

FIRST YEAR OF PUBLICATION.

ALBANY
CITY DIRECTORY,

— EMBRACING A —

Resident and Business Directory,

— FOR —

1878,

— AND THE —

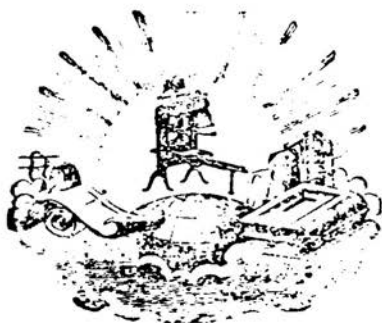
CHARTER AND ORDINANCES OF THE CITY.

— TOGETHER WITH THE —

LAWS OF THE FIRE DEPARTMENT.

MANSFIELD & MONTEITH, PUBLISHERS.

THIS 1878 ALBANY CITY DIRECTORY
RECREATED BY
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PIONEER REAL ESTATE FIRM
IN THE WILLAMETTE VALLEY



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MAC S. MONTEITH.

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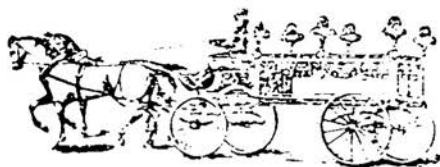
PLAIN AND ORNAMENTAL.

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Albany, Oregon.

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v

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DEALER IN

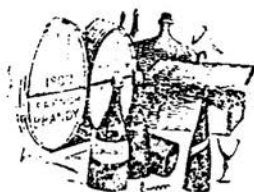
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CORNER FRONT AND FERRY STS. ALBANY

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Keeps constantly on hand the Finest Teams in the City. Horses kept in Livery at reasonable rates. Corner Second and Ferry Streets, Albany, Oregon.

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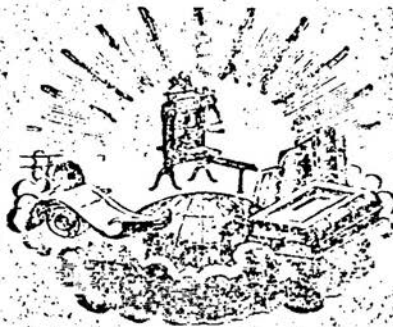
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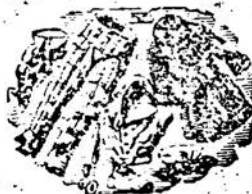
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Also, keeps constantly on hand Metallic Cas-
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Pipes, Cigar Holders, Etc.

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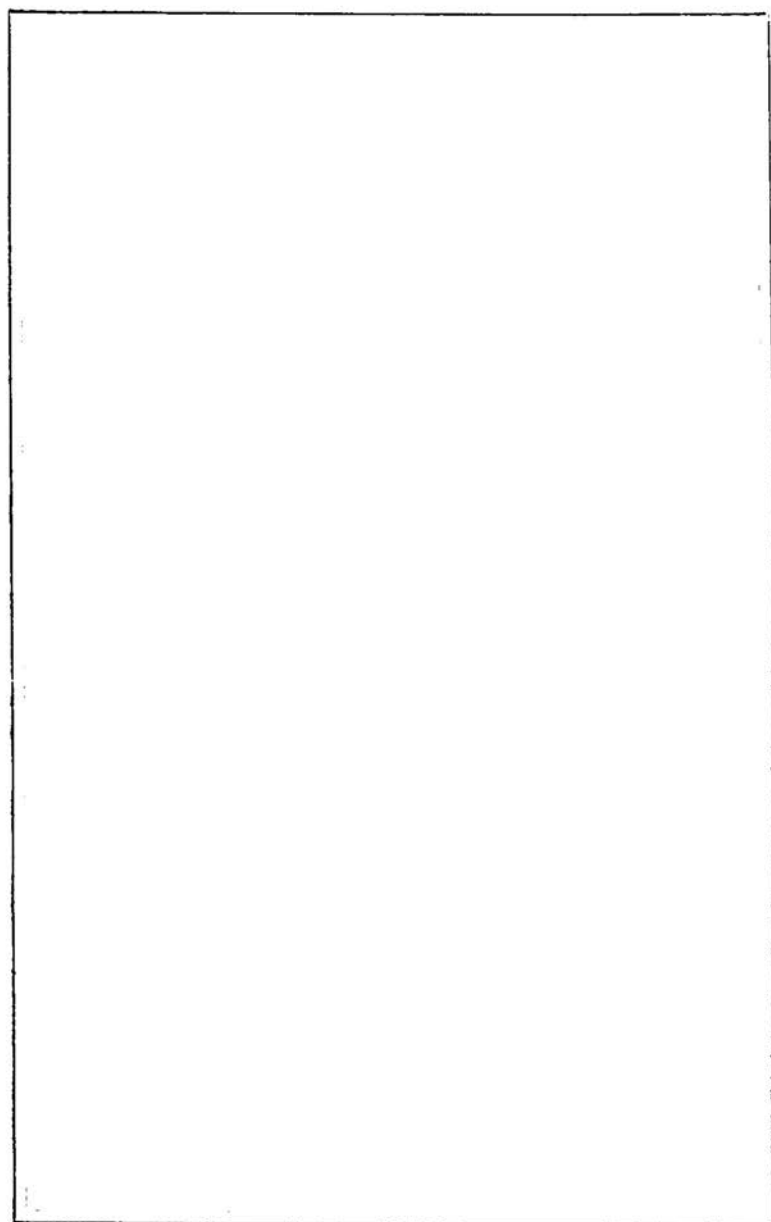
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Bedsteads, Parlor and Drawing Room Sets, Kitchen Furniture, and all kindred articles sold at the lowest rates.

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FIRST YEAR OF PUBLICATION.

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MANSFIELD & MONTEITH, PUBLISHERS.

ALBANY, OREGON:

MANSFIELD & MONTEITH, BOOK AND JOB PRINTERS,

1878.



CITY OFFICERS FOR 1878.

| | |
|--------------------------|-----------------|
| MAYOR | JASON WHEELER. |
| RECORDER | J. W. BALDWIN. |
| TREASURER | C. C. GODLEY. |
| SURVEYOR | J. A. WARNER. |
| STREET COMMISSIONER..... | W. J. MATHEWS. |
| CHIEF ENGINEER | JOE WEBBER. |
| ASSISTANT ENGINEER..... | M. S. MONTEITH. |

COUNCILMEN.

WM. RUMBAUGH, THOS. MONTEITH.
CLAIR. H. STEWART, N. H. ALLEN,
JOHN BRUSH, GEORGE F. SIMPSON.

COMMITTEES.

WAYS AND MEANS.--STEWART, ALLEN, BRUSH.
ORDINANCES.--SIMPSON, MONTEITH, RUMBAUGH.
CURRENT EXPENSES.--STEWART, BRUSH, SIMPSON.
STREETS AND PUBLIC PROPERTY.--BRUSH, RUMBAUGH, MONTEITH
LICENSES.--ALLEN, SIMPSON, MONTEITH.
FIRE AND WATER.--STEWART, MONTEITH, SIMPSON.

POLICEMEN.

W. J. MATHEWS, MARSHAL. WM. L. WATKINS, DEPUTY.

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ADDITIONAL NAMES.

REMOVALS AND CHANGES SINCE DIRECTORY WENT TO PRESS.

CONLEY, D. M., lawyer, res n e cor Seventh and Calapooia.

Nelson, J. D., contractor, res n w cor Washington and Eighth.

Mealey, T. S., druggist, res cor Broadalbin and Third.

Moore, Al., painter, res cor Third and Baker.

Parrish, G., farmer, res cor Fourth and Broadalbin.

Fox, Baum & Co., merchants, 56 west First

Rydfield, F. M., groceryman, 65 west First.

DeWitt & Jackson, barbers, Broadalbin bet First and Second.

BRUNK, W. H., boot and shoe maker, 61 Front Street.

Exchange Hotel, Ed. Murray, proprietor, 157 west First.

Petty, Geo., barber, bds at Revere House.

HUMPHREY, N. B., lawyer, res west end Eighth s s.

ODD FELLOWS TEMPLE, cor First and Ferry.

BAKER, R. N., merchant tailor, First Street, two doors below Post Office building.

Charters, Joe. G., barber, bds at Revere House.

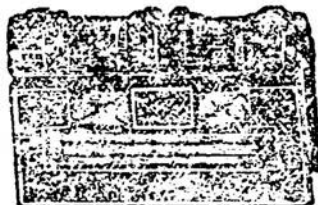
Elevins & Powell, Mrs., milliner, cor First and Ferry.

BAUM, ED., merchant, res cor Broadalbin and Second.

Johns, S. A., County Judge, res cor Fourth and Wash-

CLARK & HALTER, marble works, cor Second and Ellsworth.;

Rogers, Del., painter, res cor Third and Calapooia.



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WILL PROMPTLY FILL ALL ORDERS FOR

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PAPER RULING, ETC.

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MUSIC, MAGAZINES,

BOOKS, PAPERS, ETC.,

Bound in every Style, and at Reasonable Rates.

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Agricultural Implements -

- Cunningham & Co., 52 west Front.
Grange Union Store, 127 west Front.
Harper & Co., 1 east Front.
McIlwain, A. B., 114 west Front.
Young, S. E., 117 west Front and 114 west Second.

