

ORDINANCES.

ORDINANCE NO. 1.

AN ORDINANCE RELATIVE TO STREETS AND ALLEYS, AND REPEALING CLAUSE.

The Village of Red Jacket Ordains:

SECTION 1. That all highways, streets, parts of streets and alleys laid down in said village as shown in and by the several plats of territory comprised in said village, now of record in the office of the Register of Deeds of the county of Houghton, or as to such part of said village as is not covered by or included in any of said plats, as shown by the map of said village now in the office of the Clerk thereof, be accepted and established, and they are hereby accepted and established as highways, streets and alleys of the village of Red Jacket.

SEC. 2. That all ordinances heretofore passed by the common council of said village of Red Jacket are hereby repealed.

Approved, May 5, 1897.

ORDINANCE NO. 2.

AN ORDINANCE RELATIVE TO NOISE AND DISTURBANCE.

The Village of Red Jacket Ordains:

SECTION 1. That any person who shall make, aid, countenance or assist in making any riot, noise, false alarm of fire, disturbance or improper diversion or commit any nuisance in any street or alley or in or on any public or private property within the corporate limits of the village to the annoyance or disturbance of citizens or travelers, shall, on conviction, be punished by a fine of not more than twenty (\$20.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

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ORDINANCE NO. 3.

AN ORDINANCE RELATIVE TO GAMING.

The Village of Red Jacket Ordains:

SECTION 1. That any person who shall keep or assist in keeping a gaming house, room or establishment, billiard table, faro bank or any other place, instrument or device for gaming, or where or on or with which money shall in any manner be played or gambled for, shall, upon conviction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 4.

AN ORDINANCE RELATIVE TO DANCING ON SUNDAY.

The Village of Red Jacket Ordains:

SECTION 1. That no owner or occupant of any house, hall, saloon, or lot, within the corporate limits of said village, shall permit any dancing or carousing, or other boisterous entertainment of the like kind to be carried on in his or her premises, between the hours of twelve o'clock p. m. Saturday and twelve o'clock p. m. Sundays. Any person or persons violating any of the provisions of this ordinance shall, upon conviction before a court of competent jurisdiction, be punished by a fine of not more than thirty (\$30.00) dollars for each offense, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 5.

AN ORDINANCE RELATIVE TO THE SUPPRESSION OF HOUSES OF
ILL-FAME.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall keep or assist in keeping a brothel, or a house of assignation, or a bawdy house, or a house of ill-fame resorted to for the purpose of prostitution and lewdness, or entertain or assist in entertaining any prostitute or lewd woman for the purpose of prostration or procure or aid in procuring any prostitute or lewd woman for that purpose.

SEC. 2. No person, male or female, shall resort to any house of ill-fame, or other place in said village, for the purpose of prostitution or to associate with a prostitute or prostitutes, or procure another to resort to any house of ill-fame or other place in said village, for the purpose of prostitution, or to associate with prostitutes.

SEC. 3. Any person violating any of the provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety (90) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 6.

AN ORDINANCE RELATIVE TO DISORDERLY PERSONS.

The Village of Red Jacket Ordains:

SECTION 1. All persons pretending to tell fortunes; all common prostitutes; all keepers of bawdy houses or houses for the resort of prostitutes, all persons knowingly selling or giving intoxicating liquors to drunkards, tipplers, or other disorderly persons; all persons who have no visible calling or business to maintain themselves by or who do for the most part support themselves by gaming or other disorderly practices; all jugglers, common showmen and mountebanks who exhibit or perform for profits any puppet show, wire rope dancing or other idle show, acts or feats; all persons who keep

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in any highway or in any public place any gaming table, wheel of fortune, box, machine, instrument or device for the purpose of gaming; all persons who go about such table, wheel of fortune, box, machine, instrument or device exhibiting or gaming therewith all persons who play in the public streets or highways with cards, dice or any instrument or device for gaming; all vagrants and all street beggars shall be deemed disorderly persons.

SEC. 2. Any person convicted of being a disorderly person under this ordinance shall be punished by a fine of not more than one hundred (\$100) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety (90) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 7.

AN ORDINANCE RELATIVE TO GAMBLERS, VAGRANTS AND PROSTITUTES.

The Village of Red Jacket Ordains:

SECTION 1. That every person being a vagrant, mendicant, street beggar, common prostitute or gambler or disorderly person as defined by the statutes of this state with reference to disorderly persons shall, upon conviction be punished by a fine of not more than fifty (\$50.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 8.

AN ORDINANCE RELATIVE TO INTOXICATION.

The Village of Red Jacket Ordains:

SECTION 1. That if any person shall appear in the streets or alleys of said village or in any public place or public assembly within said village in a state of intoxication, shall, upon con-

viction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal; and the marshal, or other officer charged with police duties, shall arrest any person or persons found in a state of intoxication, and detain them until such person or persons can be prosecuted for violation of this ordinance.

Approved, May 5, 1897.

ORDINANCE NO. 9.

AN ORDINANCE RELATIVE TO OBSTRUCTING AN OFFICER.

The Village of Red Jacket Ordains:

SECTION 1. That any person who shall willfully assault, hinder or obstruct an officer of said village, while in the performance of any duty required by him in pursuance of the laws incorporating said village, or any of the ordinances, by-laws or resolutions of the said village or of the common council thereof; or while engaged as such officer in the performance of any such laws, ordinances, by-laws or resolutions, shall upon conviction, be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 10.

AN ORDINANCE RELATIVE TO PUTRID MEATS, VEGETABLES, ETC.

The Village of Red Jacket Ordains:

SECTION 1. No person shall sell or expose for sale any meats, poultry or other provisions or vegetables which are in a partial state of decomposition or are unwholesome, stale or otherwise unfit for food, and the marshal or health officer of

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said village shall have power to confiscate and seize any and all such articles within the said village and destroy or dispose of the same, or may direct in what manner the same shall be disposed of.

SEC. 2. The marshal or the health officer of said village shall have power and authority to close any meat market or other market within said village that shall be found to have on hand any such meats, poultry, provisions or vegetables as are mentioned in the preceding section until such meats are properly disposed of, and it shall be unlawful for any such market to remain open or conduct its business when so closed by the order of the marshal or health officer.

SEC. 3. It shall be unlawful for any person to peddle, sell or otherwise dispose of any unwholesome or adulterated milk within the said village of Red Jacket.

SEC. 4. Any person violating any of the provisions of the several sections of this ordinance, shall, upon conviction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of said fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 11.

AN ORDINANCE RELATIVE TO CHIMNEYS, STOVEPIPES, ETC.

The Village of Red Jacket Ordains:

SECTION 1. That no stovepipes shall be put up within the limits of said village or kept up unless it be conducted into a chimney properly constructed of stone or brick, unless special permission is granted by the council; any person convicted of the violation of this ordinance shall be punished by a fine of not more than ten (\$10.00) dollars for every twenty-four hours after notice shall have been served on the owner of the building where such stovepipe may be, by the marshal, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ten days for every offense, or by both such fine and imprisonment in the discretion of the court; and such imprison-

ment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 12.

AN ORDINANCE RELATIVE TO FIRES.

The Village of Red Jacket Ordains:

SECTION 1. That it shall be unlawful for any person to build any fire or to set on fire or burn or cause to be set on fire or burned, any hay, straw, chips, shavings, rubbish or other combustible substance in the streets of said village or in any other open space within the corporate limits of said village within fifty feet of any structure, except with the consent of the marshal of said village and with such precautions as to time, place and guarding and watching of the same as he may prescribe. Any person violating any of the provisions of this ordinance or after obtaining consent of the marshal, violating or neglecting any of the precautions prescribed by him, shall, upon conviction, be punished by a fine of not more than ten (\$10.00) dollars together with the costs of prosecution and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 13.

AN ORDINANCE RELATIVE TO PUBLIC HEALTH.

The Village of Red Jacket Ordains:

SECTION 1. That every owner or lessee or occupant of any premises within the said village of Red Jacket shall keep his premises in a sanitary condition, including all cellars, vaults and other places in connection with such premises and all buildings and other objects thereon situate.

SEC. 2. It shall be unlawful for any person to throw or deposit any filth, rubbish or garbage in any street or alley or to allow such filth, rubbish or garbage to be removed from his premises into any street or alley or other public place within said village, and in case any such filth, rubbish or garbage is so placed or deposited contrary to the foregoing provisions, then



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the person so depositing the same or causing or allowing the same to be so placed or deposited, or removing the same or causing or allowing the same to be removed from his premises as aforesaid, shall immediately clean up and remove the same, and in case of failure so to do within twenty-four hours after notice from the marshal of said village or from the health officer thereof, he shall be deemed to have violated the provisions of this ordinance and shall be liable to the punishment herein after mentioned.

SEC. 3. It shall be unlawful for any person to allow old and refuse papers, decaying wood or rubbish or garbage of any kind to remain upon lots or premises owned or kept or occupied by him within the said village in the neighborhood of any residences or business places, or to throw or deposit any such papers, decaying wood or rubbish or garbage of any kind in any place within said village in the neighborhood of residences or business places.

SEC. 4. Any person violating any of the provisions of this ordinance shall, upon conviction be punished by a fine of not more than ten (\$10.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 14.

AN ORDINANCE RELATIVE TO ANIMALS RUNNING AT LARGE.
The Village of Red Jacket Ordains:

SECTION 1. That any person who shall cause, suffer or permit any diseased or old or infirm animal to run at large within the said village, or who shall cause, suffer or permit any hog, horse, colt, mule, ox, steer, milch cow, heifer or calf to run at large within the corporate limits of said village, shall, on conviction, be punished by a fine of not more than five (\$5.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ten days, or by both such fine and imprisonment, in the discretion of the court,

and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 15.

AN ORDINANCE RELATIVE TO IMPOUNDING ANIMALS.

The Village of Red Jacket Ordains:

SECTION 1. That the marshal and pound master of said village be and they are hereby authorized to seize and impound any animal found at large within the corporate limits of said village contrary to any ordinance thereof, to be kept by them in some suitable place under their immediate care and inspection; and that there is hereby conferred on the said marshal the powers and duties of pound master. Upon so impounding any animal the marshal or pound master shall as soon as may be give notice thereof in writing to the owner of said animal, if known to him and if a resident of said village, and that the same will be advertised to be sold unless redeemed and released within twenty-four hours of the service of such notice, which notice may be served personally on such owner, if within said village or in his absence, by leaving the same at his place of residence with some person of suitable age; or in case such owner is not known to him or is not a resident of said village then such notice may be given by posting the same in three public places within said village, in which case the notice shall contain a description of such animal, and shall be for forty-eight hours. Such animal may be redeemed and released within said time by the payment by the owner or by some one in his behalf, of all the expense of taking, keeping and caring for said animal, together with the fee of fifty cents, and upon furnishing proof of ownership when the same shall be requested by said marshal or pound master. If not so redeemed and released said animal shall be sold by the marshal or pound master at public auction, after notice of at least twenty-four hours, to be given by posting an advertisement of such sale in three or more public places in said village, giving a description of the property and time and place of sale. The proceeds of such sale, after keeping and caring for such animal and a fee of fifty cents for such impounding, and an additional fee of one dollar for notifying and making such sale, shall be paid to the former owner of such animal upon proof of such ownership; or if not claimed within two days next after such sale, shall be paid to the village treasurer

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for the use of such owner, who shall be entitled to receive the same upon furnishing such proof of ownership to said treasurer. Such animal may be redeemed and released in the manner aforesaid by or on behalf of the owner thereof, at any time before the actual sale thereof, provided that if such redemption be after notice of sale the additional fee of one dollar shall also be paid. In case of the impounding of any diseased, or old, or infirm animal, if the same can not be sold in the manner aforesaid and is not redeemed and released by or on behalf of the owner thereof, the marshal or pound master shall, after offering the same for sale as aforesaid, destroy such animal, and all expenses of taking, keeping, caring for, destroying and disposing of the same together with the fees aforesaid, shall be a charge against the owner thereof to be collected as a penalty is or may be collected.

Approved, May 5, 1897.

ORDINANCE NO. 16.

AN ORDINANCE RELATIVE TO FAST DRIVING.

The Village of Red Jacket Ordains:

SECTION 1. That any person who shall ride or drive a team, horse or other animal over or along any of the streets within the limits of the village of Red Jacket, at a faster pace or speed than at the rate of six miles an hour, and that any person who shall ride or drive a team, horse or other animal over or along any of the alleys within the limits of the village of Red Jacket, at a faster pace than a walk, shall, upon conviction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the county jail of the county of Houghton or the village jail for a term not exceeding ten days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 17.

AN ORDINANCE RELATIVE TO INDECENT EXPOSURE.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall be guilty of any lewd or lascivious behavior in the streets or other public places of the village, nor shall any person make any indecent exposure of

his or her person therein, any person violating any of the provisions of this ordinance, shall, upon conviction, be punished by a fine of not more than twenty (\$20.00) dollars, together with the cost of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding fifteen days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 18.

AN ORDINANCE RELATIVE TO FIRE COMPANY.

The Village of Red Jacket Ordains:

SECTION 1. That the fire company known as "Red Jacket Fire Department No. 1" be and the same is hereby reorganized and recognized under the present charter of said village, and that the present acting members of said fire company be and they are hereby organized and declared to be firemen within said village, and all persons becoming members of said fire company in accordance with the provisions of its organization shall also become and are hereby declared to be firemen within said village.

