeping and selling same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that it shall hereafter be unlawful for any horses, mules, asses and neat cattle to run at large within the limits of the Town of Hammond, Louisiana.

Section 2. Be it further ordained, that it shall be the duty of the Marshall of the Town of Hammond, Louisiana, to capture and impound, in a pound to be provided, all such animals mentioned in Section 1 of this Ordinance, which may be running at large and to give written notice of its impounding to the owner, by delivery to him in person, or leaving said notice at his home, if he be absent therefrom, if he be a resident of the Town of Hammond, La., and if he be a non-resident of said town by registering said written notice to his Post Office address and if the name and address of the owner cannot be ascertained notice shall be given by posting at the principal front door of Mayor's Office for ten days.

Section 3. Be it further ordained, that there shall be imposed on each and every animal mentioned in Section One, found running at large in said limits, a penalty of One Dollar, and the Marshall shall be entitled to charge a fee of fifty cents for each day such animal shall remain impounded, to be paid by the owner of such animal before such animal is released from the pound, and for each sale made under this ordinance the Marshall shall receive One Dollar, to be taken from proceeds of sale.

Section 4. Be it further ordained, that if the animals so impounded be not claimed by the owners within forty-eight hours after notice, and should the charges for impounding and keeping and feeding the said animals be not paid within forty-eight hours after giving notice, by delivery, mail or otherwise, as herein provided, by the owner thereof, and such animals be permitted to remain in the pound longer than forty-eight hours after such notice then it shall be the duty of the Marshall to advertise in two issues of the official journal of the town of Hammond, La., the impounding of such animals with such descriptions of marks and appearance as may lead to such animals' identification and to sell such animals to pay the cost of penalty, impounding, keeping, selling and advertising, unless the owner thereof comes forward and making due proof of the ownership shall pay all costs accrued. All sales to be at public auction, at the front door of the pound on Saturday of each week and between legal sale hours: All monies received from such sales in excess of the penalties, costs, charges and

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ORDINANCE NO. 90 (Concluded).

advertising, as herein provided, shall be paid into the Town Treasury, to be held for account of the owner.

Section 5. Be it further ordained, that all Ordinances in conflict with this ordinance at hereby repealed.

Section 6. Be it further ordained, that this ordinance shall take effect on and after January 1st, 1907.

Passed October 4th, 1906.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 91

An Ordinance to provide for the proper disposition of paper, trash, garbage and other inflammable material, and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that it shall be unlawful to burn any paper, trash, garbage or other inflammable material in any street, square or public place in the fire limits of the Town of Hammond, not to burn paper, trash, garbage or any other inflammable material in any yard or lot within fifty feet of any house or inhabited place; and it shall be the duty of all persons to cause all such inflammable material to be removed out of said fire limits within a delay of not more than twenty-four hours, and to cause to be burned without the limits one hundred feet, all such material within a delay of not more than twenty-four hours.

Section 2. Be it ordained, that all persons violating the provisions of this Ordinance, shall be fined not less than Five Dollars, nor more than Twenty-five Dollars.

Section 3. Be it ordained, that this Ordinance shall take effect upon its promulgation, and that all ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Passed, February 5th, 1907.

J. H. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO.92

An Ordinance relative to preventing fires, by proper construction of flues and chimneys in the fire limit of the Town of Hammond, La., and providing a penalty for the violation thereof.

Section 1. Be it enacted by the Mayor and Board of Aldermen of the Town of Hammond, that flues in all buildings in the fire limits established in said town, shall have walls and eight inch jams; flues larger than two hundred and fifty square inches shall be constructed with walls not less than eight inches thick; and all flues shall extend at least eight feet above the roof. Flues with more than five hundred square inches shall have walls not less than twelve inches thick; and all walls containing flues shall be plastered on the brick, or shall be covered with metallic lath or wire cloth before plastering.

Section 2. Be it enacted, that any person violating the provisions of this ordinance shall upon conviction be fined not more than Fifty (\$50.00) Dollars, or imprisoned not more than thirty (30) days, or both fine and imprisonment at the discretion of the Mayor.

Section 3. Be it enacted, that all ordinances or parts of ordinances inconsistent herewith are hereby repealed and this ordinance shall take effect from and after its promulgation.

Adopted February 5th, 1907.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO.93

An Ordinance to prohibit the keeping of grog or tippling shops and to prohibit the retailing of spiritous or intoxicating liquors within the corporate limits of the town of Hammond, La., and fixing fines and penalties for the same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that whoever shall keep a grog or tippling shop, or retail spiritous or intoxicating liquors without previously obtaining a license from the Town of Hammond, on conviction, shall be fined not less than Twenty-five nor more than One Hundred Dollars, or shall be imprisoned not less than five days nor more than thirty days, or shall suffer fine and imprisonment as the court may deem proper; and in default of paying fine and costs, shall be imprisoned for a term within the discretion of the Court, but not to exceed thirty days.

Section 2. Be it further ordained, that all ordinances or parts of ordinances inconsistent or in conflict with this ordinance, be and the same are hereby repealed, and that this ordinance shall take effect on and after its passage.

Passed, March 27th, 1907.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

A true Copy

W. L. Hargate

Apr-7-1915

ORDINANCE NO. 94

An Ordinance requiring the Illinois Central Railroad to have a flagman stationed at the intersection of the tracks of said Railroad Company and Thomas street, prohibiting the engineer or conductor of any passenger, freight, or work or other train from crossing said Thomas street when flagman is not stationed at its intersection with said tracks, and providing a penalty for the violation thereof.

Section 1.. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that hereafter the Illinois Central Railroad Company is required to have a flagman stationed at the intersection of Thomas street and the tracks of the said Railroad Company whenever and passenger, freight, work or other train is crossing said Thomas Street.

Section 2. Be it further ordained, that the engineer and conductor in charge of any passenger, freight, work or other train, are hereby prohibited from running such train across Thomas street when a flagman is not stationed as herein provided.

Section 3. Be it further ordained, that for each and every violation of this Ordinance the conductor and engineer in charge of any train crossing Thomas street without a flagman stationed as herein provided for, shall each be fined not less than Ten Dollars nor more than Fifty Dollars, and in default of payment of fine and costs, shall be imprisoned not less than one day, nor more than thirty days.

Section 4. Be it further ordained, that the public good requiring it, this ordinance shall go into effect ten days after its passage, and after it shall be notified to the Station Agent of the said Illinois Central Railroad Company at Hammond.

Passed April 12th, 1907.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 95

An Ordinance authorizing the Mayor to sign and accept a lease of a certain lot of ground lying West of the Illinois Central Railroad track, and fronting on South side of Thomas street, in the Town of Hammond, from the Illinois Central Railroad Company, to be used as a site for the erection of a building in which to store hose cart and other fire apparatus, and fixing the terms, conditions and considerations of said lease.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that the Mayor be and he is hereby authorized to sign and accept a lease of a certain lot of ground, lying west of the Illinois Central Railroad Co.'s track, and fronting the South side of Thomas street, in the Town of Hammond, from the Illinois Central Railroad Company, to be used as a site for the erection of a building in which to store hose cart and other fire apparatus, on the terms and conditions and for the consideration set out in a lease heretofore submitted to the Mayor and Board of Aldermen by said Railroad Company.

Passed March 5th, 1907.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO.96

An Ordinance granting to the Hammond Lumber Company, Limited, its successors or assigns, permission to construct, maintain and operate for a period of thirty years, a railroad track for switching purposes or the carrying of passengers and freight for hire, from a point fifty-five feet South of Robert street and on West side of East Railroad Avenue, to the property belonging to the said Hammond Lumber Company, Limited, and fixing the penalty for failure to comply with the terms of this ordinance.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that the Hammond Lumber Company, Limited, its successors or assigns, be and they are hereby granted permission to construct, maintain and operate a railroad track for switching purposes, or the carrying of passengers or freight for hire, said track to be constructed down East Railroad Avenue, the center of track being 15 feet from the West side of said Avenue and beginning at a point fifty-five south of the South line of Robert street, and running in a northerly direction down said East Railroad Avenue, to said Hammond Lumber Company, Limited, its successors or assigns' property, which is north of Dakota street.

Section 2. Be it further ordained, that this permit is granted for a term of thirty years.

Section 3. Be it further ordained, that said Hammond Lumber Company, Limited, its successors or assigns, shall so construct, maintain and use said track so as not to interfere with the use of said street by the public.

Section 4. Be it further ordained, that a failure to so construct, maintain and use said track, shall ipso facto revoke this permit.

Section 5. Be it further ordained, that all ordinances or parts of ordinances, so far as they conflict with this permit, and to that extent only, be and the same are hereby repealed, and that this ordinance shall take effect on and after its promulgation.

Passed April 12th, 1907.

J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 97

An Ordinance providing for the working of the streets of the Town of Hammond by the municipal prisoners thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that hereafter all prisoners sentenced to jail, or who are sentenced to jail in default of the payment of fine for the violation of any municipal ordinance of the town of Hammond, shall be worked on the streets of said town for the term of their sentence under the supervision of the Marshall.

Section 2. Be it further ordained, that this ordinance shall go into effect from and after its publication.

Passed July 2nd, 1907.

John A. Ross, Clerk.

R. E. Junc, Mayor.

Minute Book, page 14.

ORDINANCE NO.98

An Ordinance granting an extension of twelve months to the Baton Rouge, Hammond and Eastern Railroad on their franchise.

Be it ordained by the Town Council of the Town of Hammond:

Whereas by ordinance No.49, approved August 6th, 1900, there was granted to the Baton Rouge, Hammond and Eastern Railroad Company, its successors and assigns, the right to construct, maintain and operate its railroads, and run its engines, trains and cars over, upon and across the following streets in the town of Hammond, to-wit: Church street from the west boundary line to and including the south end of the street, running North between the property of Jordan and Gaudé, thence through Robinson street, crossing the Illinois Central right of way and track to the East boundary line of the Town of Hammond. Also three hundred (300) feet North and three(300) hundred feet South of Robinson street, on West Railroad Avenue, and six hundred and sixty (660) feet North of Robinson street and six hundred and sixty (660) feet South of Robinson street on East Railroad Avenue, with the right to erect depots, warehouses and buildings and construct terminals thereon, and the alley in the squares included within said streets: Provided, that the Baton Rouge Hammond and Eastern Railroad shall commence the construction of said road and carry on the completion of the line between Baton Rouge and Hammond within five (5) years from the adoption of said ordinance, and:

Whereas by Ordinance No.74, adopted on the 6th day of September, 1905, these said grants were extended for a period of two years from the date of the adoption of the said Ordinance and the Baton Rouge, Hammond and Eastern Railroad Company has now applied for an extension of these grants:

Be it ordained by the Town Council of the Town of Hammond, that all the rights, privileges and franchises granted to the Baton Rouge, Hammond and Eastern Railroad Company under the provisions of Ordinance No.49, of the said Town Council of the said Town of Hammond, approved August 8th, 1900, and under the provisions of Ordinance No.74, of the said Town Council of the said Town of Hammond, adopted September 6th, 1905, be and they are hereby extended in favor of the said Baton Rouge, Hammond and Eastern Railroad Company, its successors and assigns, subject to all of the conditions and provisions in said original ordinance contained; provided that the said Baton Rouge, Hammond and Eastern Railroad Company, its successors and assigns, shall complete the construction of the line between Baton Rouge, and Hammond within twelve months from the date of the adoption of this ordinance, otherwise the said grants,

ORDINANCE NO.98(Concluded).

privileges and franchises to be null, void and inoperative.

Provided; That nothing herein shall in any manner conflict with Ordinance No.96, granted to the Hammond Lumber Company, on April 12th, 1907.

And, provided also: That this Ordinance does not grant the right as to erecting depots and other buildings on East and West Railroad Avenues as granted in Ordinances Nos. 49 and 74.

Adopted September 3rd., 1907.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO. 99

An Ordinance declaring certain persons vagrants, and fixing a penalty for vagrancy.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that all persons who, not having visible means to maintain themselves, live without employment; all persons wandering abroad, and living in taverns, beer houses, bar rooms, market places, streets, basins, out-houses, uninhabited buildings, or cars, steamboats or water craft, public buildings or the open air; and persons wandering about and begging, who go about from door to door, or place themselves in the streets, highways, passages, alleys or other places to beg or receive alms, all tramps, all female street walkers, all habitual drunkards, or persons able to work who do not, but who live on the wages or personal earnings of their wives, minor children or other females; all persons who live by begging, gambling or trading in stolen goods, within the limits of the Town of Hammond are hereby declared to be vagrants.

Section 2. Be it further ordained, that any person or persons charged with vagrancy shall be tried by the ordinary process before the Municipal Court, and upon conviction under the said charge of vagrancy shall be punished by a fine of not less than five dollars, or more than twenty-five dollars, or by imprisonment of not less than ten days or more than thirty days, or both at the discretion of the Court.

Section 3. Be it further ordained, that all ordinances or parts of ordinances in conflict or inconsistent herewith be and the same are hereby repealed, and that this ordinance shall go into effect immediately on and after its passage.

Adopted December 10th, 1907.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.100

An Ordinance making it a misdemeanor to interfere with any officer of the Town of Hammond, La., in the execution of his duties and affixing the penalty for same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that on and after the passage of this ordinance it shall be unlawful and is hereby declared to be a misdemeanor to interfere in any manner with any Officer of the Town of Hammond, La., in the execution of his duties.

Section 2. Be it further ordained, that any person found interfering, as in Section One, shall be subject to arrest and upon conviction of such offense in the Mayor's Court, shall be fined not less than \$5.00, nor more than \$25.00, or be imprisoned in the Town Jail not more than twenty days.

Section 3. Be it further ordained, that all ordinances or parts of ordinances in whatsoever manner they may conflict with this ordinance are hereby repealed ~~xxxx~~ ~~xxxxxxxxxxxx~~ and made null and void.

Adopted December 10th, 1907.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.101

An Ordinance making the possession of United States licenses or of appliances prima facie proof of guilt.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that the fact that any person in said town has in his or her possession, or has pasted in or about his or her place of business, a receipt, license or stamp showing payment of the special tax levied under the laws of the United States upon the business of retailing intoxicating liquors, or the fact that any such person shall have paid such special tax for the retailing of intoxicating liquors, or shall be found in the possession of appliances adapted to the retailing of intoxicating liquors shall be prima facie proof that the person owning or controlling such receipt, license, stamp or appliances, or having paid such special tax is engaged in the retailing of intoxicating liquors in the Town of Hammond, Louisiana.

Section 2. Be it further ordained, that the public good requiring it, this ordinance takes effect on and after its passage.

Adopted, March 9th, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.102

An Ordinance to prohibit gambling for money or any representative of money and providing a punishment therefor: and to prohibit any owner, lessee or proprietor of any building to permit any gambling for money or any representative of money from being held in such building.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that whoever shall engage in any gambling for money, or for any representative of money, in the limits of the said Town of Hammond, shall, upon conviction, be fined in a sum of not less than Ten dollars, nor more than One Hundred dollars, or imprisoned for not less than five days, nor more than thirty days, or both at the discretion of the Court.

Section 2. Be it further ordained, that any owner, lessee, or proprietor of any building who shall permit in or about the same, or on the premises connected therewith, the playing of any gambling game for money or representative of money shall, upon conviction thereof, be fined not less than fifty dollars, nor more than One Hundred dollars, or be imprisoned not less than five days, nor more than thirty days, or both at the discretion of the Court.