Architects -

- Taylor, Jos., s w cor Sixth and Calapooia.
Zeyss, Ed., n w cor Fifth and Lyon.

Artists -

- Paxton, A. B., Froman's Building.
Smith, Mrs. E. O., with A. B. Paxton.

Attorneys -

- Baldwin, J. W., City Recorder's office.
Baker, M. A., 194 west First, up-stairs.
Bilyeu, L., Court House.
Bryant, H., Court House.
Chamberlain, Geo. E., Court House.
Conley, D. M., 57 west Front, up-stairs.
Humphrey & Hewitt, Froman's Building.
Johns, S. A., Court House.
Montanye, L. H., 57 west front, up-stairs.
Powell & Flinn, 68 west Front, up-stairs.
Strahan, R. S., 56 west Front, up-stairs.
Weatherford & Piper, 72 west Front, up-stairs.
Wolverton, Chas. E., Froman's Building.
Whitney, J. J., 57 west Front, up-stairs.

Auctioneer—

Cohen, C., 27 west Front.

Bag Factory—

Angel, Mart., n s Water, bet Ellsworth and Lyon.

Bakeries—

Fox, John, 9 west Front.

Meyer, Conrad, 24 west Front.

Schmeer & Miller, 2 west Front.

Banks—

Comer, John, 120 west Front.

Barbers—

Bender, Jos., with Jos. Webber.

Mitchell, Geo., with Jos. Webber.

Royal & Engleender, 113 west Front.

Webber, Jos., 63 west Front.

Bath House—

Webber, Jos., 63 west Front.

Blacksmiths—

Crawford, C. W., w s Ferry, bet Front and Second.

Huston & Roberts, 2 east Second.

Miller, Louis, 67 west Second.

Willert & Busch, 58 Ferry.

Wood, Frank, 7 west Second.

Boarding Houses—

Brown, Mrs. Robt., s w cor Second and Hill.

Griffin, Mrs. E. H., s w cor Seventh and Walnut.

Henton, Geo. B., n s Front, bet Lyon and Baker.

Hochstetter, Mrs. G. W., n e cor Fourth and Mont-
gomery.

Irvine, Mrs. R. A., n w cor Third and Jackson.
Miller, Mrs. Weltha, s e cor Fifth and Washington.
Moore, Mrs. Al., n e cor Third and Callapooia.
Monteith, Mrs. Geo., 52 Washington.
Parker, Mrs. Allen, s w cor Front and Montgomery.

Books and Stationery—

Baum, Ed., 51 west Front.
Foshay, John, 106 west Front.

Boot and Shoe Makers—

Bentley, John W., w s Washington, bet First and
Second.
Boyle, E., 25 Front.
Brunk & May, 64 west Front.
Flindt, Henry, 7 Front.
Hughes, Patrick, 9 east Front.

Breweries—

Bellanger, Edward, s w cor First and Baker.
Mieffer, Chas., w s Broadalbin bet First and Water.

Brokers—

Burkhart & Bro, 59 west First.

Broom Factory—

Rumbaugh, F. M., e s Lyon bet Third and Fourth.

Butchers—

Dyer, Wm., Albany Market, 13 west First.
Haight & Hill, 55 and 105 west First.
Horlacher, David., with Haight & Hill.

Brick Masons—

Clark, J. S., res cor 9th and Thurston.
Clark, H. J., bds with J. S. Clark.
Clark, J. S. Jr., bds with J. S. Clark.
Cox, W. A., res cor 8th and Madison.
Cox, Ed., bds at Mrs. Allen Parker's.

Cundliff, B. W., res cor 3rd and Washington.

Davis, F. H., res cor Third and ~~Madison~~ *St. George*.

Sheridan, Jack, bds Exchange Hotel.

Clothing Merchant—

Blain, L. E., 112 west First.

Carpenters and Builders—

Allison, Jos., A. n s First bet Baker and Montgomery.

Anderson, J. W., n w cor Third and Montgomery.

Baltimore, A. H., n w cor First and Hill.

Beebe, J. O., s w cor Seventh and city boundary.

Bently, Robt., n w cor Ninth & Madison.

Benton, A. T., n w cor Fifth and Jefferson.

Boyle, P., bds at E Boyle's.

Bercaw, N. W., s w cor Third and Thurston.

Best, D., s s Second bet Lafayette and Madison.

Betner, John, bds at Mrs. Monteiths.

Brown, Robt., s w cor Hill and Second.

Gray, D. D., n s Second bet Calapooia and Washington.

Gee, P., s e cor Seventh and Montgomery.

Grimmer, Fred., n w cor Sixth and Baker.

Hochstetter, G. W., n e cor Fourth and Montgomery.

Maine, J. H., e s Ellsworth bet First and Water.

Patterson, Geo., n e cor Sixth and Montgomery.

Phillbrick, G. W., cor First and Baker.

Price, Dallas, s s East and Sixth.

Raukin, Duncan, s w cor Eighth and Jackson.

Sloan, Enoch, n w cor Elm and Ninth.

Taylor, Jos., s w cor Sixth and Callapooia.

Watson, Jos., w s Elm bet Fifth and Sixth.

Woolen, A. B., n s Ninth bet Washington and Ferry.

Young, G. W., s s Third bet. Railroad and Montgomery.

Zeyss, Ed., n w cor Fifth and Lyon.

Cooper—

Houck, C., 174 west First.

Dentists—

Cleaver, Lon.: Froman's Building.

Gray, G. W., 194 west First.

Griffin, E. H., 65 west First, up-stairs.

Smith, E. O., Froman's Building.

Dray Companies—

Burkhart & Co., G. W., s e cor Sixth and Ferry.

Purdom, B. F., n s Third bet Montgomery and Baker.

Spink, Perry, s w cor Seventh and Maple.

Dress Makers—

Allison, Mrs. J. L., 61 First.

Arnold, Mrs. A. A., n w cor Fifth and Washington.

Blevins, Mrs. R. A., 125 west First.

Morris, Mrs. J. M., n e cor Sixth and Ferry.

Parsons, Mrs. P. S., 61 First.

Smith & Kaiser, Misses, s s Water bet Ellsworth and Lyon.

Starr, Mrs. M. H., n s First bet Baker and Montgomery.

Upham, Mrs. J. H., s e cor Water and Lyon, up-stairs

Druggists—

Bell & Parker, 110 west First.

Foshay, John, 106 west First.

Plummer, Chas. A., 123 west First.

Saltmarsh, R., 2 east First.

Editors—

Barnes, R. L., (local) Van-Observer.
 Brown, Mart. V., State Rights Democrat.
 Cartwright, E., Van-Observer.
 Stewart, Claib. H., (local) Democrat.
 Van Cleve, Coll., Register.

Express Office—

Wells, Fargo & Co., 117 west First.

Express Wagons—

Haffendon, Albert, s e cor Third and Broadalbin.
 Parker, Virgil, e s Thurston bet Second and Third.

Feed Stables—

Cannon, W. R., 72 and 74 west First.
 Marshall, Ans., 122 and 124 west First.
 Wheeler, Jason, East First.

Flouring Mills—

Albany City Mills, Thos Monteith, n s Water bet
 Ferry and Broadalbin.
 Albany Custom Mills, (R Cheadle,) n e cor Water
 and Broadalbin.
 Magnolia Mills, (J. H. Foster,) north end of First.

Foundry—

Albany Foundry, (C. C. Cherry) e s Montgomery bet
 First and water.

Frame Maker—

Purdom, E. B., 53 west First.

Furniture—

Damals, J., 19 Ferry.
 Dunning, F. S., 67 west First.
 Graf, Fred., 18 west First.

Grocers

Brush, John, 103 west First.

Fox, John, 9 west First.
 Joseph, Julius, 118 west First.
 Myer, Conrad, 24 west First.
 Schneer & Muller, 2 west First.
 Strong, Geo., 115 west First.
 Tweedale, W. C., 65 west First.
 Van Vactor, Wm., 119 west First.

Cannibls—

Scott & Monteith, 124 west First.

Hardware—

Wyatt, J. B., 117 west First.
 Gradwohl, J., 57 west First.

Harness Makers

Hobart, Geo., 16 west First.
 Thompson & Irving, 109 west First.

Hotels

Albany House, (S A Fanning) 9 Broadalbin.
 American Exchange, (O. Wiswell) 151 west First.
 Constock House, (Odeneal & Edger Railroad Depot.
 St Charles, John Frank, 152 west First.

Insurance Agents

Burkhart, John H., Connecticut, New Zealand and
 Home Mutual, 59 First.
 Flinn, L., Phoenix, 68 west First, up-stairs.
 Hewitt, C. H., Froman's Building.
 McFarland, J. D., (North British and Mercantile.)
 Powell, J. C., State Investment, 68 west First, up-
 stairs.
 Wolverton, C. E., Firemen's Fund, Froman's Building

Jewelry and Silverware

Titus Bros., 119 west First.
 Zukerman, J., 111 west First.

Liquors—(Wholesale)

Baumgart, Maux, 77 west First.
Sorbin, J. E., 21 and 23 west First.

Livery stables—

Camron, W. R., 72 and 74 west Second.
Marshall, Ans., 122 and 124 west Second.

Lumber Mill—

Allen, Roberson & Co., n s Water bet Montgomery
and Railroad.