Approved, May 5, 1897.

ORDINANCE NO. 19.

AN ORDINANCE RELATIVE TO FIRE PROTECTION.

The Village of Red Jacket Ordains:

SECTION 1. That the marshal of said village may, at any time when he thinks it advisable, and shall, at any time when directed by resolution of the council at any reasonable hour, examine any house, store, building or manufactory or other structure within said village, and ascertain whether all the chimneys, fire places, hearths, stoves, stove pipes, ovens, places for keeping ashes, stove-pipe holes, steam heating apparatus, boilers and all other appliances and apparatus of like nature are in safe condition, and in case they are not; to give notice to the owner or occupant, requiring him immediately to place the same in secure condition. In case of the refusal or neglect of the owner or occupant of such house, store, building, manufactory or other structure to whom notice shall be given as aforesaid to forthwith place the same in a secure condition

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in accordance with such notice, he shall, upon conviction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal, and each day of the continuance of such refusal or neglect after such notice is given, shall constitute a separate offense under this ordinance. And the common council may direct the marshal to cause such chimneys, fire places, hearths, stove pipes, ovens, places for keeping ashes, stove pipe holes, steam heating apparatus, boilers and all other appliances and apparatus of like nature to be removed or repaired or placed in a secure condition at the expense of the owner or occupant of said premises, and if he shall neglect or refuse to pay such expense when called upon therefor, the same shall be assessed upon said premises as a special assessment thereon to be levied and collected in the same manner as other taxes are or may be levied or collected within said village.

Approved, May 5, 1897.

ORDINANCE NO. 20.

AN ORDINANCE RELATIVE TO DISTURBING SERVICES OF DIVINE WORSHIP IN ANY PLACE AND LOITERING ON THE SIDEWALKS AND STREET CORNERS.

The Village of Red Jacket Ordains:

SECTION 1. No person shall, by talking, laughing, or otherwise, interrupt or disturb the service in any place of divine worship in the village of Red Jacket. Persons shall not collect, stand in crowds or remain loitering on the sidewalks or at the corners of the streets, so as to hinder or impede the passage of pedestrians, or in front of any church, public hall or place of worship, during services or any entertainment or exercises therein, or while the congregation or other persons attending such church, hall, or place of worship are gathered therein or departing therefrom.

SEC. 2. Any person violating any of the provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction, be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of

prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety (90) days, or by both such fine and imprisonment, in the discretion of the Court; and such imprisonment may, in the discretion of the Court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 21.

AN ORDINANCE RELATIVE TO POWDER, GLYCERINE, ETC.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall be allowed to bring within the limits of said village any nitro-glycerine, dynamite, duolin or giant powder or any other high explosive by whatever name the same may be called be it in large or small quantities, nor to store or keep the same, nor to manufacture the same or experiment therewith within said village. If any person shall violate any of the provisions of this ordinance, he shall be punished, upon conviction, by a fine of not more than fifty (\$50.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding sixty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court be with labor, in which case such labor shall be performed under the direction of the village marshal.

Provided, that the common council may provide for the granting of permits for the transportation of such articles through the said village under such restrictions and regulations as it may from time to time deem advisable.

Approved, May 5, 1897.

ORDINANCE NO. 22.

AN ORDINANCE RELATIVE TO STORING OF GUN POWDER.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall be allowed, either for private use or as an article of merchandise, to keep gun-powder exceeding in weight twenty-five pounds at one time upon any premises within said village, and if any be so kept on hand, that it shall be kept in an enclosure of stone or tinware well secured, and that any person violating any of the provisions

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of this ordinance, shall, upon conviction be punished by a fine of not more than fifty (\$50.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding sixty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 23.

AN ORDINANCE RELATIVE TO STORING KEROSENE.

The Village of Red Jacket Ordains:

SECTION 1. That no person or persons shall be allowed, neither for private use nor as an article of merchandise, to keep or store, exceeding in quantity five barrels of kerosene oil, at any one time upon any premises within the limits of the said village of Red Jacket; any person or persons violating any of the provisions of this ordinance shall, upon conviction, be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety days, or by both such fine and imprisonment, in the discretion of the court, and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 24.

AN ORDINANCE RELATIVE TO FIRING GUNS, ETC.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall fire, or set off any squibs, fire-crackers, gun powder or fire-works of any description, or fire any cannon, gun, revolver or pistol within the limits of said village, and that any person violating any of the provisions of this ordinance, shall, upon conviction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common

jail for the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 25.

AN ORDINANCE RELATIVE TO IMMORAL AND PROFANE LANGUAGE.
The Village of Red Jacket Ordains:

SECTION 1. That no person shall make use of any indecent, profane or immoral language, nor be guilty of indecent or immoral behavior or conduct towards any person or persons in any street, lane, alley or elsewhere in said village, any person violating any of the provisions of this ordinance, shall, upon conviction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ten days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 26.

AN ORDINANCE RELATIVE TO PEDDLING.

The Village of Red Jacket Ordains:

SECTION 1. That all persons engaged in the pursuit of peddling within the limits of said village, shall, upon demand made by an officer of the village, exhibit his or her license to such officer, and when after such demand refuse to exhibit his or her license, shall, upon conviction thereof, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ten days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 27.

AN ORDINANCE RELATIVE TO ESTABLISHMENT OF BOARD OF
HEALTH, ETC.*The Village of Red Jacket Ordains:*

SECTION 1. That a Board of Health, consisting of three persons, (one of whom shall be a practicing physician) residents of said village and voters at all elections held therein, be and the same is hereby established in and for said village.

SEC. 2. At the first regular meeting of the common council of the village of Red Jacket, which shall be held after ordinance shall be in force, said council shall proceed to elect, by a majority vote of its members present at such meeting, three persons having the qualifications to form such Board of Health.

SEC. 3. The persons so appointed shall, within six days after notification in writing given them by the Village Clerk, file with said Clerk the constitutional oath of office taken and made before some officer authorized to administer oaths generally. The members of said board shall hold their office for one year, the term elapsing between their first appointment of a new board after the next village election to be deemed one year.

SEC. 4. Said board shall, within one week after filing said oath, meet together and organize for business, by appointing from among themselves a chairman and secretary, and prescribing the usual duties of such officers. It shall be the duty of said board to exercise a close supervision over said village in all its sanitary relations; to restrain or prohibit the slaughtering of animals within the limits of said village, and the exercise of all unwholesome avocations within said limits; to make at least three general inspections during the summer months of the streets, lanes, alleys, lots, and all public and private places within said village for the purpose of causing the removal or destruction of all garbage, decaying or decayed vegetables or animal matter, and of all odiums or filth of whatever kind of nature, calculated to vitiate the atmosphere or endanger the health of the inhabitants of said village, or to create contagious, malignant or infectious diseases.

SEC. 5. Whenever any person, owner or occupant of any lot or building or other place within the limits of said village, shall be notified in writing by said board to remove or destroy any obnoxious substance, or to provide for the carrying away of surface water or other dangerous lodgments upon said

premises, he shall forthwith comply with such requirements, and failing therein, he shall, upon conviction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

SEC. 6. It shall be the duty of the marshal of said village to assist the said board in carrying out the provisions of this ordinance, to accompany them on their visits of inspection, and to see that their directions in all matters relating to their duties as such Board of Health are promptly complied with.

Approved, May 5, 1897.

ORDINANCE NO. 28.

AN ORDINANCE RELATIVE TO THE DUTIES OF BOARD OF HEALTH.

The Village of Red Jacket Ordains:

SECTION 1. That all the provisions of chapter 39 of Howell's Annotated Statutes of Michigan and all amendments thereto now made or hereafter to be made, relating to public health, shall, as far as applicable, apply to Red Jacket, and all duties which are by the provisions of said chapter to be performed by the board of health of townships or by the officers and inhabitants thereof shall in like manner be performed by the board of health and officers and inhabitants of this village.

SEC. 2. Any violation of any of the provisions of said chapter shall be deemed to be a violation of this ordinance, and any person violating any of such provisions shall be punished, upon conviction, by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 29.

AN ORDINANCE RELATIVE TO RUNNING VEHICLES UPON
SIDEWALKS.*The Village of Red Jacket Ordains:*

SECTION 1. That it shall not be lawful for any person not being a cripple or infirm person to run, drive, or propel any dog cart, dog sleigh, bicycle, velocipede or any other vehicle, except baby carriages, upon or over any sidewalk within the corporate limits of the village of Red Jacket.

SEC. 2. Any person violating the provisions of section one of this ordinance shall, upon conviction thereof in any court of competent jurisdiction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution; and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding fifteen days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 30.

AN ORDINANCE RELATIVE TO RIDING OF BICYCLES.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall ride any bicycle over or along any street or public place within the limits of the said village, unless the same be provided with a sufficient alarm bell which shall be sounded on approaching any street crossing.

SEC. 2. That no person shall ride any bicycle over or along any street or public place within the limits of the said village at any pace faster than seven (7) miles an hour.

SEC. 3. That no person shall ride any bicycle over or along any street or public place within the limits of the said village after dusk in the evening unless the same be provided with a lighted lantern.

SEC. 4. That any person violating any of the provisions of this ordinance shall upon conviction thereof be punished by a fine of not more than ten (\$10.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding fifteen days, or by both such fine and imprisonment, in the

discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 31.

AN ORDINANCE RELATIVE TO RULES AND REGULATIONS FOR
PLUMBING AND HOUSE DRAINAGE.

The Village of Red Jacket Ordains:

SECTION 1. That no person or persons shall carry on the business of plumbing or engage in conducting plumbing or house drainage until he or they shall obtain a license as such plumber from the village council, and no person or persons shall receive such license who shall not have an established place of business within the township of Calumet and who shall not furnish the village council with satisfactory evidence of his or their responsibility and skill to ply the trade in accordance with the regulations of this ordinance.

SEC. 2. It shall be the further duty of every person or persons obtaining such license to file a bond with the village clerk, signed by two or more sureties to be approved by said village council, in the sum of five hundred (\$500.00) dollars.

SEC. 3. No person or persons shall dig or excavate or cause to be dug or excavated within, through or under any street, alley or sidewalk or public place within the village of Red Jacket for any purpose other than the repairing or removing of the curbing or sidewalk, without first obtaining a permit therefor from the village clerk, and all permits hereafter issued to dig or excavate in any street, alley or sidewalk for the purpose of laying down or repairing any water service, pipe or any connection with any public or private sewer or drain, shall only authorize such work to be done by, or under the direction and control of such person or persons as shall comply with the provisions of the preceding section of this ordinance.

SEC. 4. All applications for permits, provided for in the preceding section, shall be signed by the plumber or authorized agent of the plumber desiring to make such sewer or water connection, and shall state in plain terms, the locations and object of such permit and the time of completion.

SEC. 5. All trenches in public streets or alleys shall be properly protected at night with a substantial barricade at least three feet high and a red light shall be placed at each end

of the trench or obstruction. The village council may, in its discretion, prescribe rules and conditions to be followed and performed as may be necessary for the safety of the streets, alleys, sidewalks or sewer through which or with which a permit may be issued to excavate or connect.

SEC. 6. The drain and soil pipe must be laid as direct as possible and to a uniform grade, with a fall of not less than one in fifty if possible and all changes in direction made with curved pipes and all connections to the sewers at Y branches with one-eighth ($\frac{1}{8}$) bends. The drain pipe must be laid at at sufficient depth to protect it from breaking or freezing.

SEC. 7. All house drains from a point five feet outside of the building must be of salt glazed vitrified stoneware pipe, which shall be well and carefully joined with cement mortar, made of equal parts of good, strong American natural hydraulic cement and clean, sharp sand, well rammed into the joint and the joint carefully wiped on both sides, inside and outside of pipe. It shall be well laid so as to prevent settling. All drains and soil pipe within the building and extending five feet outside the foundation walls of the same shall be of cast iron and shall extend and form part of the soil pipe, and extend at least two feet above the roof or top of the highest window. It shall be of undiminished sizes throughout and terminating with a wire basket. The minimum size of any house drain and soil pipe shall be four inches inside diameter and the maximum six inches. In all new work when a pipe passes through or under the walls of a building there shall be a relieving arch turned over it to protect it from breakage by settlement of the wall. Any licensed person or persons making connections with the village sewer shall comply with the following requirements; he shall provide a bag filled with straw or other light material which will completely close the opening of pipe. This bag have a rope attached, by means of which it can be drawn through the pipe as the work progresses thus drawing out all dirt, sand, stones and other matter.

SEC. 8. The iron drain or soil pipe within the building shall be laid in the trench at a uniform grade, or hung on the wall with iron brackets or suspended from the floor timbers by iron hangers. All joints in same shall be well caulked with hemp and lead packing to be made in one pouring of the metal. All iron soil pipe must be sound, free from holes, of a uniform thickness, and be what is known as extra heavy pipe. It shall be coated, while hot inside and outside, with hot tar. Each house drain shall have an iron trap immedi-

ately inside or outside of the building. This trap shall be readily accessible and furnished with a hand hole for convenience in cleaning, the cover of which must be properly fitted and made air tight with cement. There shall also be provided a fresh air inlet, not less than three inches in diameter, connected to the house or inner side of the trap and extending to the external air and be protected with a suitable cap and return bend. It shall be so located where practicable so as not to be covered with snow.