Section 3. Be it further ordained, that all ordinances, or parts of ordinance in conflict with or inconsistent with the provisions of this Ordinance, be and the same are hereby repealed, and the public good requiring the same, this ordinance shall take effect on and after its passage.

Approved March 9th, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.103

An Ordinance dividing the Town of Hammond, Louisiana,
into four wards and describing the dividing
lines and the limits of said wards.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that the said town of Hammond, be and the same is hereby divided into four wards, the dividing lines to run as follows: Beginning on the South side of Thomas street at its intersection with the corporate limits of said town on the East; thence running West on said South line of Thomas street, to the Northeast corner of Fire and Hose House No.2, situated West of the south bound main line of the Illinois Central track, thence, South 30 feet; thence West 8 feet; thence North 30 feet; to the Northwest corner of Fire and Hose House No.2; thence on the South line of Thomas street to where the same intersects with the corporate limits on the West; and the territory lying North of said line shall be Wards One and Three, and lying South of said line shall be Wards Two and Four. Wards One and Two shall be separated by a line beginning fifty feet West of the West track of the Illinois Central Railroad, Thirty feet South of the south line of the south line of Thomas street and running thence northerly parallel to the West track of the Illinois Central Railroad, till said line intersects the Northern line of corporate limits; and the line dividing Wards Three and Four shall begin at the same starting point and run in a Southerly direction parallel to the said west track of the Illinois Central Railroad to where the said line will intersect with the Southern boundary line of said corporate limits: Ward One being the Northeast ward of said town; Ward Two being the Southeast ward of said town; Ward Three being the Northwest Ward of said town, and Ward Four being the Southwest Ward of said town.

Section 2. Be it further ordained, that this ordinance shall take effect from and after its passage.

Approved March 31st, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.104

An Ordinance to provide for the polling place and the manner of holding municipal elections in the town of Hammond, Louisiana, and to provide for the election of the Mayor and Marshall, and one Alderman at Large and one Alderman from each of said four wards of the said town of Hammond.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana; that the municipal elections shall be held under the general election laws of the State of Louisiana; and the polling place thereof ~~xxxx~~ is hereby declared to be Fire Hose House No.2 on Thomas Street and West Railroad Avenue.

Section 2. Be it further ordained, that there shall be provided four ballot boxes, one for each ward of the municipality, which said ballot boxes shall be arranged to receive the ballots from qualified voters from each ward separately.

Section 3. Be it further ordained, that there shall be one set of Election Commissioners, Clerk and other Election Officers as provided by the general election laws, who shall have control of and canvass the returns, according to law, of each of aforesaid ballot boxes.

Section 4. Be it further ordained, that one Alderman shall be elected in each Ward by ballot deposited in the box arranged for his ward; and there shall be elected the Mayor and Marshall and the remaining one Alderman at large.

Section 5. Be it further ordained, that this ordinance shall take effect from and after its passage.

Approved March 31st, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO. 105

An Ordinance prohibiting the deposit and discharge into the street and gutters of the Town of Hammond, of all offal, contents of cess pools where same is offensive, and other offensive matter, and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, La., that it shall be unlawful to deposit or throw any offal, or discharge and cess-pool overflow pipe, where same is offensive, or other offensive matter into the streets or gutters of the town of Hammond.

Section 2. Be it further ordained, that any person or persons or corporations violating this provisions of this ordinance shall, upon conviction, suffer fine, not less than \$5.00 nor more than \$100.00 and the person or persons, and the officer responsible therefor of any corporation, may be imprisoned for not less than one day nor more than thirty days, or both fine and imprisonment at the discretion of the Mayor.

Section 3.

Be it further ordained, that where upon trial and conviction of any person under the preceeding sections of this ordinance for violation thereof, it shall appear that the violation was caused by neglect, failure or refusal of the owner of the property to provide proper means of disposing of the above described offensive matter, said owner of said property shall be deemed guilty of the same offense, and upon due trial be convicted, shall receive fine or imprisonment, or both, not to exceed the fine and imprisonment fixed in Section 2., of this ordinance.

Section 4. Be it further ordained, that any person or persons not complying with the terms of this ordinance within thirty-six hours after notice has been served by the Board of Health, shall be arrested by the Marshall and brought before the Mayor to answer charge of violation of this Ordinance.

Section 5. Be it further ordained, that this ordinance take effect on and after its passage, and that all ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed.

Adopted April 7th, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.106

An Ordinance to regulate the running of Pool and Billiard Halls and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that it shall be unlawful for any minor to go into or frequent any hall in which the games of Pool and Billiards are played.

Section 2. Be it further ordained, that it shall be unlawful for the proprietor, owner or his employees or any other person or persons to permit the playing of, or engaging in, any game of pool or billiards in any pool or billiard hall between the hours of 12 P.M. and 6 A.M. of every week night and between the hours of 12 P.M. Saturday night and 6 A.M. Monday morning.

Section 3. Be it further ordained that any person who shall violate the provisions of this ordinance shall on conviction thereof be fined in the sum of not less than Ten Dollars, nor more than One hundred dollars, or imprisonment for not less than five days nor more than thirty days, or both at the discretion of the Court.

Section 4. Be it further ordained, that this ordinance shall be effective on and after its passage.

Adopted April 7th, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO. 107

An Ordinance to provide precautions and prescribe rules regulating the running of railway engines and cars and governing the speed thereof within certain limits in the town of Hammond, Louisiana, to prevent accidents at the crossings within said limits and on the tracks of the said railway and fixing a penalty for the violation of the same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, Louisiana, that when any railroad train or engine shall be moving or standing still on either the East or West main line, or the house track, or side track of the Illinois Central Railroad, between the North line of Charles street on the north and South line of Thomas street on the South, it shall be unlawful for any other railroad train, any engine or loose cars to move on the track within said limits, except trains carrying the U.S. mail, and then only when preceded by a flagman at a distance of not less than twenty feet, who shall precede said train, engine or cars on foot, and that said train, engine or cars when moving on any track within said limits when there is already another train either moving or standing on said track in said limits to reduce its speed and to proceed at a speed not exceeding four miles per hour until the said limits are passed, these conditions to be fulfilled whether the train be freight or passenger, and whether it be moving forward on schedule, or switching or going into a siding for the purpose of clearing the track for other trains.

Section 2. Be it further ordained, that all trains, engines and cars operating on the Illinois Central Railroad tracks shall, upon approaching Morris Avenue on the South when moving in a Northerly direction, or Robert street on the North when moving in a Southerly direction, reduce their speed not to exceed four miles per hour and shall maintain no greater speed within the said limits of Morris Avenue on the South and Robert street on the North, and at no time, either in proceeding on schedule or in switching or in going into a siding for the purpose of clearing tracks for other trains, to exceed four miles per hour while within said limits.

Section 3. Be it further ordained, that in complying with the provisions of this ordinance in Section 1, the pilot or flagman who shall precede the moving train, engine or cars, at the distance of not less than twenty feet, shall precede and remain constantly in view of the engine-man, who shall keep his train, engine or cars under absolute control that an immediate stoppage may be made on signal from the pilot.

ORDINANCE NO.107 (Concluded).

Section 4. Be it further ordained, that any engine-man, conductor, brakeman, flagman or other member of the train crew violating this ordinance shall, upon conviction be fined in a sum not less than five dollars, nor more than One Hundred dollars, or imprisonment of not less than two days, nor more than thirty days, or both at the discretion of the Court.

Section 5. Be it further ordained, that in consideration of the large number of serious accidents which have occurred within the aforesaid limits by reason of the moving of trains, this ordinance shall become effective upon its passage.

Approved, April 21st, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO.108

An Ordinance providing for licensing peddling at the trains in the Town of Hammond and penalty for violation of same.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that it shall be unlawful for any person to peddle any fruit, produce or any article whatsoever at the trains in the town of Hammond, without a license.

Section 2. Be it further ordained, that all persons peddling at the trains in the town of Hammond shall pay a license fee of \$7.50 per annum, which license shall not be transferable.

Section 3. Be it further ordained, that any person violating the terms of this ordinance shall be brought before the Mayor's Court for trial, and upon conviction shall be fined not less than \$7.50 and costs, and in default of payment of fine and costs, shall be imprisoned in the town jail not less than 5 days, not more than 20 days.

Section 4. Be it further ordained, that all ordinances or parts of ordinances in whatsoever manner they may conflict with this ordinance are hereby repealed.

Approved July 7th, 1908.

John A. Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO. 109

An Ordinance to muzzle dogs running at large within the corporate limits of the Town of Hammond.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that it shall be unlawful for any person to permit the running at large, unmuzzled, of any dog within the corporate limits of the town of Hammond between the 1st of May and the 1st of November.

Section 2. Be it further ordained, that any dog running at large within the corporate limits of the town of Hammond, unmuzzled, shall be killed by the Town Marshall or Deputy.

Section 3. Be it further ordained, that this ordinance shall take effect ten days from passage, the public good requiring the same.

Passed August 11th, 1909.

John A. Ross, Clerk.

R. E. June, Mayor.

The above ordinance
No. 109 was repealed
by the Council on Tues-
day June 6th 1911.

ORDINANCE NO.110

An Ordinance providing for the election of Mayor, five Aldermen and Marshall, for the Town of Hammond for the ensuing term; fixing the date, manner and place of holding same and appointing the Commissioners thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the town of Hammond, that in accordance with the charter of said town and election for Mayor, five Aldermen and Marshall, for the ensuing term, shall be held on Tuesday the Twentieth day of April 1909; that said election shall be held under the general election laws of the State of Louisiana, and the voting place in each of the four wards of said town shall be as heretofore established.

Section 2. Be it further ordained, that in each of said four wards, the Mayor, Marshal and one Alderman from the ward, and one Alderman from the town at large, shall be voted on.

Section 3. Be it further ordained, that the following qualified voters shall be the Commissioners and Clerks of said Election in their respective wards, viz:

Ward No.1, C. A. Crowl
Ward No.2, A. J. White
Ward No.3, O. Y. Gallup
Ward No.4, Merritt Miller.

Section 4. Be it further ordained, that the Mayor is hereby authorized to issue his proclamation calling said election in accordance with the provisions of this ordinance.

Section 5. Be it further ordained, that this ordinance shall take effect from and after its adoption.

Adopted March 2nd, 1909.

John A. Ross, Clerk.

R. T. June, Mayor.

ORDINANCE NO.111

An Ordinance dedicating a piece of land at the corner of W.R.R.Avenue and Thomas Street, adjacent to the I.C.R.R. right of way, for a memorial site for Stewart monument.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the town of Hammond, La., that the following certain piece of land, being the corner of the square formed by the intersection of West Railroad Avenue and Thomas street, adjacent to the I.C.R.R. right of way in said town of Hammond, be and the same is hereby dedicated and set apart as a site for the memorial monument to be erected to the memory of Francis Gurley Stewart, who sacrificed his life on the 13th day of April 1908, in preventing the death of Gary Bewcaw, a little child.

Section 2. Be it further ordained, that this dedication shall remain and continue so long as the said site is used for the memorial monument and in the event of the removal of said monument at any future time the said site shall revert to and become a part of the public thoroughfare and property of the town of Hammond aforesaid.

"Greater love hath no man than this, that a man lay down his life for his friend."

Section 3. Be it further ordained, that this ordinance take effect on and after its passage.

Adopted March 2nd, 1909.

John A Ross, Clerk.

R. E. June, Mayor.

ORDINANCE NO. 112

An Ordinance requiring owners, tenants and occupants, or their agents, of real property situated within the corporate limits of the Town of Hammond to cut and to remove all the grass weeds and bushes therefrom and the sidewalks adjacent thereto: and providing a penalty for failure to do so.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the town of Hammond, that on and after the passage of this ordinance the owners of unimproved or unoccupied, or owners, tenants and occupants or their agents, of improved or occupied real property situated within the corporate limits of the town of Hammond, be and they are hereby required to cut and remove all grass, weeds and bushes growing and being thereupon and the sidewalks adjacent thereto within ten days after receipt of a written notice so to do, issued by the Mayor.

Section 2. Be it further ordained, that failure to comply with the foregoing section after the receipt of the said notice shall subject the offender thereof to a fine of not less than One Dollar, and not more than Twenty-five Dollars; or imprisonment of not less than one day and not more than thirty days, or both fine and imprisonment at the discretion of the Mayor.

Section 3. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Passed October 6th, 1909.

Approved October 6th, 1909.

Attest: J. B. Adams, Town Clerk. S. L. Powlett, Mayor.

ORDINANCE NO.113

An Ordinance to prohibit the erection of any building within the corporate limits of the Town of Hammond without first obtaining a permit so to do, from the Mayor and Board of Aldermen, and providing a penalty for the violation of this ordinance.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that on and after the passage of this ordinance it shall be unlawful for any person to erect or attempt to erect any building within the corporate limits of the Town of Hammond, without having first obtained a permit so to do from the Mayor and Board of Aldermen of the Town of Hammond.

Section 2. Be it further ordained, that whenever any person desires to begin the erection of any building within the corporate limits of the town of Hammond he shall present plans and specifications thereof, together with a description of the site upon which proposed building is to be erected, in writing, to the Mayor and Board of Aldermen, at any regular or special meeting, with the request that he be permitted to erect a building in conformity with the plans and specifications, and upon the site submitted to them. That when the Mayor and Board of Aldermen have considered the said plans, specifications and building site, and the request for permission to erect the proposed building, they shall forthwith issue a permit therefor to the petitioner, if the question is favorably voted upon.

Section 3. Be it further ordained, that whosoever shall violate this ordinance shall be subjected, upon conviction, to a fine of not less than Ten Dollars, nor more than Fifty Dollars, or of imprisonment of not less than one day, nor more than thirty days, or both fine and imprisonment in the discretion of the Mayor.

Section 4. Be it further ordained, that all laws or parts of laws in conflict with this ordinance are hereby repealed.

Passed March 1st, 1910.

Approved March 1st, 1910.

Attest: J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 114

An Ordinance regulating the running of Automobiles, Motor Cars, Motor Cycles and Motor Vehicles of any description, within the corporate limits of the Town of Hammond; and making the violation thereof an offense and providing a penalty therefor.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that on and after the passage of this ordinance, it shall be unlawful for any person to run or propel an automobile, motor car, motor-cycle or motor vehicle of any description upon the streets and roads within the corporate limits of the town of Hammond, unless a permit has been issued by the Mayor and Board of Aldermen for the operation thereof.

Section 2. Be it further ordained, that the owner of any automobile, motor car, motor-cycle, or motor vehicle of any description shall, before he can lawfully run or propel such machine upon the streets or roads within the corporate limits of the town of Hammond, obtain a permit so to do from the Mayor and Board of Aldermen; that said permit shall contain the name of the owner of the machine, a description of the machine, the number of passengers it is to carry and the number it is to bear.

Section 3. Be it further ordained that the first applicant for a permit to run or propel any automobile, motor car, motorcycle or motor vehicle of any description under this ordinance shall have his machine numbered One; and each succeeding applicant shall have his machine numbered with the succeeding numeral in the order applied for. That the said number shall be placed upon a metal plate six inches wide by ten inches long, and shall be exhibited in a conspicuous place at the rear of the owner's machine.

Section 4. Be it further ordained, that it shall be unlawful for any person to run or propel any automobile, motor car, motorcycle, or motor vehicle of any description upon the streets or roads of the Town of Hammond at a greater rate of speed than ten miles per hour.

Section 5. Be it further ordained, that it shall be unlawful for any person to run or propel any automobile, motor car, motorcycle, or motor vehicle of any description upon the streets or roads of the town of Hammond between the hours of sunset and dawn without having two white lights on the front of the machine and one red light on the rear of the machine, all of which must be conspicuously displayed.