Merchandise (General)

Baum, N., 108 west First.
Cohen, Phil., 54 west First
Cohen, C., 27 west First
Fox, & Bro., O., 56 west First
Grange Union Store., 127 west First.
Harper & Co., P. C., 70 west First.
Kline, L., 68 west First
Senders & Sternberg, 102 west First.
Young, S. E., 117 west First.

Merchant Tailoring—

Baker, R. N., 60 west First.
Graham & Son., 107 west First.
Jacobs, R., 16 west Second.

Milliners—

Blevins, Mrs. Jno., 125 west First.
Martin, Mrs. A. F., 4 west First.
Powell, Mrs. L. J., 36 west First.

Marble Yard—

Morgan & Staiger, 10 Broadalbin.

Music and Instruments—

Foshay, John, 106 west First.

Music Teachers -

Hannon, Miss. Mary, s e cor Seventh and Walnut.
 Piper, Miss. North, n e cor Fourth and Callapooia.
 Tate, Miss. Laura A., s w cor Fourth and Maple.
 Thompson, Miss. Hattie, n e cor Seventh and Wash-
 ington.

Painters

Arnold, A. T., n s Second bet Washington and Calla-
 pooia.
 Clement, H. C., s e cor Third and Broadalbin.
 Cotton, Taylor, e s Lafayette bet Third and Fourth.
 Kuhn, C. C., e s Callapooia bet Second and Third.
 Moore & Son, 68 west First, up stairs.
 McDougal, I. Is at H. C. Clements.
 Sossens, Henry, 56 Ferry.
 Smith, Leo, 9 Broadalbin.
 Whiting, J. F., No 1 west second Street.

Notable Public -

Baker, M. A., Parrish's Building.
 Bryant, H., Court House.
 Burkhart, J. H., 59 west First.
 Conley, D. M., 57 west First up stairs.
 Hewitt, C. H., Freeman's Building.
 Humphrey, N. B., Freeman's Building.
 Montroye, L. H., 57 west First up stairs.
 Stewart, C. H., Democrat office.
 Weatherford, J. K. P., 72 west First, up stairs.
 Whitney, J. J., 57 west First, up stairs.

Physicians

Arnold, R., Freeman's Building.
 Ashton, Jno., office at Plummer's Drug Store.

- Broughton, H. J., 2 east First.
 Calloway, J. S., s. w. cor. Seventh and Montgomery.
 Hill, J. L., 110 west First.
 Hinton, N., 2 east First.
 Harris, T. W., 103 First.
 Hill, R. C., s. e. cor. Fifth and Walnut.
 Nichols, M. S., Postoffice Building.
 Rice, D. B., n. e. cor. Eighth and Lyon.
 Tate, J. P., s. w. cor. Fourth and Maple.
 Wilcox, G. W., 65 west First, up-stairs.

Photograph Galleries

Paxton, A. B., Friggins Block.

Printers

- Barry, John.
 Clark, Davis, J. & Co.
 Cox, Wm. A.
 Cox, J. E.
 Foster, Stephen.
 Sprenger, N.

Printing SHs

- Allen, Robinson & Co., n. s. Water bet. Montgomery
 and Railroad.
 Althouse & Co., n. e. cor. Water and Lyon.
 Carter & S. n. s. Water bet. Montgomery and Rail-
 road.

Pump Manufacturers

- Mullenkop & Stratford, n. s. Water, bet. Ellsworth
 and Lyon.

Printers: Book and Job

- Marsfield & Montell, 23 Broad, John.

Real Estate Agent

- Duckhart, John H., 59 west First.

Restaurants

Maly, Jas., 60 west First.

Saloons

Bellanger, Ed., 70 east First.

Callahan, Jas., 6 Washington.

Henry, W. R., 19 west First.

Honck, Chris., 130 west First.

Kiefer, Chas., w s Broadway in bet Water and First.

Merrick, Jas. M., 75 west First.

O'Connell & Edger, Constock House, at dep.

Robinson, Geo., 12 Ellsworth.

Sullivan, J. B., 21 and 23 west First.

Taylor, J. H., 125 west First.

Wallan, George, 6 Broadhallin.

Sewing Machine Agents

Titus Bros., Singly, 110 west First.

Riop & McClure, Wilson, Grange Union Store, 127 west First.

Soda Water Factory

Turner & Hoffman, 58 east First.

Stoves and Tinware

Briggs, John, 72 west First.

Godley, C. C., 10 west Second.

Gimhwold, Julius, 57 west First.

McFarland, W. H., 122 west First.

Surveyors

Bryant, H., Court House.

Warner, J. A., s w cor Seventh and Walnut.

Tailoring and Repairing

Laker, R. M., 60 west First.

Graham & Son, 107 west First.

Jacobs, R., 16 west Second.

Twine Factory

Crane, H. M., e s Jackson bet Water and River.

Variety stores

Damm, Ed., 51 west First.

Cohen, Ch., 27 west First.

Hyde, Mrs. M. J., 28 west First.

Kwong Mow Co., 16 Ferry.

Nolan, J. M., 19 west First.

Wagon Makers

Richards, Geo., 16 Ellsworth.

Saunders, Thos., w s Ferry bet First and Water.

Willert & Busch, 58 Ferry.

Warehouses

Titus Bros., 110 west First.

White, M. L., 46 west First.

Zuckerman, J., 111 west First.

ALBANY.

The CITY OF ALBANY, which has been very appropriately termed the "Gem of the Valley," is situated on the East bank of the Willamette River, just below the mouth of the Calapooia. The town site was originally covered with a light growth of fir timber and heavy underbrush, all of which has gradually disappeared as improvements increased.

It was first settled by Almer Hackleman, who, leaving Burlington, Iowa, in the Spring of 1845, arrived in the Willamette Valley in the Fall of the same year. Sometime during the following winter he took up the donation land claim upon part of which afterwards was located what is now known as Hackleman's Addition to the City of Albany. Seeing that the broad prairies stretching away out between this point and the Cascades was the garden spot of the valley, Mr. Hackleman very naturally wished to secure more land for his family than was comprised in his one claim, and as immigrants were arriving very fast, and taking up claims in all parts of the country, he hired Hiram N. Smead to hold another claim for him until he could get his sons out from Iowa. This new claim lay immediately west of the other, and upon it is now located the main portion of our city. After building a cabin and making some other improvements on his claim, Mr. Hackleman, early in the Spring

of 1843, started back East for the purpose of settling up his business preparatory to moving his family to this country, but was taken sick and died shortly after his arrival at Burlington. In the following year his oldest son, Abram Hackleman, arrived in the Willamette Valley and settled on the original claim taken up by his father. As he could hold but one, the other claim was abandoned, and Mr. Smead, who had been hired by Abram Hackleman to hold it, then claimed it as his own.

In the Spring of 1848, Walter and Thomas Montcith, two energetic young Scotchmen, arrived in this country from New York and began looking around for a desirable location to settle. After having viewed the greater part of this country they finally concluded to buy out Smead, which they immediately did, paying him \$400 for his "squatter's right." Rightly judging that a large city would one day spring up at the point on the river from which would be shipped the agricultural products of the rich country before them, they at once had their claim surveyed, and that part of it lying adjacent to the river, laid out in town lots. The future city was named ALBANY, in honor and remembrance of the city of that name in New York, at which place the Montcith brothers did their trading before emigrating to Oregon. They immediately went to work and put up a log cabin, at a point near what is now known as the corner of Washington and Second Streets, which served them as a dwelling. Early in the Spring of 1849 they commenced the erection of the first frame house ever put up in Albany, which still stands, and is often pointed out to strangers as "a relic of by-gone days." It is located on the corner of Second and Washington streets, and is occupied at

present by the family of Mrs. George Monteith. The gold excitement breaking out in California that summer put a stop to the work and the building was not completed until the following year.

By this time 1850 several claims had been located in the vicinity of Albany. A. Hackleman had built a cabin out in the oak grove; Hiram Smead had taken up another claim adjoining those of the Monteith's and Hackleman, and had put up a cabin near the present site of his residence, and John Burkhart, Capt. J. M. McCornell, Davis, John Layton, and others had established themselves only a few miles out in what we now term the country.

Early in the spring of 1849 nearly all the settlers in the valley left for California in search of gold, and among the first to catch the "fever" were the Monteith brothers. After getting John Burkhart to move into their cabin and hold their claim, they started for the gold fields, returning before winter with considerable "dust." Others of the settlers returned at about the same time, and as they had nearly all been fortunate in mining, money was not scarce. Of course the little village at once began to improve. Davis and John Layton built a small frame house near the present site of the Albany City Mills, and in it opened out a small stock of goods for sale; in a short time they dissolved partnership and the goods were bought by L. C. Burkhart, who transferred them to a building on the Hackleman Claim, near where the Alden Fruit Dryer is now located. As that place was entirely out in the country at that time, the movement was looked upon with distrust by the proprietors of Albany, who did not relish the idea of having an opposi-

tion town located in such close proximity to them. Not willing to have any one excel them in business enterprise, and for the purpose of keeping the public interest centered in the upper part of Albany, early in the spring of 1851 the Montcith Brothers entered into partnership with Capt. J. M. McConnell in the mercantile business. Walter immediately went to San Francisco and laid in quite a large stock of goods, which, when received was opened out in the frame building belonging to the Montciths.