SEC. 9. All joints in waste pipe, except where screw joints are used, must be made like those in the soil and drain pipes with hemp gaskets and lead, well caulked so as to render them gas-tight. All connections of lead with iron pipes must be made with a brass sleeve or ferrule of same size as the lead pipe; the sleeve to be put into the hub of the branch of the iron pipe and thoroughly caulked with lead, and the lead pipe to be attached to the sleeve or ferrule by a wiped solder joint. ALL connections of lead pipes must be wiped solder joints.

SEC. 10. No brick, sheet metal or earthenware or chimney flue shall be used as a sewer ventilator nor to ventilate any trap, drain, soil, or waste pipe.

SEC. 11. Every sink, basin, water closet, wash tray, bath, safe, urinal and every tub or set of tubs, must be separately and effectly trapped; the traps to be of suitable and approved pattern and to be placed as near the fixtures as practicable, in no case more than two feet away. All exit pipes, except in the case of water closets, to be provided with strong metallic strainers.

SEC. 12. Every trap must be separately ventilated and protected from syphonage by a special vent pipe not less than two inches in diameter for water closets, nor less than $1\frac{1}{4}$ inches for other fixtures; but if exceeding 15 feet in length, this shall not be less than $1\frac{1}{2}$ inches in diameter. These vent or air pipes should extend four (4) feet above the roof, and terminate with a wire basket, but if they are branched into a soil pipe, it must be above the inlet pipe of the highest fixture. They may be continuous by branching together those which serve several traps, provided they are branched into a vent pipe not less than $1\frac{1}{2}$ inches in interior diameter for two fixtures, or two for three fixtures. These vent or air pipes must always have continuous slope to avoid collecting water by condensation.

SEC. 13. Every drip or overflow pipe from a safe under a wash basin, bath, urinal, refrigerator or water closet must be drained by a special pipe not directly connected with any

waste pipe, soil pipe, drain or sewer, but must be discharged in open sight into an open sink. Waste pipes from wash tubs, wash stands and sinks shall not be connected with the trap of the water closet.

SEC. 14. Water closets must be of the hopper or approved pattern, pan closets being absolutely prohibited, and should be supplied from a special tank placed over them, in which case the waste or overflow from the tank must discharge into the open air, or the basin of the closet, and not into the soil pipe directly. But water closets on different floors are not permitted to be flushed from one tank.

SEC. 15. No steam exhaust or blow-off pipe from a steam boiler will be allowed to connect with any soil or waste pipe, or directly with the house drain. They should discharge into a tank or condenser, the waste from which is to be discharged into the sewer through the house drain, must be connected on the sewer side of running trap.

SEC. 16. Rain water leaders must never be used as soil, waste or vent pipes; nor shall any soil, waste or vent pipe be used as a leader. When within the house the leader must be of cast iron with leaded joints; when outside of the house and connected with the house drain, it must be trapped beneath the ground or just inside of the wall, the trap being arranged in either case so as to prevent freezing. In every case where a leader opens near a window or light shaft, it must be properly trapped at its base.

SEC. 17. Lead, zinc or galvanized iron linings for house cisterns are prohibited, but wood, iron or tinned copper may be used; in every instance the overflow must be trapped into the open air. All materials must be of good quality and free from all defects, the work must be executed in a thorough and workmanlike manner and subject to the approval of an inspector appointed by the council.

SEC. 18. No cess-pool shall be permitted to drain into any sewer.

SEC. 19. Pipes and other fixtures shall not be put inside of partitions unless supplied with a faceboard and put up with screws and shall not be covered from view or concealed until after the work has been examined by an inspector to be appointed by the village council. When the work is sufficiently advanced for inspection, the plumber shall notify the Village Clerk, who shall immediately notify the inspector and the work shall be inspected within twenty-four hours after such notification.

SEC. 20. No person or persons shall be permitted to connect any drain from his, her or their premises with any public or lateral sewer or drain now made or that may be hereafter constructed in said village, nor any private drain whereby his, her or their premises will be drained into any public or lateral sewer or drain except the said work be inspected by the chairman of the Board of Sewer Commissioners, who shall be notified by the plumber under whose direction and control the work is being done. When the work is sufficiently advanced for tapping, and the work shall be inspected by said chairman of the Board of Sewer Commissioners forthwith after such notification; Provided, however, that in case of the disability of the chairman of the Board of Sewer Commissioners to inspect the said work, then any member of the said Board shall receive like notification, and the work shall be inspected by the member notified forthwith after such notification.

SEC. 21. Any person who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety (90) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court be with labor, in which case such labor shall be performed under the direction of the village marshal.

Any builder, contractor or plumber who shall construct and any architect having charge of the same who shall permit to be constructed any building or plumbing in violation of this ordinance shall be liable to the punishment provided and imposed by this section.

Approved, May 5. 1897.

ORDINANCE NO. 32.

AN ORDINANCE RELATIVE TO PLAYING BALL ON THE STREETS.

The Village of Red Jacket Ordains:

SECTION 1. That it shall be unlawful for any person to play at ball, or throw or catch for sport, practice or pastime, any ball upon Fifth or Sixth streets and the parts of Scott, Portland, Oak, Elm and Pine streets lying east of Sixth street in the village of Red Jacket.

SEC. 2. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be punished by a

fine of not more than five (\$5.00) dollars, together with the costs of prosecution, (and in default of the payment of such fine and costs) shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding fifteen days, for every offense, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 33.

AN ORDINANCE RELATIVE TO THE USE AND PROTECTION OF THE STREETS, ALLEYS AND PUBLIC PLACES.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall place, or cause to be placed any stone, bricks, timber, planks, boards, or other material, in or upon any of the public streets, lanes or alleys of said village, unless for the purpose of building, or making some improvements, and for that purpose only, for a period of time not exceeding four months, without leave had of the council of said village. And it shall be the duty of every person, company, corporation or contractor who shall encumber or obstruct any street, lane, or alley in the village of Red Jacket, with any stone, brick, timber or other materials, or who shall make any excavation or embankment in any street, or other public places in said village to guard the same and warn the public thereof with a lighted lantern or other light during the whole or every night that such obstruction, excavation or embankment shall continue immediately after the completion of any building, or within the period of four months, if such building be not completed (unless otherwise permitted by the council.) All building material and rubbish arising therefrom shall be removed from the street or alley.

Provided, that upon a petition for that purpose, the council may in their discretion authorize the owners or occupants of premises to use lanes or alleys adjoining the premises so owned or occupied by them for the purpose aforesaid, but not in such a way as to obstruct travel thereon, which license or authority shall be revocable at the pleasure of the said council.

SEC. 2. No person building shall, without permission of the council, obstruct or cause to be obstructed, any gutter or sidewalk, or more than ten feet of the carriage way of said street in front of the lot owned by such person or persons, or on

which he or they are building, and every twenty-four hours that such unauthorized obstruction shall continue, shall be deemed a separate violation of this section, and shall be punished as such as in hereafter provided.

SEC. 3. It shall not be lawful for any carpenter, contractor or stone mason to use or occupy any street, lane or alley in the said village for the purpose of framing timber, or for cutting, sawing or dropping stone, unless by the permission of the council of said village, except in front of premises on which a building is being erected or repaired, and then not to occupy to exceed ten feet of said street.

SEC. 4. It shall not be lawful for any person to leave any wagon, cart, carriage, sleigh, wood, timber or any other encumbrance or obstruction in any of the streets of said village during the night time, except as provided for in section one of this ordinance; it shall be the duty of the marshal to remove all such obstructions at the expense of the person creating or causing the same.

SEC. 5. No person shall leave any wagon, cart, carriage, sleigh, or other vehicle, standing or remaining in any of the public streets of said village, the same not being in use at the same time.

SEC. 6. No person shall have or keep for any longer time than is necessary any horse, team, cart, wagon, dray, sleigh or other vehicle, on any sidewalk or cross walk in any street of said village.

SEC. 7. It shall be the duty of every owner or occupant of any house or other building or premises in the village of Red Jacket at all times to keep the drain or gutter in front or rear of the same clear and free from any obstruction that may hinder the free passage of water.

SEC. 8. No person shall cast or throw, or cause or permit to be thrown, into any drain, sewer or gutter of said village, any straw, shavings, wood, stones, rubbish, or any filth or other substance, or cause any obstruction, nuisance, or injury in or to the same by diverting or stopping the water course thereof.

SEC. 9. No person shall place or cause to be placed on any sidewalk of this village, any box, barrel, article of merchandise, or other obstruction whatever, except so far as the same may be necessary in transporting such articles across the sidewalk; provided, that the owners or occupants of business houses shall be allowed the privilege of using three feet immediately in front of their buildings for platform, steps, or for the exhibition of goods, as they may wish.

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SEC. 10. No person shall remove, or cause to be removed, or aid or assist in moving, any building into, along, or across any street, alley, or public place, without permission from the council; in granting such permission, the council shall designate the route to be taken for the removal of such building, and the person or persons obtaining such permission, or engaged in the removal of such building, shall use the utmost exertion to remove the same without delay, and in such manner as least to obstruct travel upon the streets used in such removal, and in case permission is granted to make such removal upon any of the streets of said village, the person obtaining the permission or engaged in such removal shall continue the work both night and day, with sufficient force of men and teams, until the removal upon such street or streets is fully completed; the whole work of removing shall be under the supervision of the street commissioner, whose directions in respect thereto shall be obeyed.

SEC. 11. That any person violating any of the provisions of this ordinance, shall, upon conviction thereof, before a court of competent jurisdiction, be punished by a fine of not more than one hundred (\$100.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety (90) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5. 1897.

ORDINANCE NO. 34.

AN ORDINANCE, RELATIVE TO ESTABLISHING A BOARD OF WATER COMMISSIONERS.

The Village of Red Jacket Ordains:

SECTION 1. That the common council shall appoint a commission or board consisting of three members to be known as "The Board of Water Commissioners," of the village of Red Jacket, the term of office of at least one member of which board shall expire yearly, and upon the expiration thereof, the common council shall appoint his successor, which said board shall take the charge and management of such water works in the manner and extent which shall be provided by the ordinances of said village.

SEC. 2. The compensation of the members of said Board of Water Commissioners to be set annually by the common council of said village.

Approved, May 5, 1897.

ORDINANCE NO. 35.

AN ORDINANCE RELATIVE TO THE POWERS AND DUTIES OF THE
"BOARD OF WATER COMMISSIONERS."

The Village of Red Jacket Ordains:

SECTION 1. That the "Board of Water Commissioners" shall have power to establish a scale of rents to be charged and paid for supply of water, to be called "Water Rents," and appropriated to different classes of buildings in the village, with reference to their dimensions, value, ordinary or extraordinary uses for dwellings, stores, shops, hotels, factories, livery stables, barns and all other buildings, establishments, and trades, yards, number of families or occupants or consumption of water as near as may be practicable, and from time to time either modify, amend, increase or diminish such rents.

SEC. 2. The Board of Water Commissioners may appoint from among their own number a Clerk, whose duties it shall be to keep a suitable record of the assessment made upon the water consumers in a book provided for that purpose, prescribing the name of the consumer or owner of property connected with the water supply, the character and location of the building, number of rooms, families and occupants, the number of horses and cows contained in the premises, and also the total tax assessed upon such building or buildings.

SEC. 3. "The Water Rents" shall become due upon the first days of January and July of each year in advance and shall be payable forthwith at the office of the Clerk of said "Board of Water Commissioners."

SEC. 4. The Clerk of said "Board of Water Commissioners," shall receive all moneys offered him at his office by water consumers in payment of their "Water Rents," or for permit for tapping the main water pipe, and shall give a receipt for same which shall describe the character and location of the premises, the number of rooms, families and occupants, and also the number of horses and cows contained in said premises. He shall then enter upon his record the payment of same, and shall pay over to the treasurer of the village of Red Jacket on the first day of each month, all moneys received by him for "Water Rents," or for any other purpose connected

with his duties as Clerk for said "Board of Water Commissioners," for the month preceding.

SEC. 5. It shall be the duty of the Clerk of said "Board of Water Commissioners" to file a report with the Clerk of the village of Red Jacket, on the first day of each month, showing the amount of moneys received by him for water purposes, the month preceding, providing that the sum so received shall exceed in amount the sum of fifty (\$50.00) dollars.

SEC. 6. The "Board of Water Commissioners" shall have sole charge and management of the water department as far as relates to the consumers of water, and shall be the judges and shall settle all questions and disputes that may arise from time to time among the consumers of water, provided always that such decisions shall be in conformity with the ordinances of the village of Red Jacket in full force and effect.

SEC. 7. The "Board of Water Commissioners" shall have power to make rules and regulations for the restriction and government of water takers, and also such as may be necessary for the care, protection, preservation, and control the water mains and fixtures connected therewith, provided, that such rules and regulations shall not be inconsistent with the ordinances of the village of Red Jacket in full force and effect.

Approved, May 5, 1897.

ORDINANCE NO. 36.

AN ORDINANCE RELATIVE TO OPENING AND CLOSING SALOONS,
ETC.

The Village of Red Jacket Ordains:

SECTION 1. That all saloons and other places where any of the liquors mentioned in Act No. 313 of the Public Acts of the State of Michigan of the year 1887 shall be sold or kept for sale, and shall be permitted and allowed open at six o'clock in the forenoon and remain open until and not later than eleven o'clock in the afternoon, and no longer, of any week day night, except on election days and legal holidays.

Approved, May 5, 1897.

ORDINANCE NO. 37.