Section 6. Be it further ordained, that it shall be unlawful for any person to run or propel any automobile, motor car, motorcycle or motor vehicle of any description upon the streets or roads of the town of

ORDINANCE NO. 114 (Concluded)

Hammond, unless the machine is equipped with a horn, gong or bell of sufficient penetration to carry its sound two hundred feet. That it shall be the duty of the operator of such machine to sound the alarm at every street or road crossing on approaching them.

Section 7. Be it further ordained, that it shall be unlawful for any person under the age of sixteen years to run or propel any automobile, motor car, motorcycle or motor vehicle of any description upon the streets or roads of the town of Hammond.

Section 8. Be it further ordained, that a fee of Five Dollars shall be charged for each permit issued by the Mayor and Board of Aldermen under this ordinance; and out of this sum they shall provide for the manufacture of the metal plate bearing the number, which the machine is to carry as provided by Section 3, and shall supply it to the person receiving the permit for attachment to the machine described therein.

Section 9. Be it further ordained; that whosoever shall violate any of the provisions of this ordinance, shall be deemed guilty of an offense and shall be subject to a fine of not less than One Dollar nor more than Twenty-five Dollars, or imprisonment of not less than one day nor more than ten days; or both fine and imprisonment in the discretion of the Mayor.

Section 10. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

Passed April 5th, 1910.

Approved April 5th, 1910.

Attest: J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO. 115

An Ordinance making it an offense for the owner of any dead animal or fowl to allow it to remain exposed anywhere within the corporate limits of the Town of Hammond, and providing a penalty therefor.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that on and after the passage of this ordinance it shall be unlawful for any person who is the owner, or in possession of any animal or fowl which has died, to allow same to lie exposed anywhere within the corporate limits of the town of Hammond.

Section 2. Be it further ordained, that whosoever shall violate the provisions of Section 1, of this ordinance, shall be deemed guilty of an offense and upon conviction shall be subject to a fine of not less than One Dollar, nor more than Ten Dollars; or imprisonment of not less than one day nor more than ten days; or both fine and imprisonment in the discretion of the Mayor.

Section 3. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Passed May 3rd, 1910.

Approved May 3rd, 1910.

Attest: J. B. Adams, Clerk.

S. L. Powlett, Mayor.

ORDINANCE NO.116

An Ordinance to amend and re-enact Ordinance No.78 of the Town of Hammond, adopted March 6th, 1906, being an ordinance to prohibit the erection or construction of buildings or structures of wood and other material other than stone, iron, brick or other fire proof material, with roofs of no material other than slate, iron, tin or other fire proof roofing, within certain limits, and prohibiting the moving into said certain limits from elsewhere, any structure or building other than stone, brick, iron, or other fire proof material; and providing a penalty for the violation thereof.

Section 1. Be it ordained by the Mayor and Board of Aldermen of the Town of Hammond, that it shall hereafter be unlawful for any person to erect, construct or cause to be erected or constructed any wooden building or building composed of any material other than stone, iron, brick or other fire proof material within the following limits, to-wit: That portion of the Town of Hammond within and bounded by the East line of Cherry street; the South line of Morris Avenue; the West line of Oak street; and the North line of Charles street; and also in addition to the above the following squares are included: Squares Forty-nine and Seventy-two; and the South one-half of Square Sixty; and the North one-half of Square Sixty-one; and the West one-half of Square Seventy-three, of the original Hyer survey.

Section 2. Be it further ordained, that it shall be unlawful to move into the said above limits, from elsewhere, any structure or building constructed of other than fire proof material.

Section 3. Be it further ordained, that any person violating the provisions of this ordinance shall, upon conviction, be fined not less than Ten Dollars, nor more than One Hundred Dollars; or imprisonment of not less than five days nor more than thirty days; or both fine and imprisonment at the discretion of the Mayor; and the said structure or building so erected shall be immediately removed at the expense of the owner thereof.

Section 4. Be it further ordained, that all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Passed August 2nd, 1910.

Approved August 2nd, 1910.

Attest: J. E. Adams, Clerk.

S. L. Powlett, Mayor.



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ACT. NO. 136 OF 1898.

An Act for the creation and government of municipal corporations throughout the State and defining their power and duties and providing for the extension or contraction of their limits.

Classes of Municipal Corporations.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That the municipal corporations are divided into three classes, viz: Cities, Towns and Villages: those having Five Thousand inhabitants or more are cities; those having less than Five Thousand and more than one thousand inhabitants are towns; and those having less than one thousand and more than two hundred and fifty inhabitants are villages. A municipal corporation shall not be created with less than two hundred and fifty inhabitants.

Styles of Name for the Various Classes.

Section 2. Be it further enacted, etc., That the Corporation name of a city shall be "The City of _____," if a town, "The Town of _____," if a village "The Village of _____;" filling the blank in each case with the name of the city, town or village, and by such name may sue and be sued, contract and be contracted with, and exercise and perform all municipal powers and duties.

How Boundaries Are Enlarged--Appeal to Courts.

Section 3. Be it further enacted, etc. That the limits and boundaries of the existing Cities, Towns or villages shall remain as now established until altered as hereinafter provided. To enlarge or contract the boundaries of a city, town or village it shall be necessary for the municipal authorities to pass an ordinance defining with certainty the territory which it is proposed to include from the corporate limits, and also defining the entire boundary as changed. The ordinance shall not become operative until one month after its passage and until it shall have been published for three weeks in some newspaper in the city, town or village, if there be one, and, if none, by publications in a newspaper having general circulation herein, for that time; and in either case, by posting written copies of the ordinance for said time in not less than three public places in the city, town or village, when it shall become operative, unless an appeal be prosecuted. Any person interested may prosecute an appeal from the ordinance at any time before it becomes operative by executing a bond, payable to the city, town or village, in the penalty of Two Hundred Dollars, with two sufficient sureties, conditioned to pay all costs of suit in case the appeal be unavailing. The bond shall be approved by the judge of the

ACT NO. 136 OF 1898 (Continued)

District Court, and the appeal shall operate suspensively.

See Act 195, 1892, printed at p. 1095.

Question presented by Appeal.

Section 4. Be it further enacted, etc., That the appeal from the ordinance shall be by suit in the District Court against the Mayor of the city, town, or village; and the question shall be whether the proposed extension or contraction of the corporate limits be or not be reasonable. If it be adjudged reasonable, the ordinance shall go into effect ten days thereafter, if no appeal be taken within that time, and the appellant and the sureties of this bond within its penalty, shall be adjudged to pay the costs. But if it be adjudged to be unreasonable, the ordinance shall be vacated, and the extension or contraction of limits and all ordinances proposing practically the same, shall be prohibited for one year.

Who may Take Appeal.

Section 5. Be it further enacted, etc., That any number of persons interested may join in one suit for the purposes of appealing from an ordinance extending or contracting the limits of a corporation, and one bond shall be sufficient; and when more than one suit shall have been brought for such purpose, it shall be the duty of the district judge to order them consolidated and to be tried as one suit.

R. S. 2444--Act 136, 1898.

When Ordinances for Enlarging Boundaries Become Effective.

Section 6. Be it further enacted, etc., That if the appeal be not prosecuted from the ordinance, the municipal authorities shall, at the expiration of the time therefor, inquire into the fact of the publication and notice, and adjudge whether the same has or has not been given, and such finding, if made in good faith shall be conclusive, and if adjudged to have been made and given, the ordinance shall thereupon after the ~~affirmance of an ordinance by the Court of Appeal~~ end of a month after its passage, become operative. In case of an affirmance of an ordinance by the Court of Appeal, it shall become operative and valid.

Right of Petition to Extend or Contract Boundaries.

Section 7. Be it further enacted, etc., That if the limits of any town, city, or village, shall be unreasonably extended or contracted, any person interested may, after five years from the time when the limits were fixed, whether fixed under this act or heretofore, petition and municipal authorities thereof for an contraction or extension of the limits. In case the prayer of the petition be granted, in whole or in part, the ordinance for that purpose shall be subject to appeal by parties interest as

ACT NO. 136 OF 1898 (Concluded)

in other cases; and in case of a refusal to grant the petition, in whole or in part, the petitioner may appeal to the Circuit Court, by the execution of a bond as provided for in other cases, and an issue shall there be made up and tried, and the question shall be whether the existing limits be or be not reasonable. If it be adjudged that the limits are reasonable, the appellant and his sureties shall pay the costs as in other cases; but if it be adjudged that they are unreasonable, the court shall define and extent of the unreasonable extension or contraction, direct the municipal authorities to pass an ordinance conforming the limits to the judgment of the court, and shall enforce the direction. Such ordinance shall take effect from its adoption.

Census of Population to Determine Grade of Municipality.

Section 8. Be it further enacted, etc., That whenever it shall be made to appear by the census taken by the resolution by the Board of Aldermen of any town, city, or village, that such town, city, or village out of the class to which it has theretofore, belonged, the municipal authorities thereof, shall certify the fact to the governor. duly sworn to by the person employed by such city, town, or village, to take such census, the Governor shall investigate the facts and if he find the municipality to be wrongfully classed, he shall issue his proclamation in accordance with the facts, and shall correctly classify it, transmitting a copy of his proclamation to the Mayor of such city, town, or village; such proclamation shall be published and recorded by the municipal authorities of the city, town, or village, as an ordinance is required to be published and recorded, and shall be conclusive from its issuance of the matter determined by it until there be a new classification under the provisions of this act (as amended by Act 59, 1902, p. 82.

Abolition of Corporation When Census Shows Less Than One Hundred Inhabitants.

Section 9. Be it further enacted, etc., That if in any case the census show that a municipality hereafter created contains less than one hundred inhabitants, the Governor shall issue his proclamation abolishing the same; and thenceforward it shall not exercise any corporate power or function whatever, and shall cease to exist. The person who was mayor thereof, at the time shall record the proclamation on the minute book and deposit the same with all the other records of the defunct corporation, in the office of the District Court of the parish, who shall receive the same, and preserve them as records; but such dissolution shall not relieve the property theretofore liable for the debt of the municipality. Nor shall any territory taken out of municipality by contracting the limits in the manner provided by Section 7, of this Act, be relieved from taxation for debts of the municipality legally incurred before said contraction.

ACT NO. 136 OF 1898 (Concluded)

Authority of Governor to go behind Census Returns.

Section 10. Be it further enacted, etc., That in the performance of his duties under this act, the Governor shall not be bound by the returns of a census, if he be of the opinion that the same are fraudulent. In such case, he may ascertain the facts for himself, and in such manner as he may deem proper, and classify or abolish municipalities accordingly.

Inhabitants of Unincorporated Village May Petition Governor for Incorporation.

Section 11. Be it further enacted, etc., That whenever a petition, signed by two-thirds of the electors of an hamlet or unincorporated village, shall be presented to the Governor, setting forth the metes and bounds of their hamlets or village, stating the number of inhabitants therein, and praying incorporation, he shall inquire into the facts. If he finds the petition sufficient and sufficiently signed, and it be shown to his satisfaction that it has been published in full for three weeks in some newspaper of the proposed municipality, if there be one, and if not, by posting in at least three conspicuous places in the hamlet or village, and that the place contains at least two hundred and fifty inhabitants, he shall, by proclamation, declare the village incorporated, defining its limits and boundaries, and fixing its name as "The Village of _____." Such proclamation shall be filed in the office of the Secretary of the State, and remain a record thereof.

(See act 49, 1882, p. 1089.

Governor Appoints Officers When Incorporation Granted on Petition.

Section 12. Be it further enacted, etc., That when any village shall have been incorporated as provided in the last section, the Governor shall appoint all the officers thereof, who shall hold their offices until the next general municipal election, and until their successors are qualified. Such officers shall give bond as required in other cases and shall cause a certified copy of the Governor's proclamation declaring the village incorporated, to be recorded on its municipal records.

Powers Granted Municipal Corporations.

Section 13. Be it further enacted, etc., That each city, town, or village which is incorporated shall be governed by the provisions of this act and shall be a municipal corporation, with power--
First--To sue and be sued.
Second-- To purchase and hold real estate and personal property, to purchase and hold real estate in the corporate limits, for all proper municipal purposes and for parks, cemeteries, hospitals, school houses, houses of correction, water works, electric light and sewers. Land within the corporate limits may

ACT NO. 136 OF 1898 (Concluded).

be owned under purchase, grant, or devise heretofore and hereafter made.

Third--To make all contracts and do all other acts in relation to the property and concerns of the municipality necessary to the exercise of its corporate or administrative powers.

Fourth--To exercise such other or further powers as are herein conferred.

Section 14. Be it further enacted, etc., That the powers hereby granted shall be exercised by the mayor and board of aldermen of the respective cities, towns and villages, as hereinafter set forth.

Have Charge of Property, Enact Ordinances, etc.

Section 15. Be it further enacted, etc., That the mayor and board of aldermen of every city, town, or village, shall have the care, management and control of the city, town, or village, and its property and finances, and shall have the power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the State, and such ordinances to alter, modify and repeal; and they shall have power:

First--To levy and collect all taxes upon all the real, mixed and personal property within the corporate limits taxable according to the laws of the State, the valuation of such property to be taken from the assessment rolls of the parish; for general revenue purposes not to exceed ten mills on the dollar; and special taxes for giving additional support to public schools, and for the purpose of erecting and constructing public buildings, public school houses, bridges, wharves, levees, sewerage work and other works of public improvements, the title to which shall be in the public, in the manner provided for by Article 232 of the Constitution of the State; and in aid of public improvement or railway enterprises not to exceed five mills in any one year for a period of not longer than ten years in the manner provided by Article 270 of the Constitution.

Second--To levy and collect taxes annually not to exceed five mills on the dollar and for a period not to exceed forty years on all the taxable property within the municipal limits in addition to other taxes, in a sufficient amount for the purpose of paying the interest coupons as they become due, on all bonds of the municipality now issued, or hereafter to be issued, under Article 281 of the Constitution, and the bonds themselves, which bonds shall ~~only~~ be payable only in cash or in matured coupons or bonds.

Third-- To make regulations to secure the general health of the municipality; to prevent, to remove and abate nuisances; to regulate or prohibit the construction of privy vaults and cess pools, and to regulate or suppress those already constructed; to compel and regulate the connection of all property with the sewers and drains; to suppress hogs pens, slaughter houses and stockyards, or to locate same, with the concurrent approval of the Board of Health, or to reg-

ACT NO. 136 OF 1898. (Concluded).

ulate the same and to prescribe and enforce regulations for cleaning and keeping the same in order, and the cleaning and keeping in order warehouses, stables, alleys, yards, private ways, out-houses and other places where offensive matter is kept or permitted to accumulate, and to compel and regulate the removal of garbage and filth beyond the corporate limits.

Fourth-- To compel owners of property adjacent to walks and ways, where dangerous, to erect and maintain railings, safeguards and barriers along the same, except when made dangerous by municipal authority.

Fifth-- To regulate and order the cleansing of chimneys.

Sixth-- To regulate and order parks, public grounds, depots, depot grounds, and places of storage of freight and goods within the corporate limits, and to provide for and regulate the construction and passage of railways and street railways through the streets, avenues, alleys, or lanes and public grounds of the municipality; but a person or company to whom the right and privilege shall, at any time, be granted by the authorities of a city, town or village, to construct railroads and street railroads through the municipality, shall not have the exclusive privilege to do so.