The rivalry thus created between the upper and lower parts of town increased greatly. Houses sprang up at both places rapidly, and in 1853 the lower end of town possessed influence sufficient to have the Territorial Legislature change the name of the village to TAKENAH. This was looked upon by the citizens of the upper part of town as a direct stroke at them, and consequently they became very much worked up on the matter. This name was retained for sometime, and appears in all the old records which we have seen. J. H. Burkhart has in his possession a book containing the records of the public schools at that time, which would be read with pleasure by those who take an interest in the early history of our city. It contains an account of the first meeting of the people for the purpose of organizing a school district, held October 31, 1854, at TAKENAH. John Conner, who is now proprietor of the bank in this city, presided over the deliberations of the meeting, and Anderson Cox, Jas. H. Foster and Geo. Cline were elected Directors, and J. M. McConnell, Clerk. For some reason this election was declared null and void, and another was held on the 28th of November, of the

same year, which resulted in the election of Jas. H. Foster, J. C. Lincoln and Anders as Clerks, as Directors, and J. M. McConnell as Clerk. Walter Montith, Jas. H. Foster and J. M. McConnell were appointed to "view" a site suitable for the building of a school house, and such was the energy displayed in the matter that they made their report at the same meeting. They selected the lots now occupied by the Central School House, and the building was put up during the Spring of 1855. It was the first public building erected in Albany, and still stands, being now the south room in the Central School House. On the 6th day of January, 1855, the County School Superintendent organized the district and in his official notice said that "this district shall be known by the name of Takamah school district." This is the last time we see the name Takamah mentioned officially as relating to this city, and, from the best information we can get, we suppose the name of our town must have been changed during that year (1855) back to Albany.

During the years 1850-1 quite a number of the settlers moved into the village, and improvements went on rapidly. Several houses were erected, one of which was a frame, and still stands. It is owned by Judge Strahan, and is situated immediately north of his new residence in the western part of the city. It was built by Isaac Hutelins and originally occupied by Rev. Miller, father-in-law of the late Hon. Jos. G. Wilson. In this little old building, sometime in the year 1852, was convened the first court ever held in Linn county.

In the spring of 1851 work was commenced on the Magnolia Mills, now owned by Jas. H. Foster. The original owners of these mills were Jerry Driggs, Samuel Hill,

Samuel Althouse and Walter and Thomas Monteith, and they rushed along the work of building very fast for those days, getting the mill ready for grinding early in 1852.

At about the time the mill was completed the citizens of Albany were aroused by the whistle of the first boat ever run upon the upper Willamette. Its name was "Multnomah," and it had been built in New York City and brought in pieces around Cape Horn to this State and put together at Oregon City. It was owned by Drs. Maxwell and Gray, a couple of army surgeons.

From this time forward the progress of Albany was slow and steady. Buildings were erected during each succeeding year, and were uniformly better each year. In 1853 the citizens of Linn county became so public spirited as to think that justice could be better administered in a Court House, and one was accordingly built. It was a frame building, octagon in shape, similar to the house now occupied by Dr. Hill. This served the ends of Justice until 1861, when it was burned to the ground. In 1857 the first church was erected. It was built and owned by the Methodists, and was located in the upper part of the city, on the lot lying between L. Pium's residence and the canal. It was afterwards moved to its present location and subjected to a thorough repairing. It was followed by the building of the United Presbyterian Church in 1861, and the Congregational in 1864. In the year 1862, while J. C. Powell occupied the position of County Judge, the building of the present brick Court House was commenced, but it was not completed until 1865. It cost in the neighborhood of \$35,000, and is a model of neatness. Mr. Barry Watson, now living in Marion county, was the contractor and builder.

On the 5th day of December, 1870, the whistle of the locomotive was first heard in Albany, and the event of the arrival of the first train was celebrated by the citizens in an appropriate manner. Previous to the completion of the grading to this city, rumors had been rife that the railroad would run on a direct line from Jefferson to Junction City, thus leaving Albany away off to the west of the road, but some of the leading citizens interviewed Holladay and he magnanimously agreed to make a detour and touch at this city for the modest little sum of \$50,000. Public meetings were held and the money raised in a very short time, and soon after the iron horse quietly "browsed" upon our commons. The entry of the railroad opened up a new era in the history of our city, and the people soon became aware of the fact that their \$50,000 had been well spent. Business of every kind rapidly increased, and a great impetus was given to improvements. Previous to the advent of the railroad our people had been forced to pay extortionate rates for the transportation of all their products to the sea-board, but now, as there was competition in the carrying traffic, freights were of course lower, and they had greater opportunities for engaging in commerce. The business of exporting grain had been comparatively small up to that time, but now enormous quantities are shipped from this point every season. All industries felt the change, and our little city at once commenced putting on metropolitan airs.

The next great step forward made by our city was the construction of the Santiam Canal. This work was commenced in the spring of 1873 and finished up during the following winter, at a cost of \$62,000. The main canal

taps the Santiam river just below Lebanon, and from there runs direct to this city, a distance of about twelve miles. On the ridge south of the city the canal has a fall of 9 feet to allow the water to pass under the railroad. It enters the city at the south end, dividing at the corner of Vine and Eighth streets, one branch runs down the former street and empties into the Calapooia, having a fall of 32 feet. The other branch is taken down Eighth to Thurston, and down that street to the river, furnishing the warehouses, twine factory, foundry, saw and planing mills, etc., with power, having 36 feet fall on the river front. The main canal is 20 feet wide on the bottom a part of the distance, with a four-foot grade, and the remainder is 12 feet wide, with a ten-foot grade, and the water will probably average about three feet in depth. The volume of water carried is about 1500 cubic feet per minute. Some idea of the magnitude of this water power can be formed when it is known that the water in the canal can invariably be used twice, and in some cases, three times, before it empties into the river. The completion of this Canal has nearly altogether dispensed with the use of steam, only two engines now being in use in the city. Fourteen turbine wheels are now propelled by water from this canal, and others will be added to the number every year. Small races conduct the water from the main branch down several streets from Eighth to the river front, and, besides furnishing the power to propel machinery, renders the construction of fire cisterns entirely unnecessary in the main business portion of the city.

Any one, after looking over our city, cannot arrive at any other conclusion but that it has a very bright future

before it. It now has a population of about 3,300, and it has been predicted by prominent men who have noted the advantages presented here for the building up of manufacturing interests, and the rich agricultural country that lies adjacent, that in ten years from now the inhabitants would number from 10,000 to 13,000. Be that as it may, possessing the natural advantages that it does, nothing can prevent Albany, the "Gem of the Valley," from taking its place, in time, as the second city in wealth and importance in Oregon.

ALBANY COLLEGIATE INSTITUTE

For several years our citizens agitated the question of the building of a College in this city, but their labors in that direction took no definite shape until the winter of 1866-7. During that winter and spring several public meetings were held, and it was decided to build a College at once. J. P. Tate, Jno. Connor, Thos. Monteith, Demas Beach, E. S. Merrill, W. W. Parrish, E. R. Gary, R. H. Crawford, J. C. Ainsworth, Jas. H. Foster, and Jacob Norcross were elected Trustees, and subscription papers were immediately circulated and several thousand dollars raised for the work. The following is a list of persons contributing \$100 and over:

| | | | |
|-----------------------|-------|----------------------|-------|
| James P. Hegue..... | \$300 | E. R. Gary..... | \$500 |
| John Connor..... | 500 | Jas. H. Foster..... | 200 |
| Walter Monteith..... | 500 | Jas. Elkins..... | 200 |
| E. H. Griffin..... | 200 | Demas Beach..... | 300 |
| J. S. McAllister..... | 100 | Jacob Norcross..... | 250 |
| A. Cowan..... | 150 | J. B. Sprenger..... | 100 |
| S. Althouse..... | 150 | J. Briggs..... | 100 |
| John Foster..... | 100 | W. F. Alexander..... | 100 |
| J. P. Tate..... | 100 | D. B. Rice..... | 100 |
| O. Sylvester..... | 100 | John Barrows..... | 100 |

Besides the amounts given above the greater number of our citizens contributed from \$10 upward. Thos. Monteith made the munificent gift of four blocks of land, (a little over seven acres, lying between Ninth and Eleventh and Ferry and Broadalbin streets, probably the best location

in our city for a College building. Of course when the entire community became so intensely interested in the welfare of this proposed institution, of learning it did not take long to perfect the arrangements for building. Several architects drew up plans, and the one prepared by the late Nelson Wright was adopted, after being changed in some of its minor features. At the meeting of the Trustees, held on the 23d day of March, 1867, the sealed proposals for the contract of erecting the building were opened and John Barry & Co. having bid the lowest, \$7,300, were awarded the contract. Work on the building now commenced in earnest, and it was completed in time to have one term taught in it that fall. On the 30th of August, 1867, the first President of the institution was elected, Rev. Wm. J. Mont 5th. He attended faithfully to his duties until Aug 7th, 1868, when he resigned, and Rev. Henry Bushnell was elected to fill the vacancy. Under his management the College did not prosper. Although a very good man, he was cross and crochety, and continually at war with the students. At length a perfect mutiny broke out among the students, and they made his position so uncomfortable for him that he was compelled to resign before his year was completed. His resignation was accepted by the Trustees on the 27th of January, 1869, and at the same time Rev. Dr. Geary was elected to the position of President, and was given the authority to engage such teachers as he saw fit to finish out the collegiate year. On the 18th day of October, 1869, the College was opened out under the management of Revs. E. R. Geary and S. G. Irvine, and during the following year was very successful, having an average attendance of about eighty-five students. Sometime during the following spring, and be-

fore the collegiate year had been finished, Dr. Geary was compelled to resign his position as a teacher on account of the pressure of other duties, but still remained President of the institution.