AN ORDINANCE RELATIVE TO BILLIARD AND POOL TABLES, ETC.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall at any time permit or suffer any gaming for money or other value, on any billiard or pool table or any other game kept by him; nor shall any

person suffer in or about his establishment where such table or games are kept by him, any drunkenness, gaming, fighting, or any other disorderly conduct; nor keep, permit, or suffer any such establishment to be open, or any playing on such tables or games during any part of the first day of the week, commonly called Sunday; nor before the hour of six o'clock in the morning of any day during the year, nor after the hour of eleven o'clock in the evening; nor permit or suffer to play thereon or thereat any minor or student, after the parents, guardian, or teacher of the school or institution at which such student attends, shall notify such keeper in writing not to permit or suffer any such minor or student to play.

SEC. 2. Any person violating any of the provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction, be punished by a fine of not more than twenty-five (\$25.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail for the county of Houghton or the village jail for a term not exceeding sixty (60) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5. 1897.

ORDINANCE NO. 38.

AN ORDINANCE RELATIVE TO AUCTIONEERS.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall engage in or follow the business or occupation of auctioneer, or sell any goods or property of any kind whatever at public auction within the corporate limits of the village of Red Jacket without a license thereof, as hereinafter provided. The term auctioneer shall for the purpose of this ordinance be construed to include all persons who cry their wares, whether to the lowest or highest bidder, or at a fixed price.

SEC. 2. The President and Clerk are hereby authorized to license any person to engage in or follow the business or occupation of an auctioneer in said village of Red Jacket, on his paying into the village treasury the sum prescribed in the next section, and executing a bond to the village of Red Jacket in the penal sum of one hundred (\$100.00) dollars, with one or more sufficient sureties, conditioned that the person licensed will faithfully observe the provisions of the charter and ordinances of said village, and pay all fines, costs, penalties, or

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damages for which he may become liable on account of his business or occupation as auctioneer. Provided, Such license shall not be construed as giving the person to whom granted the right to advertise the sale or time of sale by the ringing of any bell or crying within the streets or alleys of said village.

SEC. 3. Any person or firm soliciting a license as auctioneer, shall pay therefor as follows: For carrying on the business for one year, the sum of five hundred dollars; for carrying on the business for one month, the sum of two hundred and fifty dollars; for carrying on the business for one week, the sum of one hundred dollars; for carrying on the business for one day, the sum of twenty-five dollars.

SEC. 4. This ordinance shall not apply to officers or persons making a sale of property by virtue of any mortgage, process or order of any court.

SEC. 5. Any person violating any of the provisions of this ordinance, shall, upon conviction thereof, be punished by a fine of not more than one hundred (\$100.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

SEC. 6. This ordinance, shall have immediate effect from and after its publication, as provided by law.

SEC. 7. It shall hereafter be unlawful for any person to ring any bell or announce or advertise his business by proclamation or cries in any of the streets or public alleys, or on any of the side-walks in the village of Red Jacket, and any person convicted of a violation of the provisions of this section by a court of competent jurisdiction, shall be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 39.

AN ORDINANCE RELATIVE TO RESCUE OF ANIMALS IMPOUNDED.

The Village of Red Jacket Ordains:

SECTION 1. That any person or persons who shall rescue, or attempt to rescue any animal impounded or while being driven or taken to the pound, or other place of custody by any officer or person in charge of such animals, for unlawfully running at large under the provisions of any ordinance of this village, shall, upon conviction thereof, before a court of competent jurisdiction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty (20) days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment may in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 40.

AN ORDINANCE RELATIVE TO SIGNS AND AWNINGS.

The Village of Red Jacket Ordains:

SECTION 1. That no sign or awning posts shall be set up or maintained in any of the streets of the Village of Red Jacket by any person. No awning shall be suspended so that any part thereof shall be within eight feet of the sidewalk underneath it, nor shall any curtain, fringe or other appendage be attached or maintained on any awning so that any part of it shall be within eight feet of the sidewalk underneath it. No sign shall project more than three feet from the outer line of the street, except lengthwise on the outer edge of awnings and no goods shall be exposed or suspended more than three feet from the outer edge of the street. No awning shall be hereafter erected, maintained, or kept up of wood or other material except cloth, unless by special permission of the Common Council, and under such directions and restrictions as the Council shall prescribe in each specific case; Provided, That any person may, with the consent of the council, and not otherwise, place and erect an electrically illuminated sign before any house, shop, store, or saloon in any street in the Village, which electrically illuminated sign shall not be less than 12 feet above the street walk nor project

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more than eight feet from the front of the house, shop, store or saloon.

Every twenty-four hours that any unauthorized awning or awning posts, sign or sign posts, shall continue, after the owner being notified by the Village Marshal to remove the same, shall be deemed a separate violation of the provisions of this ordinance.

SEC. 2. Any person offending against any of the provisions of this ordinance, shall, upon conviction thereof, before a court of competent jurisdiction, be punished by a fine of not more than ten (\$10.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs, shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty (20) days, or by both such fine and imprisonment, in the discretion of the court, and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 41.

AN ORDINANCE RELATIVE TO AIR GUNS, SLING SHOTS, ETC.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall shoot or discharge any air-gun or other instrument or machine using compressed air to propel any projectile, or percussion gun, sling shot or catapult, and that no person shall engage in the practice of swinging a stick with a lash attached thereto (except persons driving animals) in any street, lane, alley or public place in said village of Red Jacket, or in any yard, garden, field, or enclosure therein. Any person violating any of the provisions of this ordinance shall, upon conviction, before a court of competent jurisdiction, be punished by a fine of not more than ten (\$10.00) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 42.

AN ORDINANCE RELATIVE TO LICENSING OF DOGS.

The Village of Red Jacket Ordains:

SECTION 1. That it shall be unlawful for any person to own or keep any dog over three months old within the village of Red Jacket unless he shall obtain an annual license for each dog so kept or owned. Such licenses shall be obtained of the Village Clerk upon application therefor and upon the payment of a fee of one (\$1.00) dollar for each license so issued for any male dog, and two (\$2.00) dollars for each license so issued for any female dog. All such licenses shall expire on the first day of April of each year and shall be annually renewed, but when issued in the first instance for a period of less than one year, a pro rata amount of the fee aforesaid shall be paid therefor, but in no case less than fifty cents for any male dog or one (\$1.00) dollar for any female dog. All moneys so paid to the Clerk for such licenses shall be paid to the Village Treasurer, and by him credited to the general fund.

SEC. 2. Each dog for which a license is obtained as aforesaid shall wear a collar upon which or upon a tag attached thereto shall be marked the number of the license and the name of the person to whom such license was issued.

SEC. 3. Dogs for which such license have not been obtained shall not be suffered or permitted to run at large within said village, and the marshal or any police officer or watchman of said village is hereby authorized and it shall be his duty to seize and impound any dog found so at large in which case the same proceedings shall be taken as are provided with reference to the impounding of other animals, and in case such dog shall not be redeemed and released and can not be sold, the marshal is hereby authorized and it shall be his duty to destroy the same.

SEC. 4. Any dog known to be vicious, or which shall, at the time, act or conduct itself in a vicious manner, which shall be found at large within said village, whether licensed or not, may be forthwith killed or destroyed by the marshal or by any other person on the order or direction of the marshal.

SEC. 5. Any person in any manner violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than five (\$5.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ten days, or by both such fine and impris-

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onment, in the discretion of the court; and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, May 5, 1897.

ORDINANCE NO. 43.*The Village of Red Jacket Ordains:*

That there shall also be appointed, in accordance with the provisions of Act No. 3 of the Public Acts of 1895, three night policemen, one village attorney, one poundmaster, two engineers for the fire department.

Approved, May 5, 1897.

ORDINANCE NO. 44.

AN ORDINANCE RELATIVE TO CHILDREN APPEARING ON THE STREETS.

The Village of Red Jacket Ordains:

SECTION 1. It shall be unlawful for children under the age of sixteen (16) years, unless accompanied by an adult person having them in charge, to loiter, parade or remain upon any of the streets or public places in said village between the hours of nine o'clock in the evening and six o'clock in the morning during the months of May, June, July and August; and between the hours of eight o'clock in the evening and six o'clock in the morning during the months of September, October, November, December, January, February, March and April.

SEC. 2. It shall be unlawful for parents or other persons having the charge or control of children under the age of sixteen (16) years, to allow or permit them to loiter, parade or remain upon any of the streets or public places in said village contrary to the provisions of Section 1 of this ordinance.

SEC. 3. Any person violating any of the provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction, be punished by a fine of not more than ten (\$10.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment, in the discretion of the court;

and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, October 8, 1897.

ORDINANCE NO. 45.

AN ORDINANCE RELATIVE TO THE PROTECTION OF PUBLIC PROPERTY.

The Village of Red Jacket Ordains:

SECTION 1. No person shall cut, mark, burn, tear down, deface, hitch a horse or team to, or destroy any building, or a portion of a building, any walk, bridge, fence, tree, plant, ornamental structure or object, post, pipe, stone, wire or any other property not included in the foregoing enumeration, belonging to or used by the said village or located on, above, or under its streets, or public places or buildings without lawful authority.

SEC. 2. Any person violating any of the provisions of this ordinance shall, upon conviction thereof before a court of competent jurisdiction, be punished by a fine of not more than one hundred (\$100.00) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding ninety days, or by both such fine and imprisonment, in the discretion of the court; such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, October 8, 1897.

ORDINANCE NO. 46.

AN ORDINANCE RELATIVE TO PROVIDING FOR THE ASSESSMENT AND COLLECTION OF A CAPITATION OR POLL TAX.

The Village of Red Jacket Ordains:

SECTION 1. Every male inhabitant of the said village of Red Jacket over the age of twenty-one years and under the age of fifty years, except pensioners of the United States, persons exempted by the military laws of this State, members of the fire department, paupers, idiots, lunatics and other persons exempted by law, shall annually pay to the village treasurer on or before the first day of July in each year an annual capitation or poll tax of one dollar, provided that any person assessed for poll tax may pay the same by one day's labor upon

the streets of said village under the direction of the street commissioner, who shall give to each person so assessed and electing to pay the same in labor, notice of the time and place when and where such labor will be required.

SEC. 2. Any person or persons neglecting or refusing to pay said tax shall, upon conviction thereof before a court of competent jurisdiction be punished by a fine of not more than five dollars and not less than two dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

Approved, December 5, 1897.

ORDINANCE NO. 47.

AN ORDINANCE RELATIVE TO PROVIDING FOR THE EMPLOYMENT
OF PERSONS IMPRISONED FOR THE NON-PAYMENT OF FINES,
PENALTIES AND FOR OFFENSES UNDER THE CHARTER
AND ORDINANCES OF THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. It shall be lawful and it is hereby made the duty of the marshal and street commissioner of the said village of Red Jacket to employ at work and labor upon the streets of the village of Red Jacket or upon any public work under the control of the council all persons imprisoned in the village jail of the village of Red Jacket for the violation of any ordinance of the said village, or for the non-payment of any fine, penalty or costs imposed for the violation of such ordinance, wherein hard labor is made a part of the sentence.

Provided, however, that no person so imprisoned shall be required to labor longer than ten hours upon any one day.

Provided further, that the value of such labor shall be credited upon such penalty, fine and costs, at the rate of ten (10) cents per hour, and that said village of Red Jacket shall not be liable in any case for the value of such labor or service.

Approved, December 7, 1897.

ORDINANCE NO. 48.

AN ORDINANCE TO AUTHORIZE THE HOUGHTON COUNTY STREET RAILWAY COMPANY TO ERECT AND CONSTRUCT, OPERATE AND MAINTAIN AN ELECTRIC RAILWAY ON CERTAIN STREETS OF THE VILLAGE OF RED JACKET IN THE COUNTY OF HOUGHTON, MICHIGAN.

SECTION 1. *The Village of Red Jacket Ordains;* That permission and authority be and hereby is granted to and vested in the Houghton County Street Railway Company, a corporation duly organized, its successors or assigns, to hereafter construct, maintain and operate a double track, electric railway, with all necessary tracks, side tracks, and switches, poles and wires upon and along the following streets of said village, namely: Commencing at the intersection of Scott and Sixth streets; thence North on Sixth street to intersection of Oak and Sixth streets; thence West on Oak street to the Mineral Range Depot; thence continuing from the said intersection of Sixth and Oak streets, North on Sixth street to the intersection of Sixth and Pine street; thence East on Pine street to the corporate limits of said Village of Red Jacket.

SEC. 2. The said Street Railway Company, or its successors or assigns, shall begin the construction of the said Street Railway within said Village of Red Jacket on or before the first day of July, 1900, and if it shall not commence the work of the construction of said Street Railway within said Village within the time above limited, it will, at the expiration of said time, surrender and release to said Village all its rights and privileges hereunder by written declaration to be filed with the Village Clerk; or upon such default and failure of said Company within said time, and upon its neglecting to file said release as aforesaid, then this ordinance shall cease and become null and void for any purpose whatsoever.

The said party above named shall complete such street railway and have the same in full operation along the streets above named, and within the limits above named, on or before the first day of July, 1901, provided that any period during which the said party, or its successors or assigns, may be prevented by legal process from constructing such street railway, shall be excluded from the time hereby limited for the completion of the work, if such party shall use due diligence to remove such legal process.

SEC. 3. Cars shall be run daily upon said Street Railway, and so far as practicable, shall be run at regular intervals.