Seventh--To grant the right for the erection of telegraph, electric light, or telephone poles, post, and wires along and upon any of the streets, alleys, or ways, of the municipality, and change, modify and regulate the same. But such privilege shall not be exclusive.

Eighth--To grant to any person or corporation the use of the streets, alleys, and public grounds for the purpose of laying gas, water, sewer, or steam pipes, or conduits for electric light, to be used in furnishing or supplying the municipality and inhabitants or any person or corporation, with gas, water, sewerage, steam or hot air for heating purposes, or light, but a franchise, right of way, or privilege of any character whatever, shall not be granted, for any longer period than twenty-five years, and such privileges shall not be exclusive.

Ninth-- To prescribe rules for the weighing and measuring of every commodity sold in the municipality, in all cases not otherwise provided by law, and provide for the measuring of wood and fuel and the weighing of coal, and determine the place or places for the sale of the same and to fix the fees and the duties of the person authorized to perform the duties herein named; and to provide for the inspection and condemnation of coal oil, gasoline, naphtha and all other inflammable and combustible oils, fluids or gases used for heating or lighting purposes, when the same shall not be of the quality and standard prescribed by ordinance.

Tenth-- To establish and maintain, and to provide for the government and regulation of markets, market houses, and places, and meat shops, and to collect a licence tax therefrom and determine the amount of licence to be paid therefor; and when the municipality owns a market house or houses, to fix the rental value thereof, and of stalls and booths therein.

ACT. NO. 136 of 1898. (Concluded).

Eleventh-- To establish, alter and change the channel of streams and water courses, and to bridge the same whenever so to do will promote the health, comfort and convenience of the inhabitants of the municipality.

Twelfth-- To provide that any person desiring to subdivide a tract of land within the corporate limits, or to be included therein, shall submit a plan and map of such subdivision, to the mayor and board of aldermen, to be approved by them before the same shall be filed, for the record in the records of deeds in the parish.

Thirteenth-- To make all needful police regulations necessary for the provisions of good order and the peace of the municipality; and to prevent injury to, destruction of, or interference with public or private property.

Fourteenth-- To maintain streets and roads in the limits of the municipality.

Fifteenth-- To provide for the election of such municipal officers, other than those required by this act, as may be found necessary; to prescribe the duties and to fix the compensation of all officers and employees, and to require bonds with the sureties for the performance of duties from all officers and employees.

Sixteenth-- To provide for the removal of officers, and discharge of employees for misconduct or neglect of duty.

Seventeenth-- To appropriate money and provide for the current expenses of the municipality; but an indebtedness shall not be incurred nor a warrant be drawn on the treasurer in payment of any indebtedness to exceed the amount of funds on hand in the treasury at the time, except as specially authorized in the issuance of bonds. To meet current expenses, the mayor and council may borrow money, but in so doing the debt so incurred added to their current debt of the year, shall not exceed the sum which the levy of taxes for the year may raise.

Eighteenth-- To elect one of the aldermen to be the mayor "pro tempore," and who shall preside at all the meetings and perform all duties of mayor in the absence or disability of the mayor; and in the absence of both the mayor and the mayor pro tempore, to select another councilman to preside temporarily, and perform the duties; and the mayor pro tempore, when occupying the place of the mayor shall have the same power and perform the same duties as the mayor.

Nineteenth-- To cause to be constructed and maintained sidewalks, determine the material, plans and specifications and grades of the same, and levy and collect taxes, by special assessment, for the payment of the same.

Twentieth-- To close and vacate any street or alley, or any portion thereof, and where the fees is in the municipality to lease or dispose of same, by sale or otherwise.

ACT. NO. 136 OF 1898. (Concluded?)

Twenty-first--To exercise the right of eminent domain in the laying out of streets, avenues, alleys and parks, 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, may exercise the right without as well as within its limits.

Twenty-second--To exercise full jurisdiction in the matter of streets, sidewalks, sewers and parks; to open and lay out and construct the same; to repair, maintain, pave, sprinkle, adorn and light the same.

Twenty-third-- To erect, purchase, maintain and operate water works and to regulate the same; and to prescribe the rates at which water shall be supplied to the inhabitants; and to acquire by purchase, donation, or condemnation in the name of the municipality, suitable grounds, within or without the corporate limits, upon which to erect water works, and also the right of way to and from such works, and also the right of way for laying water pipes within the corporate limits, and from such water works to the municipality, and to extend such right from time to time; or to contract with any person for the erection and maintenance of water-works for a term not exceeding twenty-five years, fixing water rules in the contract subject to municipal regulations. But a contract for the erection, purchase, or maintenance of water works shall not be entered into until submitted to a vote of the qualified electors and approved by a majority of them.

Twenty-fourth-- To regulate, suppress, and impose a privilege tax on all circuses, shows, theatres, billiard tables, bowling alleys, concerts, itinerant sellers of medicine, corn doctors, pet bear exhibitors, exhibitions for pay, fortune tellers, cane and knife racks, and like devices, gift enterprises, lung testers, museums, menageries, feather renovators, muscle testers, or developers, peddlers, flying jennies, pistol or shooting galleries, theatrical exhibitions, ten pin alleys, (without regard to the number of pins used), skating rinks, roller coasters and other things likely.

Twenty-fifth-- To make regulations to prevent the introduction and spread of contagious or infectious diseases; to make quarantine laws not contrary to the State general laws on these subjects, and to enforce the same within five miles of the corporate limits; to establish pest houses within or without the corporate limits; to establish pest houses within or without the corporate limits; and to provide for the support and government of the same.

Twenty-sixth-- To prohibit and suppress tippling shops, saloons, dram shops, club rooms; to restrain, prohibit, and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses and rooms, dance houses and rooms, keno rooms, desecration of the Sabbath day and all kinds of indecency and other

AET . NO. 136 OF 1898 (Concluded).

disorderly practices, disturbances of the peace, and to provide for the punishment of the persons engaged therein.

Twenty-seventh-- To erect, purchase, or rent, a city, town or village hall, school houses, engine houses and all other necessary municipal buildings.

Twenty-eighth-- To construct all needful improvements in the harbor; to control, guide or deflect the current of a river, with the approval of the State Board of Engineers, to repair and regulate public wharves and docks; to charge and collect levee rates and wharvage and firewood, lumber, timber, logs, shingles, staves, posts, laths, and other articles brought to port of such municipality; to set aside or lease portions of the wharf for special purposes; but a permit to use any portion of a wharf or a lease of the same shall not be granted for a term exceeding five years.

Twenty-ninth-- To contract with the police jury, which is empowering in the premises, for the use of the parish jail for the use of the municipality; to provide for the working of the streets by municipal prisoners, and to contract with the parish for such work by parish prisoners, or for the working of parish roads by municipal prisoners.

Thirtieth-- To levy and collect special assessments, taxes and bonds herein provided for.

Thirty-first-- To pass all ordinances, and to enforce the same by fine not to exceed one hundred dollars, or imprisonment not exceeding thirty- days, or both.

Thirty-second-- To license ferries and to enforce the same and the landing thereof within the corporate limits.

Additional Powers of Mayor and Aldermen.

Section 18. Be it further enacted, etc., That following additional powers are conferred on the mayor and aldermen of cities and towns, but not of villages, viz :

First-- To fix the rate of carriage of persons and drayage, cartage, and transportation of property, other than by railroads operated by steam within the limits of the municipality.

Second-- To adopt all such measures as may be deemed necessary or proper for the protection of strangers and the traveling public or property.

Third-- To erect, establish and regulate hospitals, work houses and houses of correction in the corporate limits, or within three miles thereof, and provide for the government and support of the same.

Fourth-- To establish, regulate, and support night watch, and police and define the duties thereof.

ACT. NO. 136 OF 1898 (Concluded).

Fifth-- To provide for the lighting of the streets, parks, and public grounds and the erection of lamps, and lamps posts.

Sixth-- To maintain one or more libraries for the public use, and to regulate the use thereof.

Seventh-- To regulate the entrances to public halls, churches, and buildings, and way of ingress and egress to and from the same.

Eighth-- To provide for the prevention and extinguishment of fires, and to organize, establish, and maintain a fire department and to regulate the same; to establish fire limits; to regulate, restrain or prohibit the erection of wooden buildings within such limits as may be prescribed by ordinance, and to provide for the removal of same at the expense of the owner thereof when erected contrary to the ordinances of the municipality; to regulate and prevent the storing of green hides and the carrying on of manufactures dangerous in causing or producing fires, injurious to health, or abnoxious or offensive to the inhabitants; to appoint a fire marshall, who may be the mayor or city or town marshall, with power to remove and keep away from the vicinity of any fire all idle and suspicious persons lurking near the same, and to compel any person present to aid in the extinguishment of such fire, or the preservation of property exposed to the danger of the same, and in preventing goods from being purloined thereat, and with such powers and duties as may be prescribed by ordinance.

Ninth-- To regulate the storage of powder, pitch, turpentine, rosin, hemp, hay, cotton and all other combustible and inflammable materials, and the storing of lumber in yards or in lots within the fire limits, as may be prescribed by ordinance, and the use of light and candles in stables, shops, and other places; to remove or prevent the construction of any fire place, chimney, stove, oven, boiler, kettle, or any apparatus used in the house, building, manufactory, or business which may be dangerous in causing or producing fires; to direct the safe construction of deposits for ashes; and to enter into and examine all dwelling houses and lots, yards, inclosures and buildings of every description, and other places, in order to ascertain whether any of them are in a dangerous state; and to take down and remove buildings, walls, and superstructures that may become insecure or dangerous, and to inquire owners of insecure or dangerous buildings, walls, and other erections to remove or render the same secure and safe at the cost of the owner of such property.

Tenth-- To regulate and prescribe the manner and order the building of the party, and parapet, and fire walls, and party fences; and to regulate and prescribe the construction and building of chimneys, smoke-stacks and hot air flues.

ACT. NO. 136 OF 1898 (Concluded).

Eleventh-- To work and to keep in repair highways and turnpikes leading into the municipality; for a distance not exceeding three miles from the corporate limits; but this shall only be done upon a majority vote of the qualified electors authorizing the same; nor shall anything done hereunder relieve roads hands and roads overseers from any duty with respect to the road so worked.

(of Towns having More Than One Thousand Inhabitants.)

Section 17. Be it further enacted, etc., That the following additional powers are conferred on mayors and aldermen of cities and towns having more than one thousand inhabitants, and incorporated parish seats:

First-- To levy and collect a license tax upon and regulate all callings, trades, professions and occupations conducted, pursued, carried or operated within the corporate limits, of the city, or town, or incorporated parish seats, and when the license taxes equal in amount those levied by police juries for parochial purposes, said towns and cities and incorporated parish seats shall be exempt from the payment of the parochial licenses. Provided such licenses shall be devoted to only street or sidewalk improvements, or water works, or lights, or street railways, or sewerage, or public school purposes. And further provided that all municipal corporations in the State shall enjoy and exercise the power conferred by this act, provided they shall be build water-works, lights, sewerage, or street railways, within the first year for which they may claim the benefits provided by this act.

Second-- To authorize the proper officer to grant and issue such licenses, and direct the manner of issuing the same. All license taxes shall be regulated by ordinance, and a license shall not be issued for a longer period than one year.

Third-- To regulate the crossing of railways, and street railroad tracks and provide precautions and prescribe rules regulating the same; and to regulate the running of street railroads or cars, and railway engines, cars and tracks within the limits of the city or town, or incorporated parish seat, and to prescribe rules regulating the same, and governing the speed thereof; and to make and other and all further provisions, rules and regulations to prevent accident at crossings and on the tracks of railroads, and to prevent fires from engines, and to require railroad companies to erect viaducts over or gates across their tracks at the crossing of streets.

Fourth-- To prevent or regulate the running at large of animals of all kinds, and to cause such as may be running at large to be impounded and sold to discharge the costs and penalties provided for the violation of such regulations, and the expense of impounding and keeping and selling the same, and to regulate and provide for the taxing of owners and harborers of dogs,

ACT NO. 136 OF 1898 (Concluded).

and to destroy dogs running at large; to provide for the election of all needful pens, pounds and buildings for the use of the city or town, or incorporated parish seats, within or without the city limits, and to appoint and confirm keepers thereof, and to establish and enforce rules governing the same.

Fifth-- To institute and prosecute to judgment condemnation and proceedings for the establishment of landings, free wharves, on navigable streams, within or without five miles of the incorporated limits; but this shall only be done when authorized at a majority of the qualified electors at an election to be held for that purpose.

Sixth-- That all mayors shall have the power of committing magistrates (as amended by Act 17, 1902, p. 24.

Division of Municipality Into Wards.

Section 18. Be it further enacted, etc., That each city shall be divided into four wards, which shall be as near equally in population as can be conveniently provided, and the territory of each shall be contiguous. The boundaries of wards may be changed by ordinance when the same shall be passed by a vote of at least two-thirds of all the aldermen selected, and when fixed by ordinance the boundaries of the wards shall not again be changed for a period of two years, except for the purpose of uniting thereto such territory as may at any time be added to the city limits. No change in the boundary of a ward shall be made, however, less than one year before a municipal election. But in case a city shall not be divided into wards before the first election hereunder all the aldermen may be elected at the city at large. Towns may or may not be divided into wards, as shall be determined by the mayor and board of aldermen; but if so divided the whole of this section shall apply. Where not divided the municipality shall be treated as constituting but one ward within the provisions of this act as concerns the subject of registration and elections.

Section 19. Be it further enacted, etc., That the officers of every municipality shall be a Mayor, Aldermen, a Marshal, a Tax Collector, a Clerk and a Street Commissioner.

The number of aldermen in a city shall not be less than five and not more than nine; in a town, five; and in a village, three. The Mayor, Aldermen and Marshal shall be elected by the people, the other officers by the Board of Aldermen. When there are eight or more aldermen, two shall be elected by each ward in a city and the remainder at large, and in other cases an equal number of aldermen shall be elected in each ward of a city, the remainder at large.

ACT NO. 136 OF 1898 (Concluded).

If a town be divided into wards, one Aldermen shall be elected, in each ward, and one at large. The Mayor and Marshal in all municipalities shall be elected at large. The Street Commissioner and Clerk may be an aldermen, and the Mayor may be a Street Commissioner, if the Board of Aldermen so elect, and the Clerk or Marshal may be Tax Collector or Assessor, if the Board of Aldermen so decide.

Section 18. Be it further enacted, etc., That Section No. 23 of said act No. 136 of 1898 be amended and re-enacted so as to read as follows:

That the first regular meeting of the Board of Aldermen succeeding each regular municipal election, they shall elect a Clerk, Tax Collector and all other as may be necessary, whose election is not provided for in Section 19.

The Clerk and Tax Collector shall execute an bond to the municipality in such penalty, with such sureties and conditions as may be prescribed by ordinance, and shall hold office for two years, or until their successors shall be elected and qualified.

The Board of Aldermen may annually appoint an attorney-at-law for the municipality, prescribe his duties and fix the compensation, or it may employ counsel to represent the interest of the municipality should occasion require.