The year which began in the fall of 1870 was rather discouraging to the Trustees. No one could be found to take charge of the school until just before the time arrived at which it should be opened. Prof. M. T. Crawford was then engaged, but as it was so late in the season, the disadvantages he labored under were very great. As was expected the attendance dwindled down to a very small number. At the close of the year the Trustees secured the services of Prof. R. K. Warren, giving him complete control of the institution for a term of four years, afterwards lengthening his time to the spring of 1876. Immediately upon the commencement of Prof. Warren's management the people began to manifest more interest in the institution, the number of students increased, and in a very short time the roll contained more names than it ever had since the College was founded.

In 1873 the first class was graduated, each member receiving the degree of B. S. Their names are as follows: Mrs. Weltha M. Sox, nee Young, Miss Maria G. Irvine, Mrs. Cora J. Stewart, nee Irvine, and Miss Mary J. Hannon.

In 1874 a class of seven graduated, all receiving the degree of B. S., with the exception of the first named below, who received the degree of A. B.: Jas. Bradshaw, Francis Osborn, Clara E. Price, Mary E. Finlayson, Jane J. Conner, Kate W. Conner, and Elizabeth Aithouse.

In 1875 the graduating class only numbered three

persons, each receiving the degree of B. S. Following are the names: John T. Tate, Miss Menzies Alexander, and Commodore T. Davis.

No class graduated at the end of the next year, and on account of Prof. Warren's time expiring at that date the interest in the institution flagged, and only a comparatively small number of students were in attendance at the close of the term.

In the fall of 1876 Prof. L. J. Powell, formerly one of the Faculty of Willamette University, at Salem, took charge of the College, and at the same time Rev. Howard W. Stratton was elected to the Presidency of the Institution, Rev. Dr. Clancy having resigned on account of his removal to Eugene.

Prof. Powell still holds his position and having had many years' experience in conducting educational institutions of the higher grade is now bringing the Albany College Institute up to a higher standard than it has ever heretofore attained, and the students in attendance during the past winter have numbered as high as about one hundred and fifty. Last year, on account of the reorganization of the school, there were no graduates, but this year there will be two.

This institution being ostensibly under the control of the Presbyterian Church, has received material aid from that organization. It now has \$1000 invested which was raised by Rev. Hanna, who was appointed by the Presbytery to solicit subscriptions, and will probably in time receive help from the General Assembly, as its wants were ably set forth before that body last year by Rev. Howard W. Stratton. As President Stratton's stay in Albany was short after his return from the East, the

result of his labors in procuring an endowment for the College is not yet known. It is at present in very good circumstances, the buildings being in good repair, and no debt hanging over it.

The faculty consists of the best talent which can be obtained in our State, and every care is taken to instill into the minds of the students good morals, and to give them a thorough education in all the branches preparatory for the active duties of life. The building is large, commodious well arranged, has good ventilation and is admirably situated, commanding a magnificent view of our city and surrounding country. The college grounds are large, comprising a little over seven acres, and during the year of 1870 were improved greatly. A neat fence was put up around the property, the grounds laid out after a very neat plan, and a great number of shade and ornamental trees set out, which, after a few years, will make it one of the prettiest parks on the North-west coast.

The course of study is such as is common in all other schools of this grade and consists of Collegiate, Classical, Scientific and Preparatory and also, if desired by the student, Music, Painting and Commercial. Special attention is given to Elocutionary drill and Oratorical training, superior advantages being offered in these departments. Two rooms in the building have been turned over to the use of the "Phi Kappa" and "Sigma Phi" Societies, composed of the students attending the school. These societies are charged with the meetings well attended. Both having good libraries and delightful exercises in every instructive and entertaining.

The faculty during the present year consists of Rev.

Howard W. Stark, A. M., President and Professor of Mental and Moral Science; Rev. L. J. Powell, A. M., Principal and Professor of Mathematics and Natural Science; H. H. Hewitt, A. M., Professor of Ancient Languages; Miss Mary E. Finlayson, B. S., Preceptress; Miss Louisa Salinger, Teacher of German; Miss Nettie Piper, Teacher of Vocal and Instrumental Music; Mrs. W. S. Peters, Teacher of Drawing and Painting. Commencement Day will this year be on June 12th.

MANUFACTORIES.

FLOURING MILLS.

Of these we have three, the largest of which is the Magnolia Mill, owned by J. H. Foster, and located on the Calapooia at the upper end of First street. The building is three stories high, with a basement, and, besides storage room for flour, has wheat bins capable of holding about 75,000 bushels. Just above the mill a dam has been constructed across the Calapooia, which furnishes the power for two large 4-foot Lowell turbine wheels. Still another wheel, of the same pattern, but only about half the size of the others, is used, the water being brought from the canal and having a 3-foot head. Six run of ours are used in this mill, which turn out in twenty-four hours about 350 barrels of an extra quality of flour. Connected with the mill, and located just south of it, is a large grain elevator, with a storage capacity of about 90,000 bushels. The power used in elevating the grain is furnished by a 13½ inch Buchanan wheel, run by water power from the Canal, having a fall of 26 feet.

The Albany City Mills, owned by Thos. Monteth, are situated on the north side of Water street, between Ferry and Broadalbin. They were erected in 1865 by Beach & Monteth, and A. Haman; the latter gentlemen sold out shortly after and the firm remained under the name of Beach & Monteth until a few years ago, when the

senior member died. The main building is large and commodious, three stories high, with a basement, and runs back to the river, forming probably the best wharf and boat landing in the city. This mill has four run of burrs, and can turn out about 200 barrels per day. Wheat bins connected with the mill have a storage capacity of 100,000 bushels, and in the basement and on the first floor is unlimited storage room for flour. Water is brought to this mill for propelling the machinery, from the dam on the Cadapoola, the race having been built by the old firm of Beach & Monteith at a cost of about \$10,000. Two 4-foot Lowell wheels are used, the water having a 14-foot fall.

Both the Magnolia and Albany City Mills turn out a very fine quality of flour, the most of which is shipped to the great ports and always meets with ready sale.

The Albany Custom Mill, owned by Mrs. E. R. Cheadle, supplies a want long felt in this community,—that of grinding wheat and other grain for toll. Of course it is not large, only using one run of burrs and a chopper, turning out about 60 barrels of flour in twenty-four hours. The miller, Mr. G. B. Erwin, claims that he turns out a better quality of flour than can be had in this city, and it must be good, as the mill is very well patronized. It is situated at the foot of Broadalbin street, and is run by water from the Canal. The wheel used is a 13-inch Furbam, and the water has a fall of about 22 feet. About 60,000 bushels of wheat can be stored at this mill.

BAG FACTORY.

The bag factory owned by Mart Angel, is located on

the north side of Water street, between Ellsworth and Lyon, just below C. D. Simpson's warehouse. It employs four of the Gray & Baker sack machines, and when run to its fullest capacity will turn out about 4,000 sacks per day. The power employed is water, which is conducted from the race through a large tube to a small 6-inch Buraham wheel, 25 feet below. This factory, besides manufacturing all kinds of grain and flour sacks, also turns out wool sacks, wagon covers, tents, etc., upon order. None but good workmen are employed, and as the material used is of the very best grades, of course the work turned out cannot be excelled anywhere. Mill men and farmers will not only be fostering home manufacture, but will consult their own interests by calling at this place when they want anything in the line.

SASH AND DOOR FACTORIES.

Of these we have two, and both are kept running continually during the entire year in order to supply the demand for their kind of work. The first, owned by Althouse & Co., is situated on the north-east corner of Water and Lyon streets. The machinery is propelled by a 15-inch Buraham turbine wheel, the water being brought from the Santiam Canal, and having a fall of 25 feet at the mill. Considerable first-class machinery has been put into this factory and a fine quality of work is turned out. Besides the business of manufacturing sash and doors, planing of every description is done, moulding of various styles is made, and all other work done that generally falls into the hands of skilled workers in wood.

The other sash and door factory is owned by E. Carter & Co., and is located on Water street, between Montgomery and Lyon. Its motive power, like the other, is water, brought from the same source. It has a fall of about 30 feet, and the wheel used is a 20-inch Moore & Parker. The machinery in this mill is about the same as in the other, and consequently the work is of about the same character. Besides the usual business, this factory has lately bought the rights for Lima, Lane and Beaton counties, and is now engaged extensively in the manufacture of the "Excelsior" harrow and chisel-crusher patented by Kahn & Miller. The company has put up considerable machinery especially for the purpose, and are now turning out this celebrated agricultural implement in large quantities, and at lower figures than was thought possible.

These factories use very little but Oregon wood, the finest qualities of which can be had at the saw-mills in the edge of the mountains. The following kinds are used: Red, white and yellow fir, white pines, oak, ash, maple and cedar.

SAW MILL.

Albany has now but one saw-mill owned by Allen, Robinson & Co. It is situated at the foot of Railroad street, but the approach is on Lyon. The power is furnished by a 30-inch Burdett wheel, propelled by water which has a 20-foot head. This gives immense power and renders the cutting of 15,000 feet of lumber in 10 hours an easy task. Combined with this mill, and owned by the same company, is a planer and lath mill. To propel this machinery they have a 20-inch Moore &

Parker wheel with a fall of about 20 feet. The business at this place is simply dressing lumber, manufacturing flooring, rustic siding, etc., and the lath mill in connection runs out as good laths as can be had anywhere. This mill company gives employment to about 30 hands nearly the year around, about 15 being at work in the mills, and the remainder in the woods and on the river.

