

shall have been a member of
the Department twenty five days
next preceding such Election
and no person shall be Eligible
to office in the Department without
possessing the qualifications of
a voter

Attest
O. W. Harper
City Recorder

Passed the Council
May 15th 1879
and on said day
approved
Signed Thos. Montross
Mayor

No 90

An Ordinance for the preservation
of health and the prevention of disease

The City of Albany does Ordain
as follows

Sec 1 That any person or persons who
shall set up, open, lease to be
opened or keep any house or
place as a resort for the purpose
of smoking Opium or who
shall sell, barter, prepare or
deliver or permit to be sold
bartered prepared or delivered
for, or on his or their account
any Opium for the purpose
of being smoked upon the
premises shall be deemed
guilty of a Misdemeanor and
upon Conviction thereof before
the City Recorder shall be
punished by a fine not less
than five dollars nor more

than One hundred dollars, or by imprisonment in the City Jail not less than five days nor more than thirty days, or both in the discretion of the Court

Sec 2 That any person or persons who shall bargain for or buy any Opium in any house or place to be smoked upon the premises shall be deemed guilty of a Misdemeanor and upon Conviction thereof before the City Recorder shall be punished by a fine of not less than five dollars nor more than One hundred dollars or by imprisonment in the City Jail not less than five days nor more than thirty days or both in the discretion of the Court

Sec 3 That any person or persons who shall smoke Opium in any house or place, not occupied by him or them as a place of residence or who shall visit any house or place, kept for the purpose of smoking Opium or where Opium is smoked in violation of this Ordinance or who shall be found in any such house or place without lawful business shall be deemed guilty of a Misdemeanor and upon Conviction thereof before the City Recorder shall be punished by a fine not less than five dollars, nor

More than one hundred dollars
or by imprisonment in the City
Jail not less than five days
nor more than thirty days or both
in the discretion of the Court

Sec 4 In all Cases of prosecution of
murder this Ordinance Common
Law shall be Competent Evi-
dence in Support of the Com-
plaint and any person res-
iding in ^{any} such house or
place or who shall be engaged
or employed therein in putting
bordering preparing or delivering
Opium to be smoked on the
premises shall be presumed
to keep the same in all
prosecutions against such
person or persons for putting
up opening causing to be
opened or keeping such
house or place

Passed the Council
May 27th 1879

Approved
May 27th 1879

Attest
P. C. Harper
City Recorder

Reginald Thos. Montrose
Mayor