Section 20. Be it further enacted, etc., That the Mayor shall preside at all meetings of the Board of Aldermen, and in case there shall be equal division he shall give the deciding vote. He shall have the superintending control of all offices and affairs of the municipality, and shall inquire and see in to it that all the laws and ordinances are being properly executed and enforced; and he shall have the power to veto any law, by-laws or ordinance adopted; notwithstanding the exercise of the veto power, any law or ordinance may be adopted, if two-thirds of the Aldermen vote thereafter in favor of its adoption. He shall sign commissions and appointments of all the officers elected or appointed by him and the Board of Aldermen. He shall sign warrants drawn on the treasury for money, and require the clerk to attest the same, and to affix thereto the seal of the municipality, 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 of Aldermen, such information and recommend such measures, as in his opinion may tend to the improvements of the finances, the police, health, security, ornament, comfort and general prosperity of the municipality. He shall have the power, when he deems it proper, to require any officer of the municipality to exhibit his accounts or other papers, and to make report to the Board of Aldermen, in writing touching on any subject or matter he may require pertaining to his office. He shall be active and vigilant in enforcing all laws and ordinances for the government of the municipality, and he shall cause all other officers to be dealt with promptly for any neglect or violation of duty; he shall have such jurisdiction

ACT NO. 136 OF 1898 (concluded).

as may be vested in him by ordinance over all places within five miles of the corporate limits for the enforcement of any health, quarantine, cemeteries or water works ordinance and regulation thereof. He is authorized to call on every male inhabitant of the municipality over eighteen years of age, and under fifty-five years of age, to aid enforcing the law. He shall have the power to remit fines and forfeitures and to vacate and annul penalties of all kinds for offenses against the ordinance of the municipality, by and with the consent of the Board of Aldermen; but a fine or penalty shall not be remitted or annulled unless the reason therefor be entered on the minutes by the clerk, together with and as a part of the order so doing. He shall be a qualified elector of the municipality, and he must have been for two years a resident of the parish.

Section 21. Be it further enacted, etc., That the qualification of the aldermen shall be the same as are prescribed for the mayor, and in addition, those elected from and by wards must be residents of their respective wards. And no member of the Board of Aldermen shall hold any other office or employment under the municipal government while he is a member of said board, except as is provided for in Sections 19 and 23 of this act and no member of the Board of Aldermen or any other officer of the corporation shall be directly or indirectly interested in any work, business or contract the expense or price or consideration of which is to be paid from the Treasury of the municipality, nor be surety for any person having a contract, work or business with the municipality, for the performance of which security may be required, nor be surety for any officer or employ.

Section 22. Be it further enacted, etc., That the mayor and board of aldermen shall hold regular meetings on the first Tuesday in each month in such place and hour as may be fixed by the ordinance. The first meeting after this act becomes operative may be held and called at such time and place and in such manner as was authorized by law theretofore in force. The mayor or any other aldermen may, by written notice, call a special meeting of the mayor and board of aldermen for the transaction of important business. The notice must state the time of the meeting and distinctly specify the subject matter of business to be acted upon; it must be signed by the officer or officers calling the meeting, and must be served by the Marshal or any policeman, on the board including the mayor, who have not signed it, and who can be found personally, at least three hours before the time fixed for the meeting; said notice with the indorsement of its service, shall be entered on the minutes of the special meeting, and the business not specified therein shall not be transacted at the meeting. But a member of the board shall not receive pay for attending a special meeting. In all cases it shall require a majority of the aldermen elected to transact business.

ACT. NO. 136 OF 1898 (Concluded).

Section 23. Be it further enacted, etc., That Section No. 23 of said Act No. 136 of 1898 be amended and re-enacted so as to read as follows:

That the first regular meeting of the Board of Aldermen succeeding each regular municipal election, they shall elect a Clerk, Tax Collector and other offices as may be necessary, whose election is not provided for in Section 19.

The Clerk or Tax Collector shall execute a bond to the municipality in such penalty, with such surety and conditions as may be prescribed by ordinance, and shall hold their office for two years, or until successors shall be elected and qualified.

The Board of Aldermen may ~~may~~ annually appoint an attorney-at-law for the municipality, prescribe his duties and fix the compensation, or it may employ counsel to represent the interest of the municipality should occasion require.

Duties of Clerk-- Minute Book--Tax Record, etc.

Section 24. Be it further enacted, etc., That it shall be the duty of the clerk to keep a well bound book to be labeled "Municipal Minutes, City of _____," or "Town of _____," or "Village of _____," as the case may be, in which he shall record the proceedings and all other ordinances, and judgments of the mayor and board of aldermen, and to keep the same indexed alphabetically, so that all entries on said minutes can be easily found. The clerk shall be the custodian of the municipal seal, and each municipality shall adopt and provide a seal. The Clerk shall keep a well-bound book, to be styled "Municipal Docket, City of _____," or "Town of _____," or "Village of _____," as the case may be, upon which he shall enter each claim against the municipality and each subject matter to be acted upon by the mayor and board of aldermen. After each meeting he shall make up such docket for the next regular meeting. He shall examine the statutes of the State and the ordinances of the municipality to ascertain subject matter required or proper to be acted upon at the following meeting, and shall docket all such matters. He shall keep all such other books and records as may be provided for by ordinance, and shall file in his office and shall preserve all records and papers appertaining to the business of the municipality. He shall keep a well-bound book styled "Tax Record, city, (or town, or village) of _____," in which he shall enter all deeds to individuals, and the list of land sold to the municipality by the tax collector, showing (a) description of land (b) as whose property sold, (c) date of sale, (d) amount of taxes, costs and damages due, and to whom the costs are owing, (e) when redeemed, (f) by whom redeemed, (g) date of redemption, and (h) amount paid therefor.

(See section 37.)

Duties of City Marshal.

ACT. NO. 136 OF 1898 (concluded).

Section 25. Be it further enacted, etc., That the marshal shall be ex-officio a constable. He shall be the chief of police thereof, and shall perform all duties required of him by ordinance.

Section 26. Be it further enacted, etc., That the Tax Collector shall collect, account and pay over all taxes levied by the municipality, and perform all duties required of him by ordinance, under the same penalties prescribed by law for the collection of State and parish taxes.

Section 27. Be it further enacted, etc., That the treasurer shall receive, safely keep, and pay out according to law, all monies belonging to the municipality. He shall keep correct and accurate accounts of all receipts and disbursements, and shall make reports, in writing to the mayor, and board of aldermen, at each regular meeting, of the finances of the municipality; and shall perform all other duties that may be prescribed by ordinance; and shall pay out money only on the warrant issued by the order of the mayor and board of aldermen.

Section 28. Be it further enacted, etc., That the street commissioner shall, under the direction of the mayor and board of aldermen, have general control of the streets, alleys, avenues, and sidewalks; he shall see that they are always in proper repair; he shall have the same worked, repaired, altered, paved, lighted, sprinkled, and everything else that ought to be done to keep the same in good repair and condition, and shall perform all other duties that may be required of him by ordinance.

Mayor's Court-- City Judge-- Jurisdiction.

Section 29. Be it further enacted, etc., That there shall be a mayor's court for each city, town or village, with jurisdiction over all violations of municipal ordinances, and the mayor shall have the power and authority to try all breaches of said ordinances, and impose fines and imprisonment, or both, provided for the infraction thereof, providing that in wards containing cities of more than five thousand inhabitants, there shall be elected by the voters of the ward, for a term of four years, a City Judge who shall possess at least the qualifications now prescribed by law for justices of the peace, with civil jurisdiction as now conferred upon Justices of the Peace and criminal jurisdiction for the trial of cases not punishable by imprisonment at hard labor; and all violations of municipal and parochial ordinances, and the holding of preliminary examinations in all cases where the punishment does not exceed imprisonment at hard labor for a period of five years. He shall in civil cases receive such fees as are paid to Justices of the Peace, and for compensation in all other cases he shall be paid a salary, payable monthly on his own warrant, to be fixed by the municipality, and the Police Jury of the Parish in such sum as they may agree upon, and to be divided between them.

ACT. NO. 136. OF 1898 (Concluded).

Said salary shall not be decreased during the term of the office of the Judge.

He shall be his own clerk, and keep a docket record of all the proceedings in civil and criminal cases. In all criminal cases, in prosecution under the State laws it shall not be necessary to file a return or indictment against the accused but the accused shall be prosecuted under an affidavit setting forth such particulars therein as may be necessary to enable to make a proper defense.

Upon the election of said Judge, the office or offices of Justices of the Peace in the ward shall ipso facto abolished.

In the event of the absence of the City Judge, or his inability to act from any cause, the Judge of the District in which said city lies, or the City Judge, in the absence of the District Judge from the parish shall name some good and competent person to preside as City Judge pro tempore of said Court, provided that the said City Judge shall have the right to recuse himself, or to be recused in any case in which he is incapacitated, which recusation shall be for the same causes now applicable to the District Judges, and the City Judge in the event of his recusation shall have the right to appoint any competent person to try the said cause in which he is recused.

As compensation for the City Judge pro tempore, there shall be deducted from the emoluments of the City Judge, all fees in the causes in which said Judge pro tempore presides, and in the absence and inability of the City Judge, said Judge pro tempore, shall receive in addition, the prorata share of the salary of the City Judge, during the period he actually serves, to be deducted from the salary of the City Judge.

For every City Court there shall be a Marshal who shall be elected at the same time as the City Judge, by the voters of the ward, who shall hold his office for the term of four years. His salary shall be fixed by the Police Jury and the Board of Aldermen payable monthly on his own warrant in such sums as the said Boards may agree upon, and to be divided between them. He shall also have the same powers as constable in the Justice of the Peace Courts, and shall receive in civil matters the same compensation as are now hereafter be paid to said constables.

Before qualifying, he shall be compelled to furnish a bond in the same amount, and with the same responsibilities as are now, or may hereafter be attached to constables of Justices of the Peace Courts.

In the event of the Marshal's absence or inability to act for any cause, any duly qualified deputy sheriff who may be acceptable to the City Judge, can act in his place and stead. The city within which said City Court is located shall provide a suitable place for holding said court.

ACT NO. 136 OF 1898 (Concluded).

Mayor must keep docket of Court.

Section 30. Be it further enacted, etc., That the mayor shall keep a regular docket, on which he shall enter the causes arising under the ordinances and to be tried by him and he shall keep a perfect record of all cases tried; he may hold his court at any time. The marshal shall attend the court and serve its process and act as its executive officer.

Expenditures Shall be in Pursuance of Appropriation.

Section 31. Be it further enacted, etc., That all expenditures of money for any purpose whatever, shall be in pursuance of a specific appropriation made by order, and in no other manner. Every warrant drawn on the treasury shall express on its face to whom issued and for what purpose allowed; and the ordinance authorizing its issue shall be cited by minute book and page, in or upon it.

Municipal Buildings.

Section 32. Be it further enacted, etc., That the mayor and board of aldermen of every city, town, or village, not already provided therewith, may cause to be erected a suitable, convenient, and creditable municipal building for the offices and court of the municipality, for the meeting of the Board, and such other purposes, including public meetings of the citizens, as may be designated by ordinance.

Style of Ordinances-- Record Clerk Shall Keep.

Section 33. Be it further enacted, etc., That the style of all ordinances shall be: "Be it ordained by the mayor and board of aldermen of the city, (town or village, as the case may be), of _____," and all ordinances and allowances shall, as soon as practicable, after they are passed, be published in some newspaper of the municipality, or, if there be no such newspaper, by posting at three or more public places within the corporate limits, for three weeks; and ordinances shall be not enforced, unless for cause, the contrary be ordered, for one month after its passage. All ordinances shall be read and considered by sections at a public meeting of the mayor and board of aldermen, and the vote on their final passage shall be taken by "yeas" and "nays", which shall be entered on the minutes by the clerk; and a vote shall never be taken on an ordinance not previously reduced in writing. An ordinance shall not contain more than one subject which shall be clearly expressed in its title; and an ordinance shall not be amended or revised unless the new ordinance contains the entire ordinance revised, or the section or sections as amended, and the original shall thereby be repealed. The clerk shall keep a well-bound book to be styled "Ordinances, city, (or town, or village) of _____," in which he shall enter at length in a plain and distinct

ACT NO. 136 OF 1898 (Concluded).

handwriting, every ordinance in force at the time this law becomes operative, and which shall remain in force sixty days thereafter, and every ordinance thereafter enacted immediately after its passage; and he shall append to each note stating the date, of its passage and cite therein the book and page of the minutes containing the record of its passage. The ordinances to be so recorded are those which are in their nature laws of the municipalities, and not mere orders or decrees temporary in their nature. The clerk shall keep said book accurately indexed alphabetically. The mayor and board of aldermen may from time to time authorize the revision of the ordinances and their publication in pamphlet or book form; and they may cause to be published in the connection therewith the laws relating to municipalities with such annexations of Supreme Court decisions thereon as may be proper, and such form and instructions as they shall deem advisable. The whole may be preceded with an historical sketch of the city, town, or village.

Section 34. Be it further enacted, etc., That the Mayor and board of aldermen of all cities incorporated under the provisions of this act shall have the power to pave, plank, gravel, macadamize, or otherwise improve the streets, alleys or any part thereof, not less than one block, and the sidewalks, or any part thereof, and construct curbs within their corporate limits, and shall have power to levy and collect special taxes or local assessments, on all real estate abutting the streets, alleys, sidewalks, curbing to be improved or constructed for the purpose of defraying the costs of such improvements, either in whole or in part, as hereinafter provided.

Section 2. Be it further enacted, etc. That the Mayor and Board of Aldermen shall not order the paving, planking, graveling, macadamizing, or otherwise improving any street, alley, or other thereof, under said Section 34, of Act 136 of 1898 as hereinafter amended and re-enacted, except upon the written petition of the majority of the abutting real estate owners, in number and in value, on the street, alley, or portion thereof, to be so improved; provided, that the words "streets" and "alleys" as herein used, shall not include sidewalks and curbing; and, provided, further, that the number of abutting real estate owners shall be determined alone is situated, and the value of the abutting real estate shall be determined alone by the assessment rolls of such city, and when any real estate is not assessed, its value shall not be estimated.

Section 3. Be it further enacted, etc., That whenever the Mayor and Board of Aldermen of a city, desire to pave, or improve, any sidewalk, street, alley, or portion thereof, or construct curbing, as herein provided, it shall prepare plans and specifications of said work to be placed on file in the Clerk's or Engineer's office, and adopt an ordinance ordering and describing in general terms the contemplated

ACT NO. 136 OF 1898 (concluded).

lated improvement, and authorizing the Clerk to advertise for bids. Said advertisement shall be inserted at least twice in some newspaper published in such City, the first insertion to be not less than ten days prior to the date fixed for the reception of the bids, and shall contain a general description of the contemplated improvement, shall refer to the plans and specifications on file, and shall designate the hour, date, and place for the reception and opening of the bids. The Mayor and Board of Aldermen shall let the contract to the lowest responsible bidder who can furnish satisfactory security, but shall have the right to reject all bids.

Section 4. Be it further enacted, etc., That the total costs of paving, planking, or otherwise improving sidewalks and curbing, as herein provided, shall be paid for by the owners of the real estate abutting upon such sidewalk or curbing on the basis of the respective frontage of the property on the sidewalk or curbing to be paved or improved, by ascertaining the entire expense of said improvement and charging it upon each lot or parcel of real estate in the proportion that its frontage or abutment bears to that of all the abutting lots or parcels of real estate to be improved.

Section 5. Be it further enacted, etc., That the entire costs, including costs, including costs of culverts, headers, filling, engineering, labor, material, etc., of the paving, planking, graveling, macadamizing, or otherwise improving streets, alleys, or any portion thereof, as herein provided, shall be apportioned as follows: (1) The City shall pay in the proportion that the area of the intersections of the street, or alley, or portion thereof, to be improved, bears to the total area of such street, alley, or portion thereof. (2) The abutting real estate owners shall pay the remainder of the costs according to the front foot rule provided for in Section 5. (3) When a railway occupies a portion of the street or alley, the owner thereof shall pay in the proportion that the area of the space occupied by its roadbed bears to the total area of the streets, alley, or portion thereof to be improved.