Allen, Robinson & Co. own a controlling interest in the Calapooia Boom Co., a company incorporated by the last Legislature, which has for its purpose the improvement of the Calapooia river to such an extent that logs can be run from its head in the mountains to this city. A great amount of work was done in boomlag the banks of this river, and in hauling out drifts during the past year, and in last February the mill company received by it one run of about 300,000 feet of the heaviest saw logs ever brought into the Willamette Valley.

MACHINE SHOPS.

The Albany Foundry which has been run so successfully for several years by A. F. Cherry, has recently changed hands on account of the health of the former proprietor, and is now under the control of C. C. Cherry. It is the only foundry in the valley south of Salem, and consequently supplies a large scope of country. Quite a number of first class, experienced workmen are kept constantly employed, and the business is increasing rapidly. The location is on Montgomery street, between Water and First.

Purman & Co. have their machine shops on Second street, at its junction with Washington, and as it is situ-

ated on high ground, steam has to be employed to furnish power for the machinery. At these shops nothing but wood work is done, particular attention being paid to the repairing of agricultural machinery, turning, etc. Three or four workmen are kept very busy all the time, which indicates that the proprietors must be doing a thriving business.

PUMP FACTORY.

In this line Albany has the best in the State. The factory is located at Cherry's Foundry, and is owned by Mollenkopf & Co. Besides the wooden pump so common in this country, this company manufactures one which has in the center of it a porcelain lined iron cylinder, which will probably last a lifetime, as the friction caused by the working of the valve will cause but very little wear. This pump carried off the first premium at the Oregon State Fair for 1877, over all others in competition. When this factory is running on full time about twenty pumps per week are turned out, and about five hands are employed in manufacturing and marketing them.

WAGON & CARRIAGE FACTORY

Not the largest, but the very best in the State is located in this city, on the corner of Second and Ferry streets, and is owned by Willert & Busch. When in full blast, about half a dozen workmen are employed, and the vehicles put on the market cannot be excelled anywhere, which is fully attested by the fact that orders have been

out the proprietors from Portland, S. Me., and in fact from all over the State. The reason of this is that the proprietors are both very superior workmen, one a blacksmith, and the other a wright, and oversee all work done in their respective departments.

WEST COAST FLAX MILLS.

Perhaps the most important of all our flax-mills are the West Coast Flax Mills, owned by H. M. Chene and located on the river bank in the lower part of the city adjoining the Farmers' Warehouse. These mills manufacture ribbon not taken from the ordinary twines, etc., of a quality which cannot be equalled and is highly regarded in the market. A great deal of machinery is necessarily used which furnishes employment for about twelve men and twenty girls when in operation. These mills were built last year and were running constantly until a short time in the holidays, when they shut down for want of flax. It will resume working in a few days and the opportunity is offered. This factory is one of the most important new industries for the farmers of the surrounding country—that of flax-raising—and the indications are that they will not be slow to improve the opportunity. It is thought that after the present season there will be a heavy abundance of flax grown in this locality that the mills will not only continue in operation during the coming year but will have to increase their capacity.

CITY SCHOOLS.

Our city is well provided for in the way of educational institutions. Beside the Albany Collegiate Institute, and the private schools which spring up from time to time, we have three public schools in this district. The children from Ferry street west attend the Seventh Street School, taught by Miss Maggie Irvine, and those living between Ferry and Railroad streets attend the Central School, presided over by Prof. D. V. S. Reid, assisted by Miss Estella Howard and Miss Ella Hunsaker, while all those living below Railroad street attend the Dixie School, taught by Miss Maria G. Irvine. This division of the district into wards was found necessary by the Directors on account of some of the schools becoming greatly crowded, while others remained comparatively empty. Since this new arrangement has gone into effect everything works admirably. The Directors at present are Dr. J. L. Hill, D. M. Thompson and L. Flinn, and John H. Burkhart holds the position of Clerk of this District.

Following will be found a portion of the report of the School Clerk for the last quarter.

| CLERK'S REPORT. | MALES. | FEMALES. | TOTAL. |
|---|--------|----------|--------|
| Persons in District between 4 and 20, | 398 | 480 | 878 |
| Persons attending school between 4 and 20 | 123 | 107 | 230 |
| Teachers employed, | 1 | 4 | 5 |
| Teachers holding first grade certificates | 1 | 4 | 5 |
| Pupils in private schools | 83 | 91 | 174 |
| Teachers in private schools | 3 | 3 | 6 |
| No. voters in district | | | 627 |

Besides the above we get the following from the report: School property valued at \$7,000; amount of school funds received during the year, \$3,575.14; amount paid out to date, for teachers' wages \$1,623.25, for repairs, \$1,115.67.

SOCIETIES.

BAYLEY CHAPTER, No. 8. R. A. M.—Meets on fourth Saturday of each month. Officers—Geo. Humphrey, H. P.; A. B. Paxton, K.; P. C. Harper, S.; L. Kline, C. H.; Sig. Fox, P. S.; W. B. Barr, R. A. C.; L. Senders, M. 3 V.; Ed. Carter, M. 2 V.; J. Fleischner, M. 1 V.; Jno. Brush, Treas.; J. K. Weatherford, Sec'y.; T. P. McKnight, Sentinel.

CORINTHIAN LODGE, No. 17. A. F. & A. M.—Meets on the evening of the third Saturday of each month. Officers—D. B. Rice, W. M.; L. Senders, S. W.; Sig. Fox, J. W.; John Briggs, Treas.; N. Baum, Sec.; G. F. Simpson, Tyler.

STS. JOHN LODGE, No. 62. A. F. & A. M.—Meets on the evenings of second Saturday of each month. Officers—W. B. Barr, W. M.; J. W. Baldwin, S. W.; Geo. Humphrey, J. W.; Thos. Monteith, Treas.; D. Mansfield, Sec.; M. A. Baker, Tyler.

ORGEANA ENCAMPMENT, No. 5. I. O. O. F.—Meets on the evenings of the second and fourth Fridays in each month. Officers—Chas. Kiefer, C. P.; Coll. Van Cleve, H. P.; John H. Burkhart, S. W.; I. Fox, Scribe; R. Custer, Treas.; Fred Graf, J. W.; Jos. Webber, Sentinel; J. F. Backensto, 1st W.; Conrad Meyer, 2d W.; N. Baum, 3d W.; J. D. Titus, 4th W.; A. M. Roop, 1st G. of T.; C. D. Burkhart, 2d G. of T.

ALBANY LODGE, No. 74, I. O. O. F. Meets every Wednesday evening. Officers: Ed. R. M. Carter, N. G.; Geo. F. Simpson, V. G.; P. H. Raymond, R. C.; Henry J. Clark, P. S.; N. Baum, Treas.; Walter Ketchum, R. S. N. G.; John H. Burkhart, L. S. N. G.; J. Feisclmer, R. S. V. G.; A. Wheeler, I. S. V. G.; Jos. Webber, O. G.; E. A. Parker, I. G.; Ed. Zeys, W.; W. C. Tweedale, C.; A. C. Layton, R. S. S.; O. S. Denny, L. S. S.; Trustees, John Briggs, E. O. Parker and Walter Ketchum.

WESTERN STAR LODGE, No. 10, I. O. G. T. Meets every Tuesday evening. Officers: W. C. T. Robt. Bentley; W. V. T., Mrs. F. M. Westfall; W. S. Wm. L. Smith; W. F. S., L. N. Lizzetti; W. T. A. Russell; W. M. Miss Adda Johnson; W. I. G., C. R. Parks; W. O. G., F. M. Westfall; Host, A. T. Amell.

SIGMA PHI SOCIETY, Literary Society connected with Albany Collegiate Institute. Meets every Friday evening. President, D. W. McCormick; Vice President, D. A. Kipatriek; Secretary, B. A. Cithy; Treasurer, J. T. Tate; Corresponding Secretary, E. T. McKinstry; Sergeant-at-Arms, J. A. McFerson; Trustees, Francis Martin and Riley Shelton.

LADIES' AID SOCIETY, Charitable. Meets at private houses on first Thursday of each month. President, Mrs. L. E. Blain; Vice President, Mrs. Wm. R. Canon; Secretary, Mrs. Z. Opp; Treasurer, Mrs. John Althous; Executive Committee, Mrs. L. E. Blain, Mrs. Jason Wheeler, Mrs. J. F. DeVore, Mrs. J. F. Backensto, Mrs. Walter Montith.

ERODELPHIAN SOCIETY, Literary - connected with

Albany Collegiate Institute, — Meets at rooms in College on second and fourth Fridays in each month. President, Maggie L. Foster; Vice President, Hettie Miller; Secretary, Libbie Althouse; Corresponding Secretary, Kate Conner; Treasurer, Libbie Irvine; Critic, Maria G. Irvine; Librarians, Jane J. Conner and Annie Althouse; Janitor, Mary J. Hannon.

HOPE GRANGE, No. 24, P. of H. — Meets on first and third Saturdays of each month, at the Good Templar Hall. Master Samuel Slater; Overseer, A. W. Gordon; Lecturer, John McGhee; Steward, J. W. Needham; Chaplain, Jesse McGhee; Secretary, Francis Martin; Treasurer, John Creel; Gate Keeper, Jarvis Briggs.