And said Company for itself and its successors and assigns, in accepting this ordinance, agrees that cars from any terminus of the line or lines of its railway without the limits of said Village of said Red Jacket shall run at regular intervals to said Village of Red Jacket without change or transfer, and also that in the running of its cars and in its rates no discrimination shall be exercised between said Village of Red Jacket and any other city or village.

SEC. 4. Said railway shall be constructed in the streets aforesaid under the supervision and direction of the Common Council of said Village, or its duly authorized agent, and the same, with all its appurtenances, shall be constructed under such supervision and direction, and said railway shall conform in the construction thereof to all things required by said Common Council not inconsistent with the rights herein granted, or specifications herein contained.

SEC. 5. It is hereby expressly provided that the Common Council shall have the right, and said Common Council hereby expressly reserves the right, to specify the form, material and manner of construction of all structures and appliances of said railway, except the track thereof, that may be placed in the streets or upon any property belonging to said Village, and also the right at any time to require such change in either form or material of any or all of such structures or appliances as the needs or convenience of the public may require.

SEC. 6. The gauge of the track to be laid hereunder shall be four (4) feet eight and one-half (8½) inches, and said track shall be laid with rails of a weight not less than fifty-six (56) pounds to the yard, and shall be laid so as to least obstruct the free passage of vehicles or carriages over the same. The rails shall be laid on cross ties not less than two (2) feet between centers, and said ties shall be thoroughly tamped with tamp bars, and so laid that the upper surface of the rails shall be flush with the surface of the street, and shall conform to the grade of the street as now established, or as the same may from time to time be re-established or altered.

When the said parties or their assigns shall enter upon any of the Streets of said Village for the purpose of laying tracks for such Street Railway, said streets being then already paved or macadamized, only so much of such paving or macadamizing shall be moved as shall enable said party to lay said tracks, switches and turnouts, and it must without (unreasonable) delay restore said pavement or macadam so removed in as good condition as before removal; and said Street Railway

Company shall at all times maintain the space between the rails of its said tracks, together with a space one (1) and one-half (1½) feet wide on each side of said track in repair, and in as good condition as the balance of said street between the curb stones or side walks, and with the same surface, whether macadamized, paved or otherwise finished, from time to time by said Village.

All rail joints shall be properly bonded with copper bonds of ample capacity to convey the return electric current, and all the materials and work in the construction of said railway and its appurtenances shall be in all respects of the first class.

SEC. 7. Said Company shall have the right to erect poles and to string wires along the streets and within the limits mentioned in Section 1 of this ordinance, for the purpose of conducting electricity for its own use in the operating of said Street Railway and also for heating and lighting the cars of said Company but for no other purpose.

Said poles shall be placed on the sides of the street in said Village on which said railroad shall run, and shall be straight, smooth and painted, and strong enough to support the wires without danger of breaking or giving away. Said poles shall not be set in front of the entrance gate or driveway of any premises and shall so far as possible be set opposite division lines of lots, and with a view to the least obstruction to any private premises along said streets, and the least obstruction and disfigurement of said streets and the least inconvenience to public travel.

The setting of said poles shall be under the supervision of the Common Council or its duly authorized agent, and shall in no way interfere with water, or sewer pipes laid in said Village.

The poles shall be set so as to support the trolley wire at a height of not less than eighteen (18) feet above the ground.

The wires to be run by said party shall not at any time be allowed to run sufficiently close to fire alarm wires to affect or injure the accurate working of the fire alarm system, and in case the fire alarm wires have to be moved or raised to avoid such danger or affection, the same shall be done at the expense of said party.

At all places along the line of such street railway where there shall be wires of any kind, electric light, telegraph, telephone, fire alarm or any other wires strung along upon, or across the same street causing the least danger of contact with the said trolley wire, whether said other wires be so

placed before or after the running of said trolley wire, said trolley wire shall be protected from contact with said other wires by two (2) guard wires running above said trolley wires, one on each side thereof, and the said guard wires shall be kept in order and properly stretched so as to protect the trolley wire from other wires falling from above the same.

SEC. 8. The Railway Company, its successors or assigns, at its or their expense, shall keep the space between the rails of their tracks, and for eighteen inches on each side thereof, in repair, and shall also keep their tracks in the same space on each side thereof, free from dirt, rubbish and obstruction. In the winter season said Company shall evenly spread over the whole of the roadway all ice or snow thrown from its tracks; when at any time through excessive fall or successive accumulation of snow and the spreading of the same over the whole of the roadway as aforesaid, the snow becomes of such depth or is accumulated in such quantities upon said street that in the opinion of the Common Council the same may be unsafe or inconvenient for the public traveling thereon, the Common Council shall have the right in such case to cause such quantities of the snow as in their opinion seems proper to be removed from the street, and the Railway Company, its successors or assigns, shall pay to the Village within thirty (30) days after demand therefor one-half of all expenses so incurred by it.

Notwithstanding anything herein contained, the said Railway Company shall have the right to a determination of the amount so expended by said Village under the provisions of the foregoing paragraph, in case it shall question the correctness of any demand made upon it thereunder, in which event said Street Railway Company shall notify said Council through its Clerk, within one week after receiving an account of such expenditure from said Village, of its intention to contest the amount thereof, whereupon such amount shall be determined by arbitration; in which case, however, said Railway Company shall have no right to raise any question as to the discretion of the Council to incur expense under the foregoing provision of this Section, and the sole question to be submitted to said arbitration shall be the determination of the actual amount expended by said Village under the provisions hereof.

For the purpose of such arbitration, the said Railway Company shall within fifteen days after giving notice, as aforesaid, name one person to the Council, and the Council shall within fifteen days thereafter name a second person, and

the two persons so named shall select a third person and the three persons so chosen shall constitute a Board of Arbitration, to whom the question of the amount so expended by said Village may be submitted, and each party hereto may present evidence to said arbitrators at such times and places as may be fixed by them, on the question of the amount expended by said Village; and the determination of a majority of such arbitrators, after giving each party a proper opportunity to be heard, shall be final and binding upon the parties hereto, and the obligation of said Railway Company to pay the amount demanded by said Village at any time under this section, in case said Railway gives notice of dispute within the time aforesaid, shall not arise until after determination of said amount, as aforesaid; provided said Council shall not have the legal right to enforce the payment of any such demand after receiving notice of dispute, as aforesaid, until it shall have named a person as arbitrator, in case said Railway Company shall have named its arbitrator within the time above mentioned; And provided further, That in case of the failure of said Railway Company to name an arbitrator within the time aforesaid, after giving notice of such dispute, its right to contest the amount of the claim made by said Village, shall cease, and its obligation to pay the same shall thereupon be absolute.

The decision of said Board of Arbitration shall be given in writing, in duplicate, one copy thereof being furnished to the said Common Council and one to the said Street Railway Company, and the said Company shall, within thirty days after the receipt of the copy of the award, pay to the said Village the amount determined by the said arbitrators, shall be paid by the party against whom the decision may be made.

In case said Railway Company shall neglect or refuse to pay said amount within said time, or, in the absence of such notice of dispute, if it shall neglect or refuse to pay the same within sixty days after the presentation to it of the claim of said Village, its right to operate its said road within said Village shall be suspended and shall wholly cease until payment shall be made.

SEC. 9. The cars upon said Street Railway shall be used for no other purpose than to transport passengers and ordinary baggage accompanied by passengers and express and United States mails and shall at all times, in style, equipment and conditions, be equal to those in use in other cities.

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Said cars shall after sunset be provided with proper signal lights, shall be properly heated in cold weather, and shall be run at a rate of speed not exceeding eight (8) miles per hour within the limits of said Village.

Each passenger shall be allowed to take, free of charge, such ordinary parcels or baggage, as can be carried in the hands and not taking up more room than said passenger is entitled to for a seat; but said Railway Company may charge such price for other baggage as may be just and reasonable, or may refuse to carry the same; Provided, however, that said Common Council hereby reserves the right at any time in the future to fix the rate of compensation for such transportation of baggage or parcels.

SEC. 10. The Common Council shall have the right to regulate and prescribe the fare for the carrying of passengers upon said road operated by said Company or its successors or assigns within the Village of Red Jacket, provided that the fare shall not be reduced in any event below five (5) cents for each person for one continuous ride in one general direction within the limits of said Village.

One continuous ride above mentioned, shall be construed to mean one continuous transportation in one general direction through said Village and within the limits thereof, whether in one car or by transfer in two or more cars of said Company.

SEC. 11. No cars shall be allowed to stop on a cross walk, or in front of any intersecting street, except to avoid collision or to prevent danger to persons or property in the street. When the conductor or person in charge of any car is required to stop at the intersection of streets to receive or leave passengers, the car shall be stopped so as to leave the rear platform slightly over the further cross walk. Regular stopping places may be arranged at convenient distances by the Company, so that cars may not be unreasonably delayed by patrons of the railway, but such places shall be subject to the directions of the Common Council.

SEC. 12. Said Railway Company, its successors or assigns, shall use all reasonable efforts to at all times employ careful, sober and prudent agents, conductors and drivers to take charge of their cars while on the road, who shall use every precaution to avoid injury to persons, teams, carriages, vehicles or other property.

SEC. 13. Conductors shall not permit ladies or children to enter or leave the cars while in motion.

SEC. 14. The cars at all times shall be entitled to the right of way along the track, and any vehicles which are upon the tracks of said railway shall turn out when the cars come up, so as to leave the track unobstructed, and the driver of any vehicle who refuses to do so shall be liable to a penalty not exceeding Fifty dollars and costs of prosecution, or in default of the payment of such penalty, to imprisonment in the county jail of the County of Houghton for a period of not exceeding thirty days, upon conviction before any court of competent jurisdiction.

SEC. 15. Nothing in this Ordinance shall be construed to prevent the Common Council from authorizing the laying down of pavements, water, and gas pipes and sewers and repairing the same, or subjecting the street to other legitimate use, and said Railway Company, its successors or assigns, shall have no claim for damages against said Village or any of its public boards or officers nor against any gas or water company because of the temporary removing of their tracks or interruption of their traffic for any of said purposes. *Provided*, however, That such work shall be done in such manner as not unnecessarily to damage, delay or injure such railway or its use.

SEC. 16. The powers and privileges proposed to be conferred by the provisions of this Ordinance shall be limited to thirty years from and after the date of its passage.

SEC. 17. The Common Council reserves the right to grant to any other corporation or individual the privilege and franchise to build, construct and maintain a street railway on any or all of the streets, alleys or avenues in said Village other than those used by said Railway Company, its successors or assigns, by their Railway lines; *Provided*, however, That in such case said Common Council shall first give to said Railway Company, its successors or assigns, thirty days notice in writing of its intention so to do, whereupon said Railway Company, its successors or assigns, shall have the first right to receive said franchise and to construct said line so proposed, by filing its written declaration with the Common Council within thirty days, and by commencing work upon said streets within sixty days after filing such declaration, and by completing and operating a railway upon such streets to the extent of at least sixty rods thereof in each thirty days after the commencement of such work, excepting, however, the months of November to April, inclusive, until the whole of such line shall be completed.

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SEC. 18. The Common Council expressly reserves the right to make such further rules, orders or regulations with reference to the construction or operation of said railway as may be deemed necessary to protect the interest and accommodations of the public in relation to said Railway; *Provided*, however, Such additional rules, orders or regulations shall not be inconsistent with the rights hereby granted by this Ordinance.

SEC. 19. The said Street Railway Company shall file their acceptance in writing of this Ordinance with the Clerk of said Village within sixty days from and after the passage hereof, and in case of its default or failure so to do, this ordinance shall thereafter be null and void and of no effect for any purpose whatsoever.

SEC. 20. It is hereby provided that if the said Railway Company, its successors or assigns, shall fail to construct and maintain street railways on those streets or avenues on this Village upon which the Common Council shall have given notice of an intention to grant a franchise to other persons or corporation as provided in Section 17 of this ordinance, and if such street railway shall be constructed and maintained by other persons or corporations, then said Common Council shall have the right to require the operation of such two or more systems of street railway in such manner by way of transfer or otherwise as shall be deemed best to secure the best interests of the public.

SEC. 21. The right to alter and amend this ordinance with relation to any matter concerning the construction or operation of said street railway and its appurtenances within said Village, is hereby expressly reserved to said Common Council.

SEC. 22. Any provision of any former ordinance inconsistent with the terms of this ordinance is hereby repealed.

Approved, February 8, A. D. 1900.

ORDINANCE NO. 49.

AN ORDINANCE TO PROVIDE FOR THE APPOINTMENT OF AN INSPECTOR OF ELECTRIC WIRING AND ELECTRIC APPARATUS AND TO REGULATE THE INSTALLATION OF ELECTRIC WIRING AND ELECTRIC APPARATUS AND THE USE OF ELECTRICITY WITHIN THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. The president of the Village of Red Jacket is hereby authorized by and with the approval of the common

council of the Village of Red Jacket to appoint an inspector of electric wiring and electric apparatus within the Village of Red Jacket, the said inspector to hold his office for the term of one year unless sooner removed by the president.

SEC. 2. The inspector of the Village of Red Jacket shall assume the supervision of the putting in of all electric wiring, connections and apparatus, in or on any building in the Village of Red Jacket, under the rules and requirements of the National Board of Fire Underwriters for the installation of electrical wiring and apparatus, and the laws of the State of Michigan.