Section 6. Be it further enacted, etc., That where any street, alley, sidewalk, curbing, or portion thereof, is paved, or otherwise improved, as herein provided, the Mayor and Board of Aldermen shall, upon the final and satisfactory completion of the work, accept the same by ordinance and provide for an assessment of all abutting real estate and railway tracks and roadbeds in the amounts respectively due by the owners thereof according to the rules of the apportionment provided for in Section 5 and 6, each assessment being separately numbered; a certified copy of which ordinance containing said assessment shall, upon its passage, be filed for record in the office of the Recorder of Mortgages in the Parish

ACT NO. 136 OF 1898 (concluded).

Municipal Assessments--Laws Governing Tax Collector--Redemption of Property Sold.

Section 35. Be it further enacted, etc., That the municipal assessment of property for taxation shall be made by the clerk or tax collector, by copying from the parish assessment rolls that portion thereof, which embraces property or persons within the corporate limits; the copy may be made at any time after the assessment rolls are approved, and all changes in the parish assessment thereafter made shall likewise be made in a copy; and the said copy shall be placed in the hands of the municipal tax collector and be his warrant for the collection of municipal taxes. In all cases where the persons or property have escaped from taxation, for a previous year, the clerk shall assess the same for taxation, and his assessment, when approved by the mayor and board of aldermen, no notice to the person, assessed, shall be binding and conclusive, unless appealed from within five days after his approval. The mayor and board of aldermen of a city, town or village, may, at a regular or special meeting, to be held in September or October in each year, increase or diminish the valuation of property as assessed for taxation. Ten days' notice of the meeting at which such changes are to be made shall be given by posting written notices thereof in five or more public places in the municipality, and in cities the notice shall also be published in a newspaper, if there be one published therein. The mayor and board of aldermen shall levy the municipal taxes at the regular meeting in September of each year or, in case of failure to do so, at any other regular meeting thereafter. The tax collector shall collect municipal taxes during the time and in the same manner and under the same penalties as the State and Parish taxes are collected.

He shall, where not otherwise provided, in all particulars, be governed by the general revenue laws of this State, so far as applicable, in making such collection; but he shall make the reports thereby required to the mayor and board of aldermen, and shall pay over the money collected to the municipal treasurer; and shall receive only such commission or compensation as may be allowed by ordinance. Sales for the non-payment of municipal taxes shall be made by the tax collector at such place, within the corporate limits as the mayor and board of aldermen may direct. The sale of real estate and the distraint 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 sale of like property for unpaid State and parish taxes. The deed to the purchasers for lands so sold shall be filed with the municipality clerk, 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 the State and parish taxes. Where lands are offered for sale for unpaid municipal taxes, and a person will not bid therefor, the amount of taxes, damages, and costs due the same shall be struck off the municipality,

ACT NO. 136 OF 1898 (Concluded).

and otherwise dealt with as lands which are sold to the State for delinquent State and parish taxes. The board shall be authorized to pay the State and parish taxes on lands thus required by it, and to collect the money thus paid, with the 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 from the municipal sale. The deeds of the tax collectors for individuals and a list of the lands sold to the municipality, which shall be made as required to be made by the State and parish collector, shall be filed within ten days after the tax sale, with the municipal clerk; and each shall have the same force and effect, and confer the same right, and entitled to the same remedies, as deeds and lists made for delinquent taxes by the State and parish tax collector. But such title shall be subject to a title acquired under a sale for State and parish taxes.

After time for redemption has expired, the mayor and board of aldermen may take possession of the lease or sell any lands which it has acquired at tax sale to any person, in any manner that may be prescribed by ordinance.

Publication of Annual Statement of Revenue and Expenditures.

Section 36. Be it further enacted, etc., That the mayor and board of aldermen shall publish on the first of October, annually, a statement showing the amount of taxes and other monies, collected during the preceding year, giving each source of income, the amount of expenditures in detail, stating for what purpose made. The statement shall show the resources and indebtedness of the municipality at the beginning of the fiscal year and at its close, and it must be spread on the minutes of the board.

Clerk Shall be Auditor-- Collection of Fines and Forfeitures.

Section 37. Be it further enacted, etc., That the clerk shall be the auditor of the municipality. He shall keep a well-bound book in which he shall enter and preserve accounts of each particular fund, and the accounts of each municipal officer. The treasurer shall not receive money from any source until the same has been reported to the clerk and audited, and a receipt warrant issued therefor. All fines and forfeitures shall be reported by the officer collecting the same, immediately after such collection, and be paid into the treasury. The books of the auditor shall be subject to inspection by the tax-payers of the municipality at any time during business hours.

(See Section 24.)

Section 38. Be it further enacted by the General Assembly of the State of Louisiana, That Section 38 of Act No. 136 of the year General Assembly of 1898 be amended and re-enacted so as to read as follows: That municipal elections shall be held

ACT NO. 136 OF 1898 (Concluded).

every two years on the Tuesday next following the third Monday in April. The officers elected shall qualify and enter upon the discharge of their duties on the first day of May, after their election, and shall hold their office for two years and until their successors are elected and qualified, provided if no election, be held, or a vacancy occurs at any time, or should an officer elected fail to qualify, the Governor shall appoint some suitable person to the office, who shall hold the office until the next general municipal election and until the qualification of his successor thereafter. In case of any vacancy in any municipal office to which the officer elected or appointed by the Mayor and aldermen, at any time, the same may be filled for the term by the Mayor and Board of Aldermen, at any regular meeting, officers of Cities, Towns and Villages now in office or in office when any City, Town or Village elect come under the provisions of this law, under section-- of this act, shall retain their offices until the first election under this law, with the powers of like offices under this act.

Section 2. Be it further enacted, etc., That all laws or parts of laws in conflict herewith are hereby repealed.

Laws governing Municipal Elections.

Section 39. Be it further enacted, etc., That the provisions of law on the subject of State and parish elections so far as applicable, shall govern municipal elections. The mayor and board of aldermen shall appoint the commissioners of election for municipal elections; in years when there is no general State election, and in such years returns of the election shall be made to the mayor and aldermen, who shall make such proclamation and do all other things in regard thereto as is required of returning officers for the parish.

Application of Act to Existing Municipalities.

Section 40. Be it further enacted, etc., That from and after the date that this act becomes operative every municipality in the State shall exercise the powers conferred herein on the class to which it belongs and shall be governed by the provisions thereof. Provided the provisions of this act shall not comply to an existing municipality unless hereafter by a majority vote of the electors therein, to be cast at a general or special election for that purpose, it be determined to come under the operation of this act. Such election shall be ordered and held by the municipal authorities on the petition of twenty-five freeholders, electors, notice thereof being given as of other elections. At such election those favoring the operation of the act as applicable to the municipality, shall have written or printed on their ballots "For the provisions of Act No. _____ of 1898," and those opposed, "Against the provisions of Act No. _____, of 1898," If a majority of the legal vote cast are in favor of adopting the provision of this act then the municipality shall be

ACT NO. 136 OF 1898 (Concluded).

subject to and governed by its provisions, and the result of the election shall be certified to the Secretary of the State, who shall make a record of the same in his office. If a majority of the votes cast shall be against the provisions of this act, the municipal authorities shall so enter of record, and another election submitting the question, shall not be held in twelve months thereafter. After a rejection of the provisions of this act by a municipality and until acceptance thereof as herein provided, the corporate powers, rights, and franchises thereof shall be and remain as now provided by law.

Existing Municipalities--Change of Class, How Effected.

Section 41. Be it further enacted, etc., That the existing municipalities shall be classified according to their population, as shown by the United States census of 1890, until the class shall be changed as provided in this act. It shall be the duty of the Governor, as soon as this act becomes operative as to the municipality, to issue his proclamation, assigning such municipality to its proper class and to forward a copy of his proclamation to each; the officers of each shall demand such proclamation and upon its receipt shall cause it to be recorded in the minute book of the municipality and the same shall determine its class.

Courts Take Judicial Notice of Classification.

Section 42. Be it further enacted, etc., That the courts shall take a judicial notice of the class to which each of the municipalities of the State belongs, and of its powers under the provisions of this act.

How Existing Municipalities May Obtain Benefit of Act.

Section 43. Be it further enacted, etc., That when a municipality now existing, which has not come under the provisions of this act, shall desire to amend its charter, the same may be done in this way: The mayor and board of aldermen may prepare, in writing, the desired amendments, have the same published for three weeks in a newspaper published in the municipality, if there be one, and, if none, then by posting for said time in at least three public places therein; the proposed amendments shall then be submitted to the Governor, who shall submit them to the Attorney General for his opinion. If the Attorney General be of the opinion that the proposed amendments are consistent with the constitution and laws of the United States and of the State, including this act, the Governor shall approve the proposed amendments. If after publication made, one-tenth of the qualified electors of the municipality shall protest against the proposed amendments, or any of them, the Governor shall not approve the ones protested against until they shall be submitted to and ratified by a majority of the electors of the municipality. Amendments, when approved by the

ACT NO. 136 OF 1898 (Concluded)

Governor, shall be recorded at the expense of the municipality, in the office of the Secretary of State and upon the records of the mayor and board of aldermen, and, when so recorded, shall have the force and effect of law. A municipality not governed by this act may change its corporate limits, under the provisions thereof.

Act Does not apply to Cities Having Over Two Hundred Thousand Inhabitants.

Section 44. Be it further enacted, etc., That this act shall not apply to cities containing over two hundred thousand inhabitants.

Repealing Clause.

Section 45. Be it further enacted, etc., That all laws or parts of laws contrary to this act on the same subject matter, except as herein provided, are hereby repealed.

ACT NO.89

By Mr. Ponder.

House Bill No.312.

AN ACT

Granting to municipalities of more than five thousand inhabitants the power to construct, own and operate electric street railways within and without their limits.

Granting right of municipal ownership to municipalities of more than 5,000 inhabitants.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That all municipalities of the State of Louisiana, of more than five thousand inhabitants, shall have the power to construct, own and operate street railways within and without their corporate limits.

Section 2. Be it further enacted, etc., That this act shall take effect from and after its passage.

R. H. SNYDER,
Speaker of the House of Representatives.

P. H. LAMBREKONT,
President pro tempore of the Senate.

Approved July 4, A.D. 1904.

NEWTON C. BLANCHARD,
Governor of the State of Louisiana.

A true copy:
JOHN T. MICHEL,
Secretary of State.

That

Board of Aldermen may order paving of sidewalks by ordinance.

How costs of paving sidewalks shall be paid.

How costs of paving intersections of streets, culverts, etc., shall be paid.

Costs shall operate as a privileged lien on property liable for same.

Section 3. Be it further enacted, etc., That whenever the Mayor and Board of Aldermen of a city desire to pave or improve any sidewalk, street, alley or portion thereof, or construct curbing, as herein provided, it shall prepare plans and specifications of said work to be placed on file in the Clerk's or Engineer's office, and shall adopt an ordinance ordering and describing in general terms the contemplated improvement, and authorizing the Clerk to advertise for bids. Said advertisement shall be inserted at least twice in some newspaper published in such City, the first insertion to be not less than ten days prior to the date fixed for the reception of bids, and shall contain a general description of the contemplated improvements, shall refer to the plans and specifications on file, and shall designate the hour, date and place for the reception and opening of the bids.

Section 4. Be it further enacted, etc., That the total costs of paving, planking or otherwise improving sidewalks and curbing, as herein provided, shall be paid for by the owners of the real estate abutting upon such sidewalk or curbing on the basis of the respective frontage of the property on the sidewalk or curbing to be paved or improved, by ascertaining the entire expense of such improvement and charging it upon each lot or parcel of real estate in the proportion that its frontage or abutment bears to that of all the abutting lots or parcels of real estate to be improved.

Section 5. Be it further enacted, etc., That the entire costs, including costs of culverts, headers, filling, engineering, labor, material, etc., of the paving, planking, graveling, macadamizing, or otherwise improving streets, alleys, or any portion thereof, as herein provided, shall be apportioned as follows: (1) The City shall pay in the proportion that the area of the intersections of the street, alley, or portion thereof, to be improved, bears to the total area of such street, alley or portion thereof. (2) Abutting real estate owners shall pay the remainder of the costs according to the front foot rule provided for in Section 5. (3) When a railway occupies a portion of the street or alley, the owner thereof shall pay the proportion that the area of the space occupied by its roadbed bears to the total area of the street, alley, or portion thereof to be improved.

Section 6. Be it further enacted, etc., That where any street, alley, sidewalk, curbing or portion thereof, is paved, or otherwise improved, as herein provided, the Mayor and Board of Aldermen shall, upon the final and satisfactory completion of the work, accept the same by

ordinance and provide for an assessment of all abutting real estate, and railway tracks and roadbeds in the amounts respectively due by the owners thereof according to the rules of the apportionment provided for in Sections 5 and 6, each assessment being separately numbered; a certified copy of which ordinance containing said assessment shall, upon its passage, be filed for record in the office of the Recorder of Mortgages in the Parish in which such assessed property is situated, and the same, when so filed and recorded, shall operate as a lien and privilege in favor of the city against all properties therein assessed which lien and privilege shall prime all other claims except taxes.

Provisions
to enforce
payment
of
costs.

Section 7. Be it further enacted, etc., That the amounts assessed in said ordinance shall be due and eligible immediately upon its passage, and, if not paid within ten days after the passage of said ordinance, the city shall have power to proceed by suit against the assessed properties and owners thereof to enforce collection together with ten per cent of the amount of judgment recovered as attorney's fees, and all delinquent assessments shall bear eight per cent yearly interest.

Mayor and
Board of
Aldermen may
permit
settlement of
costs by partial
payments.

Section 8. Be it further enacted, etc., That the Mayor and Board of Aldermen may, in their discretion, in the ordinance accepting the work and making assessments, allow all property owners therein assessed, who, within ten days after the passage of said ordinance, make written application therefor and pay in cash twenty per cent of the amount of their indebtedness, to pay the balance of said indebtedness, in four equal annual installments; provided that, as evidence of said deferred payments, the property owner so applying ~~execute~~ and depositing said twenty per cent, shall sign and execute four promissory notes, payable to the order of the city, each for twenty per cent of the amount due by him, dated ten days after the passage of said ordinance accepting said work, maturing respectively one, two, three and four years from date, or sooner, at the option of said owner, bearing eight per cent yearly interest from date, and ten per cent attorney's fees in event of suit to enforce collection after maturity, which notes, paraphed by the City Clerk as being "secured by Assessment No. ____ of local Assessment Ordinance No. ____," shall carry with them the lien and privilege above provided and said notes may be transferred by the city, without recourse, to the contractor, at their face value, in payment pro tanto of the work done by him.

ACT NO.142

By Mr. Ratcliff.

House Bill No.267.

AN ACT

To exempt from the payment of Parish Licenses, or License Taxes, Incorporated Municipalities, levying license taxes equal in amount to those levied by Police Juries for Parochial purposes.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That all incorporated municipalities levying license taxes equal in amount to those levied by Police Juries of the Parishes in which they are situated, shall be and the same hereby are, exempt from the payment of Parish Licenses or license taxes, provided said license tax shall be used for street and sidewalk improvements, water works, lights, sewerage, street railways, or public school purposes.

R. H. SNYDER,
Speaker of the House of Representatives.

P. M. LAMBREONT,
President pro tempore of the Senate.

Approved July 6, A.D. 1904.