POWJAY SOCIETY, (Charitable) — Meets semi-occasionally at hall on First street. President, Unaliket; Secretary, Hamelogs; Treasurer, Wax B.; Speaker, Bull-dozer; Chaplain, Big Six; Sergeant-at-Arms, Limburger; State Organizer, Limber-tug.

Churches.

BAPTIST CHURCH. — South-west corner of Fifth and Lyon streets; Elder R. C. Hill, Pastor, residence south-east corner of Fifth and Walnut. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 12.15 P. M. Prayer meeting every Thursday evening.

CALVARY CHURCH, (Congregational and Presbyterian) — South-west corner of Fourth and Ferry streets; no Pastor at present. Sabbath School at 2.30 P. M. Prayer meeting every Thursday evening.

EVANGELICAL CHURCH.—South-west corner of Fourth and Lyon streets; Rev. J. Bowersox, Pastor, residence one door west of church. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 12:30 P. M. Prayer meeting every Thursday evening.

M. E. CHURCH.—South east corner of Third and Ellsworth streets; Rev. J. F. DeVore, Pastor, residence one door east of church. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 2:30 P. M. Prayer meeting every Thursday evening.

ST. PETER'S CHURCH. Episcopal - South-west corner of Sixth and Lyon streets. Pastor, Rev. Robt L. Stevens, residence west side of Ferry between Third and Fourth streets. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 2:30 P. M.

ST. PAUL'S CHURCH. M. E. Church, South—South-west corner of Second and Montgomery streets; Rev. Klyce, Pastor, boards at Wm. Rumbaugh's. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 12:15. Prayer meeting every Friday evening.

UNITED PRESBYTERIAN CHURCH.—South-west corner of Fifth and Washington streets; Rev. S. G. Irvine, D. D., Pastor, residence on south-west corner of Sixth and Broadalbin. Services every Sabbath at 11 A. M. and 7 P. M. Sabbath School at 2:30 P. M. Prayer meeting every Wednesday evening. Young folk's prayer meeting every Sabbath at 9:45 A. M.

YOUNG PEOPLES' CHRISTIAN ASSOCIATION.—Rooms on corner of Second and Ferry streets, upstairs. Services every Saturday evening and on Sab-

bath afternoons at 4 o'clock, Business meetings on the 2d Monday in each month. President, W. H. Gaston; Vice President, Mrs. L. E. Blain; Secretary, Maria G. Irvine; Financial Secretary, J. T. Tate; Treasurer, Addie Goltra; Board of Managers, the officers above named, and Thos. M. Calloway, Jane J. Conner and Libbie Irvine.

OUR FIRE DEPARTMENT.

JOSEPH WEBBER..... Chief Engineer.

M. S. MONTEITH..... Assistant Engineer..

BOARD OF DELEGATES.—Meets at No. 1's hall on second Tuesday of each month. President, L. N. Liggett; Secretary, P. H. Raymond; Treasurer, Eugene Buchanan. Members from Albany Engine Co. No. 1—L. N. Liggett, T. S. Mealey and Claib. H. Stewart. Members from Linn Engine Co. No. 2—Eugene Buchanan, Wm. H. Huston and P. H. Raymond.

ALBANY ENGINE CO. No. 1.—Foreman, Chas. Kiefer; 1st Assistant, H. Suesaus; 2d Assistant, T. S. Mealey; President, Mart. V. Brown; Secretary, L. N. Liggett; Financial Sec. T. S. Mealey; Treasurer, Louis Miller; Trustees, Sam. E. Young, L. E. Blain and Jno. Irving. Meets on first Thursday in each month. Hall and engine house on south side of Second, between Ferry and Broadallin.

LINN ENGINE CO. No. 2.—Foreman, Geo. W. Burkhardt; 1st Assistant, L. C. Rice; 2d Assistant, Wm. H. Mansfield; President, L. H. Montanye; Secretary, Jay W. Blain; Financial Secretary, P. H. Raymond; Treasurer, J. Gradwohl. Meets on first Monday in each month. Hall in Gradwohl's Brick; engine house on north side of Second street, between Broadallin and Ellsworth.

Our Fire Department, though small, is well regulated

and very efficient, which is due in a great measure to the efforts of our Chief Engineer, Joseph Webber, who has had many years of experience in fire matters.

Albany Engine Co. No. 1, was organized about nine years ago, and has been in active service ever since. The company now numbers about sixty-five members, and is in possession of a fine hand engine, and the boys have practised with it until they have become almost perfect in handling the machine. This company carried off both prizes offered at the State Fair of 1876 for hand engines--one for throwing water to the greatest distance, and the other for making the best time in running with the entire apparatus a quarter of a mile, setting the engine, and playing through 250 feet of hose to the distance of 100 feet. In both of these contests No 1's were opposed by Tigers, No 5, of Portland, and Tigers, No 2, of Salem, and in both our boys came off victorious. The following table shows the distance thrown and time made:

DISTANCE THROWN.

| | |
|-------------------------------|------------------------------|
| Albany, No 1, of Albany..... | 190 ft, 2 $\frac{1}{2}$ in. |
| Tiger, No 2, of Salem..... | 184 ft, 2 $\frac{1}{2}$ in. |
| Tiger, No 5, of Portland..... | 168 ft, 11 $\frac{1}{2}$ in. |

TIME OF RUNNING.

| | |
|-------------------------------|-------------------------------|
| Albany, No 1, of Albany..... | 2 min., 5 sec. |
| Tiger, No 5, of Portland..... | 2 min., 29 sec. |
| Tiger, No 2, of Salem..... | 3 min., 11 $\frac{1}{2}$ sec. |

Our city having grown considerable, a new fire company, known as Linn Engine Co. No. 2, was organized in September, 1875. Money was raised immediately and a fine new No. 4 Clapp & Jones steam fire engine purchased at the factory in the east and brought to this city. It is handsome, durable, very powerful, and has been a

general favorite from the start. Like the old hand engine it has won laurels in well contested trials of power. At the grand celebration at Portland in July of the Centennial year it carried off the first honors over all the steam engines of that city, all of which, with the exception of one, were larger than it. Following is the record of the distance thrown by each engine in that contest :

| | |
|----------------------------|------------------------------|
| Linn Engine Co. No. 2..... | 238 ft. 10 $\frac{1}{2}$ in. |
| Columbian, No. 3..... | 221 ft. 4 $\frac{3}{4}$ in. |
| Multnomah, No. 2..... | 218 ft. |
| Willamette, No. 1..... | 232 ft. 8 $\frac{1}{4}$ in. |
| Protection, No. 4..... | 215 ft. |

These measurements, which were not disputed, give Linn Engine Co. No. 2 the belt in this State. No more need be said in regard to our engines or men ; in either respect we will, to say the least, compare favorably with any Department on the Coast.

Our city is well provided for in the way of water for the use of the engines. Besides eight large cisterns, located at different points, several races and flumes traverse our streets from Eighth to the banks of the Willamette, and can be used for fire purposes at any point. No. 1 has 1500 feet of hose, 600 feet of which is of the best brand of carbolized and entirely new while the remainder is old and rather inferior. No. 2 has 600 feet of fine new carbolized hose.

PUBLIC SERVANTS.

A LIST OF THE CITY OFFICERS OF ALBANY, FROM THE GRANTING OF THE CHARTER TO THE PRESENT TIME.

1865.— Mayor, J. C. Powell; Recorder, D. Mansfield; Treasurer, Simon Schlussek; Marshal, John Cleaver; Councilmen, Demas Beach, John Barrows, W. F. Alexander, J. B. Conley, G. H. Baber and S. S. Markham.

1866.— Mayor, E. F. Russell; Recorder, E. H. Griffin; Marshal, Dr. Wm. Lister; Treasurer, M. W. Mack; Councilmen, Jas. H. Foster, Walter Monteith, Wm. W. Parrish, D. D. Gray, S. S. Markham and John Long.

1867.— Mayor, E. F. Russell; Recorder, J. C. Powell; Marshal, Richard Fox; Treasurer, John Barrows; Councilmen, Walter Ketchum, D. M. Thompson, John C. Mendenhall, D. W. Wakefield, M. W. Mack and Thomas Monteith.

1868.— Mayor, Jacob Norcross; Recorder, L. W. Doolittle; Marshal, J. D. Price; Treasurer, John Barrows; Councilmen, Allen Parker, John Crawford, Jeremiah Driggs, Geo. T. Vining and A. McAlexander.

1869.— Mayor, A. W. Stanard; Recorder, L. W. Doolittle; Marshal, David Froman; Treasurer, Jas. Shields; Councilmen, Joseph Nixon, John H. Hacklemen, B. W. Cundiff, J. B. Conley, Chas. Mealey and A. H. Marshall.

1870.— Mayor, A. W. Stanard; Recorder, A. C. Jones; Marshal, John Long; Treasurer, Jas. Shields; Council-

men, W. F. Alexander, R. C. Hill, Henry Myers, J. B. Conley, Chas. Riley and Julius Gradwohl.

1871. Mayor, N. H. Cranori; Recorder, N. B. Humphrey; Marshal, Geo. Weller; Treasurer, E. B. Purdom; Councilmen, Wm. Crawford, Ed. Cartwright, Demas Beach, John B. Marzith, J. F. Backensto and Lamar Chendle.