SEC. 3. No person, firm or any corporation, shall equip any building with wiring or apparatus, or make any alteration of, change in or addition to any electrical wiring or apparatus without first notifying the inspector in writing and giving a general description of the work to be done so that ample opportunity for inspection may be had, and receiving a written permit to do the work described, and such equipment, alteration, change or addition shall be done to the satisfaction of the inspector, and under the rules and requirements of the National Board of Fire Underwriters for the installation of electrical wiring and apparatus, and the laws of the State of Michigan.

SEC. 4. The inspector shall have the right and power, and it shall be his duty when directed so to do by the Common Council, to cause all electrical wires and apparatus in or on any building in the Village of Red Jacket to be inspected in order to ascertain whether the electrical wiring or apparatus is in any respect dangerous to life or property. Whenever the inspector shall ascertain and determine that the electrical wiring or apparatus is in any respect dangerous to life or property he shall notify the owners of the building or equipments to cease using the electric current in such dangerous equipments, to have the defects in said equipments repaired within reasonable time not exceeding ten days from date of notice. The inspector shall also give notice to the company furnishing the electric current to cease to supply the same until the defects therein are repaired and it shall be the duty of such company immediately upon receipt of such notice to cease to supply the electric current to any such dangerous equipment until such defects are repaired.

SEC. 5. When, upon application, inspection is made of the wiring or equipment in a building in this Village, the company or person installing such equipment shall, before

certificate is issued, pay to the inspector of this Village for such inspection the following fees:

For 15 lights or less, 75 cents; When more than 15 lights and not more than 25 lights, \$1.50; When more than 25 lights and not more than 50 lights, \$2.00; When more than 50 lights and not more than 100 lights, \$3.00; When more than 100 lights and not more than 150 lights, \$4.00; When more than 150 lights and not more than 250 lights, \$5.00; When more than 250 lights and not more than 500 lights, \$8.00; For each additional light over 500, two cents; Miniature incandescent lights one-half above rates; When wiring is for arc lights, for two arc lights or less, 75 cents; When more than two arc lights, each, 50 cents. When wiring is done for dynamo, electric machines, whether used for motors or generators for one K. W. or less, 75 cents; For more than one K. W. and not more than three K. W., \$1.25; For more than three K. W. and not more than eight K. W., \$1.75; For more than eight K. W. and not more than 15 K. W., \$2.25; For more than 15 K. W. and not more than 30 K. W., \$2.75; For more than 30 K. W. and not more than 60 K. W., \$4.00; For more than 60 K. W., \$8.00.

SEC. 6. Any firm or corporation or person who shall do or attempt to do electrical construction work, whether original work or alteration, without giving notice in writing to the inspector and obtaining a permit to do such work, shall upon conviction thereof be fined in the sum of not less than \$20 nor more than \$100 for each offense, and any person, firm or corporation who shall violate any of the provisions of this ordinance for which a penalty is not herein otherwise provided, and any occupant or owner of premises where electrical wiring or apparatus is used or to be used, who shall refuse to allow or shall prevent or interfere with any inspector in the discharge of his duties under this ordinance, he or they shall upon conviction for each offense, forfeit and pay a fine of not less than \$5 nor more than \$100 in the discretion of the court, and in the imposition of any fine or costs the court may impose a further sentence that the offender be imprisoned in the county jail until payment thereof, providing that the terms of such imprisonment shall not exceed ninety days.

SEC. 7. This ordinance shall not be construed to relieve from or lessen the responsibility of any party owning, operating, controlling or installing any electrical equipment, for damages to any one injured by any defect therein, nor shall the Village be held as assuming any such liability by reason of the inspection authorized herein or certificates issued.

SEC. 8. The inspector shall have the right and power, whenever requested so to do by the owner or tenant of any property within the Village of Red Jacket to notify any Company furnishing electrical energy within the Village of Red Jacket to have said company have its inspector test and calibrate the registering apparatus jointly with the village inspector and ascertain whether the apparatus in use is registering correctly.

Approved by the Common Council, Village of Red Jacket, December 5, 1905.

ORDINANCE NO. 50.

AN ORDINANCE DEFINING NUISANCES PROVIDING FOR THE ABATEMENT OF THE SAME—AND SPECIFYING PENALTIES FOR MAINTAINING OR SUFFERING NUISANCES WITHIN THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. That it shall be unlawful for any person to maintain or suffer to be maintained or kept or to permit or suffer any nuisance in the way of filth or unwholesome places or any substance or thing filthy or unwholesome or disagreeable or nauseous or any accumulation of rags or other substance or thing liable to breed disease or to become noxious in or on any premises owned or occupied by him, or between such premises and the middle of the street or alley adjoining or abutting the same, and it shall be unlawful for any person to throw or place or deposit any such nuisance or cause or suffer the same to be thrown, placed or deposited in any place within said village; that all dead animals, all carrion, all putrid meat, all fish, decayed vegetables, and offal of any kind, all substances emitting a disagreeable odor to the annoyance of persons owning adjoining lots, and all privies and all urinals not connected with and flushed into the sanitary sewers, are declared nuisances within the meaning of this ordinance.

SEC. 2. In case any nuisance is maintained or suffered or permitted within said village, the health officer of said village may order the same to be abated within twenty-four hours after the giving of notice therefor, except in case where the nature of such nuisance requires a longer time, and then within such reasonable time as the health officer may specify, which notice may be served upon the person or persons maintaining, or suffering such nuisance to be maintained on his or her premises or premises occupied by him or her, and in

case of the failure of any such person or persons so notified to abate such nuisance within the time specified, it shall be the duty of the health officer to cause the same to be promptly abated and such person or persons shall be liable for all the expenses of so abating the same to be recovered in an action at law on behalf of said village against such person or persons, and in all cases where said nuisance is maintained upon property belonging to such offender, such expense shall be assessed upon such property as a special assessment, to be levied and collected in the same manner as other taxes are or may be levied and collected within said village but the abating of said nuisance shall not excuse such person or persons from liability for the penalties and forfeitures provided for in this ordinance.

SEC. 3. It shall be lawful for the health officer to incur an expense on behalf of said village of not exceeding ten dollars at any one time for carrying into effect the provisions of this ordinance and for purifying and cleansing any infectious or noxious place or places, matters or substances within said village without procuring authority from the Council, but he shall not incur expense to exceed that amount, unless authorized so to do by the said Council.

SEC. 4. Any person in any manner violating any of the provisions of the several sections of this ordinance, shall on conviction, be punished by a fine of not more than twenty-five (\$25) dollars, together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail in the county of Houghton or the village jail for a term not exceeding thirty days, or by both such fine and imprisonment, in the discretion of the court; and such imprisonment, may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

SEC. 5. For every day that any person shall maintain or suffer to be maintained upon his or her premises any of the nuisances hereinbefore specified after twenty-four hours from the time that he or she shall have been notified to abate such nuisances he or she shall be deemed guilty of a separate offense and subject to the penalties hereinbefore designated.

Approved, September 12, A. D. 1905.

ORDINANCE NO. 51.

AN ORDINANCE GRANTING TO KERR & PETERMANN, A LAW FIRM COMPOSED OF ANGUS W. KERR AND ALBERT E. PETERMANN, AND DOING BUSINESS AT CALUMET, MICHIGAN,

THEIR HEIRS, EXECUTORS, ADMINISTRATORS, ASSOCIATES, SUCCESSORS OR ASSIGNS, PERMISSION AND AUTHORITY TO LAY, MAINTAIN AND USE PIPES, MAINS, CONDUITS, CONDUCTORS AND SERVICE PIPES IN AND UPON CERTAIN STREETS, HIGHWAYS, ALLEYS AND PUBLIC PLACES WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF RED JACKET, MICHIGAN, FOR THE PURPOSE OF SUPPLYING SAID VILLAGE AND THE INHABITANTS THEREOF WITH GAS FOR LIGHTING, HEATING AND POWER, AND FOR SUCH OTHER PURPOSES AS GAS MAY BE USED OR REQUIRED.

The Village of Red Jacket Ordains:

SECTION 1. That consent, permission and authority are hereby given and granted to, conferred upon and vested in Kerr & Petermann, a law firm composed of Angus W. Kerr and Albert E. Petermann, and doing business at Calumet, Michigan, their heirs, executors, administrators, associates, successors or assigns, to use, except as hereinafter limited, and upon the conditions and under the terms hereinafter expressed, any and all the streets, avenues, lanes and alleys of said Village, for the purpose of laying and maintaining therein pipes for conveying, carrying and furnishing gas for lighting, heating and power and for such other purposes as gas may be used or required, to the said Village and the inhabitants thereof; *Provided*, That no such pipe or pipes shall be laid in or across any such street, avenue or alley which shall have been paved or macadamized without the further express consent by resolution of the Common Council, and then only under such restrictions as the Common Council may prescribe; And *Provided*, That in the doing of such work, the said grantees, their heirs, executors, administrators, associates, successors, or assigns, shall not unnecessarily obstruct such streets, avenues, lanes or alleys or inconvenience the use thereof; and the said grantees, their heirs, executors, administrators, associates, successors or assigns, within a reasonable time after making any opening or excavation for the purpose aforesaid, shall restore such streets, avenues, lanes and alleys in as good condition in all respects as before disturbing the same, and to the satisfaction of the Common Council or its duly authorized and appointed engineer, officer or agent, and all excavations or obstructions while existing shall be promptly and properly guarded by lights at night, and shall not be allowed to remain exposed longer than shall be reasonably necessary in the doing of such work.

Sec. 2. The said grantees, their heirs, executors, administrators, associates, successors or assigns, shall begin the work

of laying the gas mains and pipes in said Village within six (6) months from the date of the filing of their acceptance of this ordinance by the grantees, their heirs, executors, administrators, associates, successors or assigns, as hereinafter provided, within one (1) year from the commencement of such work shall have completed and in operation a system furnishing gas as herein contemplated, to an extent reasonably sufficient to satisfy their then subscribers, and in case such work is not begun within said time or shall not be completed to the extent aforesaid and within the time above limited, all rights hereunder shall be forfeited and all privileges hereby conferred shall cease unless the Common Council shall by resolution extend such limitations.

SEC. 3. No work shall be done hereunder by the said grantees, their heirs, executors, administrators, associates, successors or assigns, in such manner or place, and no pipes, conduits or other appurtenances shall be so placed, located or laid so as in any manner to interfere with, injure or misplace any water mains, water pipes, sewers, drains, conduits, wires, poles, railway tracks or other appliances or improvements heretofore or hereafter placed on any such ways whether property of the Village or of any private person or corporation, or so as to interfere with or inconvenience the use or operation thereof; or access thereto for the purpose of examination, inspection, repairs or renewals, and if in the prosecution of such work by the grantees, their heirs, executors, administrators, associates, successors or assigns, or in the laying, maintaining, use or operation of any such pipes by them, any damage or injury shall be done to any such water mains, water pipes, sewers, drains, conduits, wires, poles, railway tracks, or other appliances or improvements, the grantees, their heirs, executors, administrators, associates, successors or assigns, shall immediately replace the same in as good condition as before and shall be liable to the Village or any person or corporation for all damages occasioned by such damage or injury, and in case the same shall not be done immediately to the satisfaction of the said Common Council, its authorized engineer, officer or agent, then the Common Council may cause the same to be done, and the reasonable expense thereof shall be paid on demand to said Village of Red Jacket, or said Common Council, by said grantees, their heirs, executors, administrators, associates, successors or assigns.

SEC. 4. Whenever in the judgment of the said Common Council the object of laying down said gas pipes can as well be accomplished by the use of any lane or alley for such

purpose, as by the use of a public street or avenue, such lane or alley shall be used instead of the street or avenue.

SEC. 5. In the use of such ways hereunder, all mains and pipes shall be laid in such manner and at such depth as shall not interfere with the full use of the surface of such ways nor with the proper maintenance, grading and repairs thereof, and shall be located in such parts of such ways and in such manner as the Common Council or its authorized engineer, officer or agent may prescribe or direct, and all sidewalks or other improvements in any manner affected by any work done hereunder, shall be promptly restored to as good condition as before such disturbance and to the satisfaction of the Common Council or its engineer, officer or agent; and all valve boxes or other appurtenances of such gas pipes coming to the surface of such ways, shall be flush with the surface of such ways, and so placed and arranged as not to obstruct the use thereof. And in case the Village shall at any time alter the surface or grade of any such ways the grantees, their heirs, executors, administrators, associates, successors or assigns, shall at their own expense, make such alterations in their mains, pipes and appurtenances as will cause the same to conform to such new surface or grade, and within such time as not to delay any improvement or work of the Village, and no liability shall be incurred by the Village to the said grantees, their heirs, executors, administrators, associates, successors or assigns, by reason of any change in any of said ways or alterations of the grade thereof.