NEWTON C. BLANCHARD,
Governor of the State of Louisiana.

A true copy:

JOHN T. MICHEL,
Secretary of State.

ACT NO.178

By Mr. O'Connor.

House Bill No.315.

AN ACT

To empower the several Municipal Corporations throughout the State to adopt ~~certain~~ ordinances declaring certain persons vagrants and punishing them as such; to provide within what limits of penalty such ordinances shall punish vagrancy, and to provide before what courts and in what manner charges of vagrancy shall be tried.

Authorizing municipalities to pass vagrant ordinances.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That the several Municipal Corporations throughout the State shall adopt ordinances declaring vagrants, and punishing as such, all persons who, not having visible means to maintain themselves, live without employment; all persons wandering abroad, and lodging in groceries, taverns, beer-houses, bar-rooms, market-places, market-houses, sheds, barns, outhouses, uninhabited buildings, railroad or street cars, steam-boats or other water craft, public buildings or the open air; all persons wandering about and begging, or who go about from door to door, or place themselves in the streets, highways, passages, alleys or other places to beg or to receive alms; all tramps; all female street walkers; all habitual drunkards (all persons able to work who do not work) but who live upon the wages or personal earnings of their wives or of their minor children; all persons who live by begging, gambling, stealing or trading in stolen goods.

Section 2. Be it further enacted, etc., That it shall be lawful for the several Municipal Corporations throughout the State to punish vagrancy, as authorized by this Act to be defined by a fine of not less than five dollars or more than twenty-five dollars, or by an imprisonment of not less than ten days nor more than thirty days, or both, at the discretion of the Court.

Section 3. Be it further enacted, etc., That all prosecutions under the vagrancy ordinances authorized by this Act shall be conducted in the same manner, as are now, or shall hereafter be, conducted prosecutions for the violation of Municipal ordinances in general, and shall be tried before such Court or Courts as are now, or may hereafter be vested with general jurisdiction for the trial of violation of municipal ordinances.

R. H. SNYDER,
Speaker of the House of Representatives.

P. K. LAURENT,

President pro tempore of the Senate.

Approved July 7, A.D.1904.

NEWTON C. BLANCHARD,
Governor of the State of Louisiana.

A true copy:

JOHN T. MICHEL, Secretary of State.

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ACT NO.196

By Mr. Wimberly.

House Bill No.248.

AN ACT

To amend and re-enact Sec. 28 of Act No.136 of the Acts of the General Assembly of 1898 relative to the election of municipal officers.

Time of
holding
municipal
elections.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That Section 38 of Act No.136 of the General Assembly of 1898 be amended and re-enacted so as to read as follows: That municipal elections shall be held every two years on the Tuesday next following the third Monday in April. The officers elected shall qualify and enter upon the discharge of their duties, on the first day of May, after their election, and shall hold their office for two years and until their successors are elected and qualified, provided if no election be held, or a vacancy occurs at any time, or should an officer elected fail to qualify, the Governor shall appoint some suitable person to the office, who shall hold the office until the next general municipal election and until the qualification of his successor thereafter.

In case of any vacancy in any municipal office to which the officer elected or appointed by the Mayor and aldermen, at any time, the same may be filled for the term by the Mayor and Board of Aldermen at any regular or special meeting, officers of cities, towns and villages now in office or in office when any City, Town or Village elects to come under the provisions of this law, under section of this act, shall retain their offices until the first election under this law, with the powers of like offices under this act.

Section 2. Be it further enacted, etc., That all laws or parts of laws in conflict herewith are hereby repealed.

R. H. SNYDER,
Speaker of the House of Representatives.

P. M. LAMBERTON,
President pro tempore of the Senate.

Approved July 7, A.D. 1904.

NEWTON C. BLANCHARD,
Governor of the State of Louisiana.

A true copy:
JOHN T. MICHEL,
Secretary of State.

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ACT NO.139

By Mr. Sandoz.

House Bill No.283

AN ACT

To amend and re-enact Section 21 of Act 136 of the General Assembly of the State of Louisiana of the year 1898, "An Act for the creation and government of municipal corporations throughout the State and defining their powers and duties and providing for the extension or contraction of their limits."

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That Section 21 of Act 136 of the General Assembly of the year 1898, entitled, "An Act for the creation and government of municipal corporations throughout the State and defining their powers and duties and providing for the extension or contraction of their limits," be amended and re-enacted so as to read as follows:

Qualifications
of
Aldermen.

Section 21. Be it further enacted, etc., That the qualifications of the Alderman shall be the same as are prescribed for the mayor, and in addition, those elected from and by wards must be residents of their respective wards. And no member of the Board of Aldermen shall hold any other office or employment under the municipal government while he is a member of said board, except as is provided for in Sections 19 and 23 of this Act, and no member of the Board of Aldermen, or any other officer of the corporation, shall be directly or indirectly interested in any work, business or contract the expense or price or consideration of which is to be paid from the treasury of the municipality, nor be surety for any person having a contract, work or business with the municipality, for the performance of which security may be required, nor be surety for any officer or employe.

Shall not be
interested
in public work
or contracts.

J. W. HYAMS,
Speaker of the House of Representatives.

J. Y. SANDERS,
Lieutenant Governor and President of the Senate.

Approved July 10th, 1906.

NEWTON C. BLANCHARD,

Governor of the State of Louisiana.

A true copy:
JOHN T. MICHEL,
Secretary of State.

ACT NO. 186.

By Mr. Powers, of Ouachita.

House Bill No. 253.

AN ACT

To authorize the parochial and municipal authorities, the Parish of Orleans excepted, to issue bonds for certain public purposes to be secured by special taxes voted therefor, and to provide for the manner of the issuance of said bonds.

Authorizing
parishes and
municipal corpo-
rations to issue
bonds against
proceeds of
special
taxes.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That parishes and municipal corporations, the Parish of Orleans excepted, shall have the authority to fund into bonds issued in conformity to the provisions of this Act, the proceeds of special taxes that have been voted and carried, or that may be voted and carried hereafter, under the authority of Article 270 of the Constitution and laws carrying the same into effect, in aid of railway enterprises, in an amount not exceeding the sum voted in favor of such enterprises.

Section 2. Be it further enacted, etc., That the bonds issued under the authority of this Act shall mature annually, upon the dates to be determined and fixed by the issuing body, and the amount of each bond shall not exceed the avails of the special tax upon the assessments of the year in which the tax is voted; that said bonds shall not bear a greater rate of interest than five per centum per annum, which shall be payable annually or semi-annually, on dates to be specified in the bonds and interest coupons attached to the bonds, and that said bond shall bear across its face printed in red letters, the following certificate: I hereby certify that I have examined the proceedings prior and relative to the voting of said special tax, the resolutions, ordinances, and other proceedings of ----(Naming the issuing body), pursuant to which this bond was issued, that the said proceedings are regular in form, and that the proceeds of the special tax dedicated to the payment of same, estimated upon the tax roll of the -----said -----for the year in which the tax was voted, that is to say, the year 19--, will be ample for the payment of the said bond, principal and interest. This the ---- day of ----- 19--.

District Attorney.

Judicial District.

The foregoing certificate shall
be signed by the District Attorney of the

Judicial District in which the parish or municipal corporation is situated, and thereafter the said bonds shall be incontestable for any cause after three months from the date of the promulgation of the result of the said special election, except for fraud in their issuance. The District Attorney shall receive as compensation for his services in making the examination and certificate required by this Act, one-tenth of one per centum of the total amount of the bonds thus certified by him, but in no case shall he receive less than twenty-five nor more than one hundred dollars for any such service, to be paid by the parish or municipal corporation issuing the said bonds provided that nothing in this section shall prevent the municipal authorities or police juries from stipulating in said bonds that same may be redeemed at any time prior to maturity at the option of said authorities.

Ordinance to be passed by governing body dedicating the proceeds of special tax to the payment of bonds.

Section 3. Be it further enacted, etc., That parish and municipal corporations shall, through their respective governing bodies, before the issuance of bonds under this Act, and in contemplation of the same, in each case, pass and adopt an ordinance or resolution setting forth substantially the denomination, form and phraseology of the bonds and interest coupons and specifically dedicating the proceeds of the special tax voted for that purpose to the payment of the bonds both principal and interest as they mature and in the case of parish and municipal corporations levying the said tax for the whole term or series of years for which it was voted, and the fund thus dedicated shall not be diverted to any other purpose whatsoever, so long as any bond of the series shall be outstanding and unpaid.

Section 4. Be it further enacted, etc., That all laws or parts of laws in conflict with or contrary to the provisions of this Act, be and the same are hereby repealed, and that this Act take effect from and after its passage.

J. W. HYAMS,
Speaker of the House of Representatives.

J. Y. SANDERS?
Lieutenant Governor and President of the
Senate.

Approved July 11th, 1906.

NEWTON C. BLANCHARD,
Governor of the State of Louisiana.

A true copy:
JOHN T. MICHEL.
Secretary of State.

ACT NO.200

By Mr. Stewart, of Webster.

House Bill No.299.

AN ACT

To make it the duty of every member of any Police Jury or Municipal Council in the State having a personal or private pecuniary interest in the adoption or passage of any ordinance, resolution, motion or measure by the body of which he is a member, to declare such fact to said body and to refrain from voting on the same and to provide for a penalty for the violation of this Act.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That every member of any Police Jury or Municipal Council in this State who shall have any personal or private pecuniary interest in the adoption or passage of any ordinance, resolution, motion or measure by the body of which he is a member shall declare such fact to the body, and shall refrain from voting on the same at any time, whether, on final passage or otherwise.

Section 2. Be it further enacted, etc., That any person who shall violate any of the provisions of this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding one hundred dollars, or imprisonment for not more than sixty days, or both fine and imprisonment at the discretion of the court.

J. W. HYAMS,
Speaker of the House of Representatives.

J. Y. SANDERS,
Lieutenant Governor and President of the
Senate.

Approved July 12th, 1906.

NEWTON C. BLANCHARD.
Governor of the State of Louisiana.

A true copy:
JOHN T. MICHEL,
Secretary of State.

ACT NO. 234

By Mr. Drew.

Senate Bill No. 157

AN ACT

To authorize all municipalities in this State containing a population exceeding 1,000, the city of New Orleans excepted, to provide for the prevention of fires by establishing fire limits, by prohibiting the construction of frame buildings within such limits or the removal or relocation of such buildings therein, by regulating the thickness of the outside walls and of the partition walls of buildings to be constructed or located in said limits; by requiring building permits; by preventing the material repair of buildings within such limits, except under certain conditions; by establishing sub-fire limits; and by authorizing such municipalities to enforce obedience to their ordinances passed under the provisions hereof and to guard against the violation of the same, and by repealing all laws in conflict herewith, and especially Act No. 91 of 1906.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That all municipalities in this State containing a population exceeding one thousand, the city of New Orleans excepted, shall, in addition to the power already conferred upon them relative to fires, have and possess authority to provide for the prevention of fires by establishing fire limits and by prohibiting the construction or relocation or removal of frame buildings within such limits, or the construction of frame additions to buildings therein.

Section 2. Be it further enacted, etc., That all such municipalities shall have and possess authority to regulate, to such extent as to safe guard against the spread of conflagration therein the thickness of the outside or fire walls of all buildings to be constructed within such limits, and also to reasonably regulate partition walls in such buildings, where such regulation is proper to prevent the spread of fire.

Section 3. Be it further enacted, etc., That all such municipalities shall have and possess power to prohibit material repairs to frame buildings within said limits, and to reasonably regulate repairs on other than frame buildings therein. By material repairs, as above used, shall be understood not only those that increase the fire risk, but also those that appreciably tend to perpetuate it.

Section 4. Be it further enacted, etc., That all such municipalities shall be authorized to require building permits and permits for repairs, which permits shall be granted according to uniform rules, and shall never be refused when the application setting forth the character of the building to be constructed, or the nature of the repairs, conforms to the requirements of the ordinances of the municipality passed in pursuance of this Act, provided that all such applications shall be passed upon by the governing body of the municipality, or the committee designated by it, within ten days after the filing of the same.

Section 5. Be it further enacted, etc., That all such municipalities shall have and possess the further power of establishing sub fire limits adjacent to and outside to fire limits proper, and to provide and make reasonable regulations to govern said fire limits.

Section 6. Be it further enacted, etc., That all such municipalities shall have and possess power to punish the infringement of ordinances passed hereunder within the limits prescribed by their respective charters, and in addition thereto, to remove or cause to be removed, at the expense of the owner or owners thereof the buildings, repairs or additions built or made contrary to the specification of said ordinance.

Section 7. Be it further enacted, etc., That all laws or parts of laws in conflict herewith, and especially Act No. 91 of 1906 on the same subject matter, be and the same are hereby repealed.

1906.

ACT NO.306 of 1908.

Senate Bill No.184

By Mr. Lazaro.

AN ACT

To amend and re-enact Act No.97 of the Acts of General Assembly of the State of Louisiana, for the year 1900, entitled; "An Act to amend and re-enact Sections 19 and 23 of Act. No.136 of 1898, entitled; "An Act for the creation and government of municipal corporations throughout the State and defining their powers and duties, and providing for the extension or contraction of their limits."

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That Act No.97 of 1900, entitled; "An Act to amend and re-enact Sections 19 and 23 of Act 136 of 1898, entitled; "An Act for the creation and government of municipal corporations throughout the State and defining their powers and duties, and providing for the extension or contraction of their limits, be amended and re-enacted so as to read as follows:

Section 19. Be it further enacted, etc., That the officers of every municipality shall be a Mayor, Aldermen, A Marshal, a Tax Collector, a Clerk, and a Street Commissioner.

The number of Aldermen in a city shall not be less than five and not more than nine; in a town, five, and in a village, three. The Mayor, Aldermen and Marshall shall be elected by the people, the other officers by the Board of Aldermen. When there are eight or more Aldermen, two shall be elected by each ward in a city and the remainder at large, and in other cases an equal number of Aldermen shall be elected in each ward of a city, the remainder at large.

If a town be divided into wards, one Alderman shall be elected in each ward and one at large. The Mayor and Marshall in all municipalities shall be elected at large. The Street Commissioner and Clerk may be an Alderman, and the Mayor may be Street Commissioner, if the Board of Aldermen so elect, and the Clerk or Marshall may be Tax Collector or Assessor, if the Board of Aldermen so decide.

Section 2. Be it further enacted, etc., That Section No.23 of said Act No.136 of 1898 be amended and re-enacted so as to read as follows:

That at the first regular meeting of the Board of Aldermen succeeding each regular municipal election, they shall elect a Clerk, Tax Collector and all other officers as may be necessary whose election is not provided for in Section 19.

The Clerk or Tax Collector shall execute a bond to the municipality in such penalty, with such surety and conditions as may be prescribed by ordinance, and shall hold their office for two years, or until their successors shall be elected and qualified.

The Board of Aldermen may annually appoint and attorney-at-law for the municipality, prescribe his duties and fix the compensation, or it may employ counsel to represent the interest of the municipality should occasion require.

Approved July 9, 1908.

Act No. 128. of 1910.

Senate Bill No. 92.

AN ACT.

To amend and re-enact Section 2 of Act 32 of the General Assembly of the State of Louisiana, approved June 19th, 1902, entitled: "An Act to amend and re-enact Act No. 30 of General Assembly of 1877, Extra Session, approved March 28th, 1877, entitled, "An Act to limit the appropriations expenditures of parishes and municipal corporations; to prohibit the issuance of warrants by their officers; to permit Police Juries to make certain contracts, and prescribing certain penalties; to permit police juries and municipal corporations to make contracts against future revenues within certain restrictions; to permit police juries and municipalities to issue certificates of payment and to provide the effect to be given to such certificates; and to permit municipalities to borrow money in case of public emergency; " so as to provide for an extension of the period within which the City of New Orleans may make contracts against future revenues.