SEC. 6. The gas to be furnished to the consumers for illuminating purpose shall be of standard illuminating power at the gas works when sent out for distribution, and the said grantees, their heirs, executors, administrators, associates, successors or assigns, shall be entitled to charge for said gas at the rate of one dollar and twenty cents (\$1.20) net for one thousand (1,000) cubic feet of gas used for illuminating purposes. The gas to be furnished to consumers for fuel and power purposes shall be of standard fuel power at the gas works when sent out for distribution, and the said grantees, their heirs, administrators, associates, successors or assigns, shall be entitled to charge for said gas at the rate of one dollar and twenty cents (\$1.20) net for one thousand (1,000) cubic feet of gas used for fuel and power purposes. A discount of ten (10) per cent. shall be given by the said grantees, their heirs, executors, administrators, associates, successors or assigns in case of the payment of the bill of the consumer by the tenth day of the month following consumption. The gas to be

furnished to the Village for lighting or heating municipal buildings shall be at the rate of not to exceed one dollar (\$1.00) per one thousand (1,000) cubic feet of gas used. The said grantees, their heirs, executors, administrators, associates, successors or assigns shall not have the right to receive and charge for gas furnished under the provisions of this ordinance, any higher rates than those provided in this section, and said grantees, their heirs, executors, administrators, associates, successors or assigns, shall be obliged to lay their main pipe as heretofore stated and furnish meters at their expense and cost, but may charge the consumer for the reasonable cost of making necessary connections from the main to his meter, said cost not to exceed thirty (30) cents per lineal foot.

SEC. 7. Said grantees, their heirs, executors, administrators, associates, successors or assigns, shall extend gas mains throughout the streets or alleys of said Village from time to time whenever and wherever directed by the Common Council of said Village; *Provided*, That when so directed, there shall be an average of one consumer of gas for every one hundred (100) feet of main extended and it shall be the duty of said grantees, their heirs, executors, administrators associates, successors or assigns, on the proper application of the owner or tenant of any premises to furnish gas for the purposes of heating, lighting or fuel or power on either side of any street or alley in which the main extension of pipes are laid so far as such pipes shall extend, without any discrimination as to rates, or character of service except that rates may be reduced to consumers of large quantities, provided a like reduction is made to all parties using or contracting to use the same quantities.

SEC. 8. In all cases where, under any of the terms of this ordinance, the said grantees, their heirs, executors, administrators, associates, successors or assigns, are required to restore any of the streets, avenues, lanes or alleys in which they may lay such pipes, or to restore or to replace any water mains, water pipes, sewers, drains, conduits, wires, poles, railway tracks or side walks or other appliances or improvements which may be damaged or injured in the carrying on of any work hereunder, the work of such restoration, repairs or replacement shall be done by said grantees, their heirs, executors, administrators, associates, successors or assigns, without any unnecessary delay, and to the satisfaction of said Common Council or its authorized engineer, officer or agent, and in case such work shall not be done to the satisfaction of

said Council, engineer, officer or agent, then the Common Council may cause the same to be done and the reasonable expense thereof shall be paid on demand to the said Village by the said grantees, their heirs, executors, administrators, associates, successors or assigns.

SEC. 9. In case the said Village or Common Council shall at any time in the future desire to establish, extend or replace any sewer, drains, water mains or other improvements within the said Village according to any plans now or hereafter adopted, in such manner that any gas mains or pipes placed in any streets, avenues, alleys, or lanes shall interfere with the construction or laying thereof, the said grantees, their heirs, executors, administrators, associates, successors or assigns, shall promptly, upon notice to that effect, make such changes or alterations in such gas mains or pipes as will permit of the doing of such work by said Village, and in case of the neglect or refusal of the grantees, their heirs, executors, administrators, associates, successors or assigns, to make such changes or alterations, the gas mains or pipes interfering with such Village work may be removed by order of the Common Council and without any liability for damages accruing thereby to the said grantees, their heirs, executors, administrators, associates, successors or assigns, and the reasonable cost of such removal shall be paid on demand to said Council, by the said grantees, their heirs, executors, administrators, associates, successors or assigns.

SEC. 10. The work contemplated by this ordinance shall be done in a thoroughly good and workmanlike manner, and all mains and pipes, whether in said streets, avenues, lanes or alleys or upon any public or private premises, shall be so put in, laid and connected, as to be free from leaks and so as to conform in all respects to the requirements of first class workmanship and service; and the Common Council shall have authority at any time to appoint an inspector to examine and inspect all mains and pipes and the connections and appurtenances thereof, whether in said streets, avenues, lanes or alleys or upon any public or private premises within said Village, to the end that the same shall conform to the requirements of this section, and in case, in the judgment of such inspector, there are any defects, the same shall be immediately remedied in such manner as shall be satisfactory to such inspector, and in case the same shall not be done immediately to the satisfaction of the said Common Council, its authorized engineer, officer or agent, then the Common Council, may cause the same to be done, and the reasonable expense thereof shall be

paid on demand to the said Village of Red Jacket or to the Common Council by the said grantees, their heirs, executors, administrators, associates, successors or assigns.

SEC. 11. All the requirements and obligations imposed upon the grantees, their heirs, executors, administrators, associates, successors or assigns, by this ordinance, are made conditions hereof, for breach of any of which all rights conferred by this ordinance may be forfeited by said Common Council provided that such forfeiture shall not take place if within forty-eight (48) hours after notice is given by or under the direction of said Common Council, the said grantees, their heirs, executors, administrators, associates, successors or assigns, shall comply with such conditions or terms or perform such obligations, for breach of which or default in which such notice is given.

And provided further that in case such breach is caused by reasonably unavoidable break down or disarrangement of the mains, pipes or apparatus of said grantees, their heirs, executors, administrators, associates, successors or assigns, or it is impossible to repair such break down or disarrangement within the time herein limited, by reason of stress of weather or other reasonably unavoidable causes, such forfeiture shall not take place if said grantees, their heirs, executors, administrators, associates, successors or assigns, shall repair such break down or disarrangement with all possible speed and shall comply with the conditions or term or perform such obligations for breach of which, or default in which such notice is given within a reasonable time after such notice is given.

SEC. 12. The Common Council shall at all times have the right to amend this ordinance or any section thereof, in its discretion, provided that no amendment thereof shall shorten the length of this grant, nor shall require the grantees, their heirs, executors, administrators, associates, successors or assigns, to take up or remove any mains, or pipes lawfully laid in any of said streets, avenues, lanes or alleys, by the authority hereby conferred, except as hereinbefore provided, nor shall the rate per thousand feet of gas to be paid by consumers as herein fixed, be reduced by any such amendment except in case such gas is furnished at a less price than is herein specified to other municipalities, in this County, by the grantees, their heirs, executors, administrators, associates, successors or assigns.

SEC. 13. At least ten (10) days before laying any such gas mains or pipes of any extension thereof or before beginning

any excavation for such purposes in any streets, alleys or lanes of said Village, said grantees, their heirs, executors, administrators, associates, successors or assigns, shall in each instance file with the Village Clerk a map or plat showing the location and line or lines upon and along which such construction is to be placed; and said grantees, their heirs, executors, administrators, associates, successors or assigns, shall not enter upon any such streets, lanes or alleys or proceed with the construction of such work until such map or plat shall have been filed as aforesaid.

SEC. 14. In consideration of the rights, powers and privileges herein contained the said grantees, their heirs, executors, administrators, associates, successors or assigns, agree that whenever the total number of meters supplied from the plant herein contemplated reaches five thousand (5,000) said grantees, their heirs, executors, administrators, associates, successors or assigns shall be entitled to charge for said gas at the rate of not to exceed one dollar and fifteen (\$1.15) cents for each one thousand (1,000) cubic feet of illuminating gas and of not to exceed one dollar and fifteen cents (\$1.15) for each one thousand (1,000) feet of gas for fuel and power purposes.

A discount of ten (10) per cent. to be given by the said grantees, their heirs, executors, administrators, associates, successors or assigns, in case of the payment of the bill of the consumer by the tenth of the month following consumption.

The gas to be furnished to the Village of Red Jacket for light and heating municipal buildings shall in such case be at a rate of not to exceed one dollar (\$1.00) for each one thousand (1,000) cubic feet of gas used.

SEC. 15. The privileges hereby granted shall continue absolutely for the full period of ten (10) years from and after the date of the passage of this ordinance; the said privileges hereby granted shall also continue for the period of thirty (30) years from and after the date of the passage of this ordinance, if it be within the power of the said Common Council to grant for the last mentioned period. It is here stated as the purpose and desire of said Common Council to make the grant of the privileges herein specified for the full period of thirty (30) years, if the same can be held valid or can be hereafter validated.

SEC. 16. The grant hereby made is upon the condition precedent, and should this condition be violated, then all the rights and privileges conferred by this ordinance, shall at the option of the then Common Council of said Village be null

and void, viz:—The grantees herein named agree to form a corporation under the laws of the State of Michigan, for the building, ownership and operation of the gas plant contemplated by the provisions of this Ordinance, and in the organization of said corporation they shall include in the By-laws of said corporation, a provision, that at least sixty (60) per cent. of the shares of the capital stock of said corporation outstanding, shall originally be subscribed and held by persons who are residents in good faith in the Townships of Calumet and Osceola, County of Houghton, and State of Michigan, and that thereafter no transfers of said shares in excess of forty (40) per cent. of said outstanding stock shall be made upon the books of said corporation except to residents of the said Townships of Calumet and Osceola, and in the taking of subscriptions to the capital stock of said corporation preference shall be given to residents as aforesaid of said Townships to subscribers for all of said capital stock.

SEC. 17. This ordinance shall take effect upon the filing with the Clerk of said Village within ninety days from the passage thereof, by the said grantees, their heirs, executors, administrators, associates, successors or assigns, of their acceptance hereof in writing, which acceptances, when filed shall constitute the consent of the said grantees, their heirs, executors, administrators, associates, successors or assigns, to all the terms, conditions and obligations in this ordinance contained, which acceptance shall be signed by the said grantees, their heirs, executors, administrators, associates, successors or assigns, and in case said acceptance is not filed with the Village Clerk within ninety days from the passage of this ordinance, the same shall thereupon become void and of no effect.

Approved by the Common Council of the Village of Red Jacket, on the 20th day of December, A. D. 1905.

ORDINANCE NO. 53.

AN ORDINANCE TO LICENSE HAWKERS AND PEDDLERS AND TO REGULATE AND LICENSE THE SELLING OF GOODS, WARES, MERCHANDISE OR OF ANY KIND OF PROPERTY, BY PERSONS GOING ABOUT FROM PLACE TO PLACE IN THE VILLAGE OF RED JACKET FOR THAT PURPOSE; OR FROM ANY STAND, CART, VEHICLE OR ANY OTHER DEVICE IN THE STREETS, ALLEYS OR UPON OR IN ANY PUBLIC GROUNDS OR BUILDINGS IN SAID VILLAGE.

The Village of Red Jacket Ordains:

SECTION 1. No person shall within the corporate limits

of Red Jacket hawk or peddle or sell by going about from place to place in said Village for that purpose, or from any stand, cart, vehicle or other device in the streets, alleys, or in or upon any public grounds or buildings in said Village, any goods, wares, merchandise or any kind of property, except as herein provided, and after being thereunto duly licensed, under the provisions of this ordinance.

SEC. 2. Each license issued under this ordinance shall be signed by the president and clerk of the Village and shall be sealed with corporate seal of the municipality. No license issued pursuant hereto shall be assignable or inure to the benefit of any other than the person to whom such license was originally issued, and such license shall be issued only to an applicant who shall first pay to the Village of Red Jacket the license fee as hereinafter provided.

SEC. 3. Every applicant for a license as a hawker or peddler shall pay therefor as follows:

If he intends to travel on foot, two dollars per day; if he intends to travel with one horse or other animal, five dollars per day; if he intends to travel with two horses or other animals, seven dollars per day; if he intends to sell or offer for sale any goods or merchandise on any street or other public place, ten dollars per day.

SEC. 4. Every person engaged in the business of hawking and peddling, as aforesaid, within the corporate limits of said Village of Red Jacket, shall have the license issued under this ordinance in his possession and shall exhibit the same to any officer or resident of the Village of Red Jacket upon demand.

SEC. 5. Any license issued under this ordinance may be revoked by the president of the Village, in his discretion for any improper conduct on the part of the person so licensed and the fee paid for said license shall be forfeited to the Village.

SEC. 6. Nothing contained in this ordinance shall be construed to prevent any manufacturer, farmer, mechanic or nurseryman from selling the products of his labor or the produce of his farm by sample or otherwise without a license; nor shall any peddler in meat or fish be prevented by anything herein contained from peddling such meat or fish without a license; nor shall any wholesale merchant be prevented by anything herein contained from selling to dealers by sample without license. But no merchant shall be allowed to peddle or to employ others to peddle goods not his own manufacture without the license in this ordinance provided.

SEC. 7. The provisions of this ordinance shall not be construed in lieu of or substitute for any statute of the State of Michigan, regulating hawkers and peddlers, but shall be in addition thereto, and every applicant for a license under the provisions of this ordinance shall first exhibit his State license and comply with all of the requirements of the laws of this State.

SEC. 8. Any person violating any of the foregoing provisions of this ordinance shall upon conviction thereof be punished by a fine of not more than one hundred dollars together with the costs of prosecution and in default of the payment of such fine and costs shall be imprisoned in the common jail of the County of Houghton or of the Village of Red Jacket, for a term, not exceeding ninety days or by both such fine and imprisonment in the discretion of the court.

SEC. 9. This ordinance shall take effect twenty days after its adoption by the Village Council.

SEC. 10. All ordinances and parts of ordinances conflicting with the provisions of this ordinance are hereby repealed.

Approved by the common council of the village of Red Jacket, January 26, 1906.

ORDINANCE NO. 54.

AN ORDINANCE DEFINING AND PROVIDING FOR THE LICENSING
AND REGULATING OF SALES OF GOODS, WARES AND
MERCHANDISE BY ITINERANT VENDERS.

The Village of Red Jacket Ordains:

SECTION 1. The words, "itinerant venders," for the purpose of this ordinance shall be construed to mean and include all persons, firms and corporations, both principals and agents, who engage in temporary or transient business in this village and who for the purposes of carrying on such business, hire, lease, or occupy any building or structure for the exhibition and sale of such goods, wares and merchandise, within said Village. No itinerant vender shall be relieved or exempted from the provisions or requirements of this ordinance by reason of associating himself temporarily with any local dealer, trader, merchant or auctioneer or by conducting such temporary or transient business in connection with or as a part of the business of, or in the name of any local dealer, trader or auctioneer.

SEC. 2. Each license granted under this ordinance shall be signed by the President and Clerk of the Village and shall be

sealed with the corporate seal. No license issued pursuant hereto shall be assignable or enure to the benefit of any other than the person to whom such license was originally issued, and no such license shall be issued until the applicant shall have first paid to the Village Treasurer the license fee as herein provided and any license issued without such payment shall be absolutely void. Each license under this ordinance shall be good to and until the first day of May next after the issuance thereof.

SEC. 3. The provisions of this ordinance shall not apply to sales made to dealers by commercial travelers or selling agents in the usual course of business, or to bona fide sales of goods, wares, and merchandise by sample for future delivery, or to hawkers on the streets or peddlers from vehicles.

SEC. 4. Every itinerant vender who shall sell or expose for sale at public or private sale any goods, wares or merchandise without local license therefor, issued as herein provided, shall be guilty of a misdemeanor, and shall upon conviction thereof be punished for such offense by fine not exceeding one hundred dollars or by imprisonment not exceeding ninety days or by both such fine and imprisonment in the discretion of the court.

SEC. 5. All persons, both principals and agents, who shall by circular, handbill, newspaper, or in any other manner, advertise any such sales as those referred to in the section last preceding, before proper licenses shall be issued to the vender, shall be guilty of misdemeanor, and shall on conviction thereof be punished by fine not exceeding one hundred dollars, or by imprisonment not exceeding 90 days, or by both such fine and imprisonment.

SEC. 6. Every itinerant vender intending to sell goods in this Village shall file his State license and an application for a Village license with the treasurer of this Village and before selling, offering or exposing for sale any goods in this Village, shall pay to the treasurer thereof, for the use of said Village, as a local license for such sale within this municipality, a sum to be computed as provided in the next following section. A receipt for said local license fee when paid shall be endorsed by said treasurer on the back of such State license which shall remain on file with said treasurer so long as such sale shall continue or such goods be kept exposed or offered for sale in the municipality. Every application for a local license shall be signed by the holder of the accompanying state license, and shall specify the kind and line of goods then in stock in this municipality, and the name of the municipality from which

said goods were last shipped, and the name of the municipality in which said goods were last exposed or offered for sale.

SEC. 7. The treasurer of this Village on receipt of an application in due form as provided in the last preceding section, accompanied by such applicant's State license, shall forthwith give notice thereof to the assessor, who shall as soon as practicable, examine the stock of goods described in such application, and shall compute and certify to such treasurer the amount of such applicant's local license fee for such intended sale in this municipality, which shall be a percentage of the full value of said stock of goods equal to the rate per cent of the last preceding tax levy of this municipality for all purposes. The payment of said local license fee to said treasurer shall authorize such applicant who has complied with all other requirements of law to sell within the limits of this Village such goods, wares and merchandise as are described in his application and for that purpose to carry in stock in this Village goods only of the kinds or line specified in his application, and not to exceed in amount at any one time the valuation on which his local license fee was computed and to continue in force so long as such licenses shall in good faith continuously keep, offer and expose for sale the same kind or line of goods specified in his application, except that such license and authority shall in any event terminate and expire on the first day of May next following the date of application. any itinerant vender, who after applying or paying for a local license shall increase his stock kept, offered or exposed for sale in the municipality, from which such local license fee was paid, above the valuation on which such local license fee was computed, without first making seasonable written application to the treasurer of this municipality for a supplemental license for such excess of stock, shall upon conviction thereof be fined not less than twenty dollars nor more than fifty dollars and for each day such excess of stock is kept, offered or exposed for sale without payment of local license fee, therefor, shall be fined not less than twenty dollars nor more than fifty dollars. Supplemental license shall be applied for and the fees therefor shall be computed, certified, and collected in the manner provided for local license fees.

SEC. 8. Whoever, as proprietor or clerk, having in his care, custody or keeping, any goods for the sale of which a local license is required, neglects or refuses to file the application for local license required by law, or whoever makes a false or fraudulent representation or statement in any application for a local license, shall upon conviction thereof be fined

not less than twenty dollars nor more than fifty dollars for each day such goods are kept offered or exposed, for sale. The penalties provided in this act are not to be construed as substitutes for payment of local license fees.

SEC. 9. The provisions of this ordinance shall not be construed to be in lieu of or a substitute for any statute of the State of Michigan, regulating the sale of goods, wares and merchandise by itinerant venders or transient dealers, but shall be in addition thereto, and every applicant for a license under the provisions of this ordinance shall first exhibit his State license and comply with all the requirements of the laws of this State. No license shall be issued herein to any person who shall not have so complied with the laws of this State and exhibit satisfactory evidence thereof to the officer issuing such license.

SEC. 10. This ordinance shall take effect twenty days after its adoption by the Village Council.

SEC. 11. All ordinances and parts of ordinances conflicting with the provisions of this ordinance are hereby repealed.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 55.

AN ORDINANCE TO PROVIDE FOR THE REMOVAL OF ELECTRIC LIGHT, TELEPHONE AND TELEGRAPH POLES AND THE LAYING OF CONDUITS IN THE STREETS, AVENUES, ALLEYS AND OTHER PUBLIC PLACES OF THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. All electric light, telephone and telegraph poles, posts, wires or other fixtures in the streets, alleys and public places of the Village and all underground electric light, telephone or telegraph ways, pipes or conduits and structures therein, shall be placed in such location or locations as the Common Council shall direct or approve; but the same shall not be so placed or constructed as in any manner to disturb or interfere with any public or private water, gas, sewer pipes or conduits or structures, and the construction and maintenance thereof shall be subject to all the provisions applicable thereto of the ordinances of the Village relative to grading, paving and improvement of streets, alleys and public places and the use and construction thereof as now in force or hereafter enacted or amended.

SEC. 2. On or before May 1, 1906, every person, firm or corporation owning, controlling, operating or maintaining any electric light, telephone or telegraph poles, posts, wires or

other structure above ground in any of the streets within said Village, shall cause the same to be taken down and removed and all wires thereto attached placed underground, excepting, however, such as may be necessary for the proper distribution of wires from underground conduits to reach and connect the patrons and subscribers of such person, firm or corporation.

SEC. 3. After May 1, 1906, it shall be unlawful for any person, firm or corporation to maintain or permit to remain above ground upon the streets within the Village, any pole or post except such as may be especially permitted for the purposes aforesaid.

SEC. 4. It shall be the duty of the street commissioner and the marshal or such other person as the Common Council shall employ and direct, to take down and remove all electric light, telephone and telegraph poles, posts, wires and other structures unlawfully erected or maintained or unlawfully permitted to remain in said streets within said limits, and said taking down and removal shall be at the cost and expense of the person, firm or corporation whose duty it was, under this ordinance, to cause the same to be taken down and removed.

SEC. 5. All persons, firms, or corporations laying conduits in the streets and alleys of this Village shall save harmless the Village from liability for any loss or damage to life, person, or property caused by the construction, operation or repair of said conduits.

SEC. 6. All ordinances and parts of ordinances in contravention of the terms of this ordinance are hereby repealed.

SEC. 7. This ordinance shall take effect and be in force from and after its passage and publication.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 56.

AN ORDINANCE LIMITING THE SPEED OF MOTOR VEHICLES WITHIN THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. That no person shall operate a motor vehicle upon any street or alley within the Village of Red Jacket at a rate of speed greater than is reasonable and proper, having regard to the traffic and use of the highway, or so as to endanger the life or limb of any person, or the safety of any property; and shall not in any event while upon any street or alley within said village run at a greater speed than eight miles per hour within said village.

SEC. 2. Any person violating any of the provisions of this act and who shall be convicted thereof, or who shall plead guilty to any complaint for the violation thereof, shall be punished by a fine not exceeding twenty-five dollars and costs of prosecution; or if such fine and costs is not paid then by imprisonment in the county jail for not exceeding thirty days.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 57.

AN ORDINANCE RELATIVE TO LICENSES.

The Village of Red Jacket Ordains:

SECTION 1. That all proprietors, keepers or managers of circuses, merry-go-rounds, cane-racks, striking machines, candy and lemonade stands and all business and diversions of like character; and all common showmen, patent medicine vendors, clairvoyants, and fortune-tellers shall before beginning business within said Village procure from the Clerk a license therefor, upon payment to him of the following fees, and upon the receipt of such fees said Clerk is hereby authorized to issue such license under his hand and the corporate seal of said Village, countersigned by the President, to such persons on the following terms and conditions, viz:

(a) The proprietor, keeper or manager of circuses under tents; per day, with one ring, \$15.00; with two rings, \$25.00.

(b) The proprietor, keeper or manager of cane racks, striking machines, candy and lemonade stands and businesses and diversions of like character, per day, \$5.

(c) Proprietor, keeper or manager of merry-go-rounds, per day, \$10.00.

(d) Patent medicine vendors or performers doing business in a building, per day, \$10.00.

(e) Common showmen performing outdoors, per day, \$5.00.

(f) Patent medicine vendors doing business outdoors, per day, \$10.00.

(g) Clairvoyants and fortune tellers, per day, \$3.00.

SEC. 2. That any person violating any of the provisions of this ordinance shall be punished, upon conviction thereof, before a court of competent jurisdiction, by a fine of not more than twenty-five (25) dollars together with the costs of prosecution, and in default of the payment of such fine and costs shall be imprisoned in the common jail of the county of Houghton or the village jail for a term not exceeding twenty

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days, or by both such fine and imprisonment, in the discretion of the court, and such imprisonment may, in the discretion of the court, be with labor, in which case such labor shall be performed under the direction of the village marshal.

SEC. 3. All ordinances and parts of ordinances in contravention of the terms of this ordinance are hereby repealed.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 58.

AN ORDINANCE REQUIRING THE CONNECTING OF CERTAIN DRAIN PIPES WITH STORM SEWERS AND TO PROVIDE A PENALTY FOR FAILURE TO COMPLY WITH THE SAME.

The Village of Red Jacket Ordains:

SECTION 1. All drainage pipes from flat roofed buildings and all drainage pipes connecting with the eaves of peak-roofed buildings shall be connected with the nearest accessible storm sewer. Any drainage pipes from flat-roofed or peak-roofed now connected with the sanitary sewers shall be connected with the nearest accessible storm sewer whenever the owner of the building shall be ordered so to do by the Village Council.

SEC. 2. Whenever any property owner shall neglect or refuse to connect the drain pipes herein referred to with the nearest accessible storm sewer within a reasonable time after being notified so to do, the Village Council may direct the Street Commissioner to make the necessary connections with the storm sewer and to charge the cost of the same to the owner of said building and recover said costs and charges together with an additional penalty of ten per cent on said costs and charges from the property owner by an action of assumpsit brought in the name of and for the benefit of the Village.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 59.

AN ORDINANCE TO PROVIDE FOR THE PROTECTION OF CHILDREN.

The Village of Red Jacket Ordains:

SECTION 1. No minor child under seventeen years of age, nor any minor who is a student in any public, private or parochial school in the State of Michigan, shall be permitted to

remain in any saloon, bar-room, or other place where any spirituous or intoxicating liquor, beer or malt liquor is sold, given away or sold for a beverage; or any house, concert saloon; variety theatre; or any house of prostitution; or any room or hall occupied for hire, gain, or reward, for the purpose of playing billiards, pool, nine pins, cards, dice, or any unlawful game, or in any room or hall used or occupied for gambling, pool-selling, or betting in any manner whatsoever.

SEC. 2. Any proprietor, keeper or manager of any such place, and any person who shall encourage or induce in any way such child to enter such place or to remain therein shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be punished by a fine of not more than one hundred (\$100.00) dollars or by imprisonment in the county jail not more than ninety days or by both such fine and imprisonment in the discretion of the court.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.

ORDINANCE NO. 60.

AN ORDINANCE PROHIBITING SPITTING ON THE SIDEWALKS AND TO PROVIDE A PENALTY FOR THE VIOLATION THEREOF.
The Village of Red Jacket Ordains:

SECTION 1. That all persons are prohibited from spitting on any sidewalk within the corporate limits of the Village of Red Jacket.

SEC. 2. Any person convicted before a court of competent jurisdiction of violating the terms of Section One of this ordinance shall be subject to a fine of not to exceed ten dollars and costs of prosecution, or imprisonment in the common jail of the County of Houghton, or of the Village of Red Jacket, for a period of not exceeding ten days, or both such fine and imprisonment in the discretion of the court.

Approved by the Village Council of Red Jacket, February 6, 1906.

ORDINANCE NO. 61.

AN ORDINANCE TO PROVIDE FOR THE COMPILING, NUMBERING AND PUBLISHING OF THE ORDINANCES OF THE VILLAGE OF RED JACKET.

The Village of Red Jacket Ordains:

SECTION 1. That the village attorney compile, number and procure to be published in book form all the ordinances of the Village of Red Jacket.

Approved by the Common Council of the Village of Red Jacket, January 26, 1906.