Be it enacted by the General Assembly of the State of Louisiana, That Section 2 of Act 32 of the General Assembly of the State of Louisiana for the year 1902, be and the same is hereby amended and re-enacted so as to read as follows, to-wit:

Section 2. Be it further enacted, etc., That the revenues of the several parishes and municipal corporations of this State, of each year, shall be dedicated as follows: First, all statutory charges shall be paid from the respective funds upon which they are imposed; Second, all charges for services rendered annually under time contracts; third, all necessary usual charges provided for by ordinance or resolution. Any excess of revenue above statutory, necessary and usual charges may be applied to the payments of amounts due and unpaid out of the revenues of former years. Police Juries and Municipal Corporations shall also have the authority to make, in any year, agreements or contracts dedicating in whole or in part the excess of annual revenues of subsequent years above statutory, necessary and usual charges, provided that no such agreement or contract shall have any longer term fixed for payment than ten years from the date of the agreement or contract, except as to the City of New Orleans, said City of New Orleans being hereby authorized and empowered to fix the terms for payment for a period of time not exceeding fifteen years from the date of such agreement or contract; and provided further, that no dedication of future revenues shall be made which, alone or with other prior dedications in force, shall exceed the estimated excess of revenues over the statutory, necessary and usual charges of the year in which the agreement or contract is made; provided further, that nothing in this Act shall be taken or construed to prohibit police juries or municipal corporations from providing by ordinance or resolution for the expenditure of funds derived from miscellaneous or contingent sources actually collected, subject to such dedication of such funds as may be established by existing laws.

ACT NO. 134 of 1910.

House Bill No. 48.

AN ACT.

To authorize and require municipal corporations, of the towns or cities in this State and the School Boards and Police Juries of the several Parishes, the Parish of Orleans excepted, to elect a municipal school board and parish Printer for their respective municipalities, school boards and parishes; empowering them to designate the Official Journal for their respective municipalities, School Boards and Parishes; requiring them to cause to be published in the Official Journal all their Official Proceedings; fixing the compensation to be paid the municipal school board or parish printer, and repealing all laws contrary to or inconsistent with this Act.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, that on their first meeting on or after the first day of July 1910, and annually thereafter, at their first meeting in July, the Police Juries, School Boards and City or Town Councils throughout the State, the Parish of Orleans excepted, are authorized, and it shall be their duty to elect a Parish School Board, Town or City Printer for their respective towns, Parishes, School Boards, or Cities, for a term not exceeding four years, who shall be the owner or representative of some established newspaper, published in the Parish, which has been in existence for a period of one year preceding the election. The person so selected shall designate a newspaper published in the Parish, Town or City, which paper shall be known as the Official Journal of the Parish, School Board, Town or City, and he shall publish in such newspaper all Official Proceedings of the Police Jury, School Board, Town or City Councils, and all such notices as may be required by law to be published by the Police Juries, School Boards, or Town or City Councils; provided that this Act shall not effect any contract now in existence, and provided further, that upon the expiration of any contract for the Parish, School Board, Town or City printing now in existence, the Police Jury, School Boards, City or Town Council, shall elect a Parish School Board Town or City Printer as provided for in this Act, and provided further that this Act shall not apply to any Parish which no newspaper is published.

Section 2. Be it further enacted, etc., That the Parish School Board, City or Town Printer shall be entitled to demand, and the Police Jury, School Board, Town or City Council of each Parish, School Board, Town or City Council shall pay to him quarterly for publishing all matter required to be published in the Official Journal of the Parish, School Board, Town or City, fifty cents per Square of One Hundred words for the first insertion, and twenty-five cents per square for each subsequent insertion, and for all Job Work executed by him for the Police Jury, School Board, Town or City Council, he shall charge and receive the lowest current rate.

Section 3. Be it further enacted, etc., That all laws contrary to or inconsistent with the provisions of this Act, be, and the same are hereby repealed.

ACT NO. 151. of 1910.

House Bill No. 194.

AN ACT.

Authorizing police juries and municipal corporations to work and set aside dedications of roads, streets and alley-ways, when same has been abandoned, or no longer needed for public use, " Parish of Orleans excepted."

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That the police juries of the several parishes of this State, and municipal corporations, shall have full power and authority, in their discretion, to revoke and set aside the dedications of all roads, streets and alley-ways heretofore laid out and dedicated to public use, within their respective limits when such roads, streets and alley-ways have been abandoned, or are no longer needed for public purposes, " Parish of Orleans excepted."

Section 2. Be it further enacted, etc., That upon such revocation, the ownership of the soil embraced in such roads, streets and alley-ways up to the center line thereof shall revert to the then present owners of the land contiguous thereto, "Parish of Orleans excepted."

Section 3. Be it further enacted, etc., That all law or parts of laws in conflict with this Act are hereby repealed; provided that nothing in this Act shall be construed as repealing any of the provisions of special statutes or charters of incorporated cities or towns granting the rights to close or alter roads or streets.

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ACT NO.160

House Bill No.348.

AN ACT.

To amend and re-enact Act No.91 of the Acts of General Assembly of the State of Louisiana for the year 1904, approval July 4th, 1904, entitled "An act to amend and re-enact Section 29 of Act 136 of the Acts of the General Assembly of the State of Louisiana for the year 1898, entitled an Act for the creation and government of municipal corporations throughout the State, and defining their powers and duties, and providing for the extension and contraction of their limits.

Section 1. Be it en-acted by the General Assembly of the State of Louisiana, That Act 91 of the Acts of the General Assembly of the State of Louisiana for the year 1904, approved July 4th, 1904, entitled "An Act to amend and re-enact Section 29 of Act 136 of the Acts of the General Assembly of the State of Louisiana for the year 1898, entitled, An Act for the government of municipal corporations throughout the State and defining their powers and duties, and providing for the extension and contraction of their limits," be amended and re-enacted so as to read as follows:

Mayor's
Court.

Section 2. Be it further en-acted, etc., That there shall be a Mayor's Court for each city, town or village, with jurisdiction over all violations of municipal ordinances, and the Mayor shall have power and authority to try all breaches of said ordinances, and impose fines or imprisonment, or both, provided for the infraction thereof, provided that in wards containing cities of more than five thousand inhabitants, there shall be elected by the voters of the ward, for a term of four years, a City Judge who shall possess at least the qualifications now prescribed by law for justices of peace, with civil jurisdiction as now conferred upon Justices of the Peace and criminal jurisdiction for the trial of cases not punishable by imprisonment at hard labor, and all violations of municipal and parochial ordinances, and the holding of preliminary examinations in all cases where the punishment does not exceed imprisonment at hard labor for a term of five years. He shall in civil cases receive such fees as are paid Justices of the Peace, and, for compensation in all other matters he shall be paid a salary, payable monthly on his own warrant, to be fixed by the municipality and the Police Jury of the Parish in such sum as they may agree upon, and to be divided between them. Said salary shall not be decreased during the term of office of the Judge.

City
judges in
wards
containing
5,000
inhabitants
in lieu of
justice of
the peace;
his juris-
diction.

He shall
be his own
clerk.

Criminal
cases
prosecuted
by affidavit.

In event
of
his absence.

Marshal;
his duties;
his salary.

He shall be his own clerk and shall keep a docket record of the proceedings in civil and criminal cases.

In all criminal cases, in prosecution under the State laws, it shall not be necessary to file and information or indictment against the accused but the accused shall be prosecuted under an affidavit setting forth such particulars therein as may be necessary to enable him to make a proper defense.

Upon the election of said City Judge, the office or offices of Justice of the Peace in the ward shall be ipso facto abolished.

In the event of the absence of the City Judge, or his inability to act from any cause, the Judge of the District in which said city lies, or the City Judge, in the absence of the District Judge from the Parish shall appoint some good and competent person to preside as City Judge pro tempore of said Court, provided that the said City Judge shall have the right to recuse himself, or to be recused in any case in which he is incapacitated, which recusation shall be for the same causes now applicable to District Judges, and the City Judge in the event of his recusation shall have the right to appoint any competent person to try the said cause in which he is recused.

As compensation for the City Judge pro tempore, there shall be deducted from the emoluments of the City Judge, all fees in the causes in which said Judge pro tempore presides, and in the absence or inability of the City Judge, said Judge pro tempore shall receive in addition, the pro rata share of the salary of the City Judge, during the period he actually serves, to be deducted from the salary of the City Judge.

For every city court there shall be a Marshal who shall be elected at the same time as the City Judge, by the voters of the ward, who shall hold his office for the term of four years. His salary shall be fixed by the Police Jury and the Board of Aldermen payable monthly on his own warrant in such sums as the said Boards may agree upon, and to be divided between them.

He shall also have the same powers as constable in the Justice of the Peace Courts, and shall receive in civil matters the same compensation as are now or may hereafter be paid to said constables. Before qualifying he shall be compelled to furnish a bond in the same amount, and with the same responsibilities as now are, or may hereafter be attached to constable of Justice of the Peace Courts.

In
his
absence.

In the event of the Marshal's absence or inability to act for any cause, any duly qualified deputy sheriff who may be acceptable to the City Judge can act in his place and stead. The city within which said City Court is located shall provide a suitable place for holding said court.

H. G. DUPRE,
Speaker of the House of Representatives.

P. M. LAMBRIEMONT,
Lieutenant Governor and President of the Senate.
Approved: July 6, 1910.

J. Y. GANDERS,
Governor of the State of Louisiana.

A true copy.
JOHN T. MICHEL,
Secretary of State.

Empowering the authorities of municipal corporations to condemn and cause to be demolished and removed, any building or other structure situated within such municipality, which by reason of its nature or condition, endangers the public welfare or safety, and providing a method of removing such building or structure at the expense of the owner.

Section 2. Be it enacted by the General Assembly of the State of Louisiana: That the municipal authorities of all municipal corporations, now existing or hereafter created in the State of Louisiana, be and they are given the power and authority, to condemn and cause to be demolished and removed, any building or structure within such municipality when such building or structure is in a dilapidated or dangerous condition and endangers the public welfare or safety, because of its nature or condition.

Section 2. Be it further enacted, etc., That whenever the Village, Town or City Council or Board of Aldermen of any municipal corporation of the State of Louisiana shall have declared a building or structure condemned as dangerous to the public welfare or safety, because of its nature or condition as stated above, the Mayor shall serve notice on the owner of such building or structure, and if the owner be absent from the State, then said notice shall be served upon the occupant of the condemned building or structure, commanding him to show cause, if any he has, before the next regular meeting of the Council or Board of Aldermen, why said owner or occupant should not demolish and remove such condemned building or structure, and the decision of the Council or Board of Aldermen shall be final, unless appealed from within ten days from such decision, and in the event of an appeal, the District Court, having jurisdiction of the property, shall have jurisdiction of the appeal and the trial in the District Court shall be de novo and by preference.

Section 3. Be it further enacted, etc., That the notice to show cause above provided for, shall be served by the Marshal of said municipal corporation, or in his absence by an officer duly authorized by the Council or Board of Aldermen to act therein, which officer shall make due return of the service as in ordinary cases, and the owner, occupant or representative of such condemned building or structure shall be served with said notice at least ten days prior to the day on which he is to appear and show cause at the meeting of the Council or Board of Aldermen.

Section 4. Be it enacted, etc., That in the event the owner or occupant of such condemned building or structure fails or refuses to comply with the decision of the Village, Town or City Council, or Board of Aldermen or the definitive judgment of any Court then and in that event the municipal authorities may demolish and remove such building or structure, and for the re-imbursement of the expenses entailed by demolishing and removing such condemned building or structure, the municipality shall have

ACT NO. 175 (Continued).

a lien and privilege of first rank against the lot upon which the building or structure is situated, and in order to preserve such lien privilege it shall be the duty of Mayor to prepare and sign a statement of facts, giving the description of the property and approximate cost of demolishing and removing the building or structure, which statement of facts he shall cause to be filed and recorded in the mortgage office in the parish in which the property is located, and the Village, Town or City, shall be entitled to recover the amount of such expense as aforesaid together with the cost of Court, by ordinary process in the District Court having jurisdiction of the property.

Section 5. Be it further enacted, etc., That in the event the building or structure is unoccupied and the owner is absent from the State, the Mayor shall appoint an attorney at law to represent the absentee, contradictorily with whom the removal proceedings may be carried on, and in this event, by also causing a copy of the notice to show cause, to be posted on the principal door of the building or structure to be condemned, and the attorney appointed to represent the absentee shall be paid by the municipality such fee as the Council or Board of Aldermen may think proper, which fee shall in all cases taxed as Court costs..

Section 6. Be it further enacted, etc., That all laws or parts of laws in conflict herewith be and the same are hereby repealed.

ACT NO. 309. of 1910.

Senate Bill No. 129.

AN ACT.

To amend and re-enact Section Twenty of Act 136 of the Acts of the General Assembly for the year 1898, entitled "An Act for the creation and government of municipal corporations throughout the State, and defining their powers and duties, and providing for the extension or contraction of their limits."

Section 1. Be it enacted by the General Assembly of the State of Louisiana: That Section Twenty of the Acts of 1898, entitled "An Act for the creation and government of municipal corporations throughout the State, and defining their powers and duties, and providing for the extension and contraction of their limits, be and the same is hereby amended and re-enacted so as to read as follows:

Section 20. Be it further enacted, etc., That the Mayor shall preside at all meetings of the Board of Aldermen, and in case there is an equal division, he shall give the deciding vote. He shall have the superintending control of all offices and affairs of the municipality, and shall inquire into and see to it that all laws and ordinances are being properly executed and enforced; and he shall have the power to veto any law, by-laws or ordinance adopted; notwithstanding the exercise of the veto power, any law or ordinance may be adopted, if two-thirds of the Aldermen vote thereafter in favor of its adoption. He shall sign commissions and appointments of all the officers elected or appointed by him and the Board of Aldermen; He shall sign warrants drawn on the treasury for money, and require the clerk to attest the same, and to affix thereto the seal of the municipality, and to keep an accurate record thereof in a well bound communicate, in writing to the Board of Aldermen such information and recommend such measures, as in his opinion may tend to the improvement of the finances, the police, health, security, ornament, comfort and general prosperity of the municipality. He shall have the power, when he deems it proper, to require any officer of the municipality to exhibit his accounts or other papers, and to make report to the Board of Aldermen, in writing, touching on any subject or matter he may require pertaining to his office. He shall be active and vigilant in enforcing all laws and ordinances for the government of the municipality, and he shall cause all other officers to be dealt with promptly for any neglect or violation of duty; and he shall have such jurisdiction as may be vested in him by ordinance over all places within five miles of the corporate limits for the enforcement of any health, quarantine, cemetery or water-works ordinance and regulation thereof. He is authorized to call on every male inhabitant of the municipality over eighteen years and under fifty-five years of age, to aid in enforcing the law. He shall have the power to remit fines and forfeitures and to vacate and annul penalties of all kinds for offenses against the ordinances of the municipality, by and with the consent of the Board of Aldermen, but a fine or penalty shall not be remitted or annulled unless the reason thereof be entered on the minutes by the clerk, together with and as a part of the order so doing. He shall be a qualified elector of the municipality, and he shall be for two years a resident of the parish.