1872. Mayor, A. W. Sweeney; Recorder, Jas. R. Herren; Marshal, Wm. Riley; Treasurer, C. C. Kuhn; Councilmen, A. Hackleman, Allen Parker, G. A. Hill, Samuel E. Young, W. H. Kuhn and Chas. M. Cartwright.

1873. - Mayor, Coll. Van Cleave; Recorder, Joseph Hamon; Marshal, Theo. Cartwright; Treasurer, Geo. F. Settlemier; Councilmen, R. Saltmarsh, D. M. Jones, Luther Elkins, P. C. Harper, A. C. Jones and Chas. Mealey.

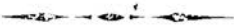
1874. - Mayor, Mart. V. Brown; Recorder, Jas. R. Herren; Marshal, T. P. McKnight; Treasurer, J. D. Titus; Councilmen, Andrew Cowan, John Parker, Vincent Circle, C. C. Kuhn, David Froman and J. F. Backensto.

1875. - Mayor, David Froman; Recorder, M. A. Baker; Marshal, Richard Fox; Treasurer, Nelson Wright; Councilmen, Allen Parker, G. A. Hill, L. Kline, Geo. F. Simpson, Geo. F. Settlemier and L. E. Blain.

1876. - Mayor, N. B. Humphrey; Recorder, M. A. Baker; Marshal, F. M. Westfall; Treasurer, J. D. Titus; Councilmen, Wm. Ralston, Frank Parton, Geo. W. Gray, Jas. L. Harris, Nathan Baum and J. F. McCoy.

1877. - Mayor, Allen Parker; Recorder, L. H. Montanye; Marshal, F. M. Westfall; Treasurer, W. S. Peters; Councilmen, Nathan Bond, J. B. Wyatt, L. C. Rice, Conrad Meyer, Jason Wheeler and Jos. Webber.

RATES OF POSTAGE.



The following are the new revised United States postal rates: Letters, prepaid by stamps, 3 cents each half-ounce or fraction thereof, to all parts of the United States; forwarded to another postoffice without charge, on request of the person addressed; if not called for, returned to the writer free, if endorsed with that request. If the stamp is omitted, the letter is forwarded to the Dead-Letter office, and returned to the writer. Registering letters, 10 cents additional. Drop or local letters, 2 cents each half-ounce, prepaid. Stamped Postal Cards, furnished only by Government, 1 cent each; sent to countries in the "Postal Union" (see below), if in addition a cent stamp is affixed. If anything else is pasted on a postal card, letter postage is charged. Circulars, unsealed, with no writing, 1 cent for every two ounces to one address.

MISCELLANEOUS MATTER.—On transient newspapers and magazines, regular publications designed primarily for advertising purposes or for free circulation at nominal rates, and all printed matter of the third class, except unsealed circulars, the postage is 1 cent for every two ounces or fractional part thereof. On unsealed circulars, balls, cards, manuscript for books, etc., the postage is 1 cent for each ounce or fractional part thereof. The sender of any article of third-class matter may write his name or address within or on the outside, with the

word "from," or may write or print on any package the number and names of the articles enclosed. Addresses upon postal cards and unsealed circulars may be either written, printed, or affixed. The weight of any article of, this class is limited to 4 pounds, and it must be so wrapped that the contents may be easily examined without mutilating the wrapper.

FOREIGN POSTAGE.—To France, Germany, Austria, Hungary, Belgium, Denmark (including Iceland and the Faroe Islands), Egypt, Spain (including the Balearic Isles, the Canary Islands, the Spanish possessions on the northern coast of Africa and the postal establishments of Spain upon the western coast of Morocco), Great Britain, Ireland (including the island of Malta), Greece, Italy, Luxemburg, Norway, the Netherlands, Portugal (including Madeira and the Azores), Roumania, Russia, Servia, Finland, Sweden, Switzerland and Turkey, for prepaid letters, 5 cents per half ounce. Unpaid letters, 10 cents. Postal cards, 2 cents each. Newspapers, not over 4 ounces, 2 cents each. Books, other printed matter, patterns, legal documents, photographs, etc., 2 cents for each 2 ounces. Registration fee on all correspondence, 10 cents.

Newspapers and all other printed matters, postal cards, and registered articles unpaid or insufficiently prepaid will not be forwarded. Other articles when unpaid or insufficiently paid will be charged as unpaid letters, after deducting the value of the stamped envelopes or postage stamps employed.

To Canada and the British North American States the postage is 3 cents, or 6 cents if unpaid; to Newfoundland, 6 cents. To the following postage must be prepaid: To Cuba, Aspinwall, Panama, Mexico, 10

cents; to British West Indies, 18 cents; to Bermuda, 10 cents; to any portion of Brazil, 15 cents; to New Granada, 18 cents; to Peru, Ecuador, Bolivia, and Chili, 22 cents; to Sandwich I-lands, 6 cents. By San Francisco, semi-monthly, to Japan, China, Singapore, 10 cents. To East Indies 10 cents.

Newspapers to any part of the United States, to regular subscribers, if published weekly or oftener, 2 cents a pound; all other periodicals, 3 cents a pound; to be paid in advance at the office of mailing.

POSTAGE ON PERIODICALS.--To New Granada, excepting Aspinwall and Panama, 10 cents for every 4 ounces or fractional part thereof; Venezuela, by American packet, 2 cents for every 2 ounces or fraction thereof, and 1 cent for each additional ounce; Chili, 10 cents for every 4 ounces; Argentine Republic, 3 cents for 4 ounces; Peru, 10 cents for 4 ounces; Cuba, 2 cents for 2 ounces.

Money, in sums not exceeding \$50, can be sent safely through the principal post-offices of the United States by buying P. O. Money Orders. Fees: On orders not exceeding \$15, 10 cents; over \$15, and not exceeding \$30, 15 cents; over \$30, and not exceeding \$40, 20 cents; over \$40, and not exceeding \$50, 25 cents.

LIST OF POSTOFFICES.

OREGON.

| BAKER. | GRANT. | MULTNOMAH. |
|----------------|----------------|------------------|
| Sebern, | Camp Harney, | East Portland, |
| *Baker City, | Dayville, | *Portland, |
| Clatsville, | John Day City, | Towell's Valley, |
| Express Ranch, | Monument, | Sauvie's Island, |

Hildorado,
Humboldt Basin,
Jordan Valley,
Marysville,
Rye Valley,
Stone,
Sunter,
Wingville.

BENTON.

Alsea Valley,
Drift Creek,
Collins,
*Corvallis,
King's Valley,
Little Elk,
Monroe,
Newport,
Newton,
Pailomath,
Summit,
Toledo,
Yaquina.

CLACKAMAS.

Beaver,
Canby,
Clackamas,
Clear Creek,
Damascus,
Eagle Creek,
Glad Tidings,
Highland,
Molalla,
Mills,
Milwaukie,
Needy,
New Era,
Norton,
*Oregon City,
Osweigs,
Sprin water,
Sandy,
Union Mills,
Zion.

CLATSOP.

*Astoria,
Clifton,
Jewell,
Longport,
Luna.

Prairie City,
Packersville,
Pen-la,
Camp Watson.

JACKSON.

Applegate,
*Ashland Mills,
Barren,
Brownborough,
Central Point,
Grant's Pass,
*Jacksontonville,
Phoenix,
Rock Point,
Szu's Valley,
Table Rock,
Willow Springs,
Woodville.

JOSEPHINE.

Kirby,
Leland,
Slate Creek,
Waldo,
Murphy.

LANE.

Belknap Springs,
Cottage Grove,
Coast Fork,
Camp Creek,
Cartwright's,
Cheshire,
Crow,
Dexter,
*Eagle City,
Franklin,
Goshen,
Irvine,
Junction,
Mehawk,
Long Tom,
McKenzie Bridge,
Pleasant Hill,
Sinsaw,
Spencer Creek,
Springfield,
Trent,
Willamette Forks.

LAKE.

Antler,

St. Johns,
Williamette Slough,
FORK.

Detiel,
Buena Vista,
*Dallas,
Eola,
Elk Horn,
Grande Ronde,
Independence,
Lincoln,
Lucasante,
Lewisville,
Monmouth,
Perrydale,
Ricksall,
Zena.

TILLAMOOK.

Garibaldi,
Eilehis,
Nehalem,
Necarts,
Nestockton,
Tillamook,
Trask.

UMATILLA.

Butter Creek,
Hepner,
Meadowville,
Lena,
Milton,
Midway,
Pilot Rock,
Pondleron,
*Umatilla,
Weston,
Willow Forks.

UNION.

Cove,
Island City,
*La Grande,
North Powder,
Oradell,
Sparta,
Sand Ridge,
Prentiss,
Smyrnaerville,
Union.

Shelburne,
Snyder House,
Westport.

TOWNS.

Central City,
Coalville,
Coquille,
Coos City,
Dora,
Empire City,
Enoch's Prairie,
Fairview,
Hemlockville,
Hermosa Pt.,
Iowa Slough,
*Marshfield,
Ort.,
Randolph,
Seline,
Siskiyou,
Uter City.

COLUMBIA.

Colonia City,
*Columbia,
Marshall,
Raman,
Riverside,
St. Helens,
Sugaposee.

CURRY.

Chetopa,
Hibbardburgh,
Port Orford.

DECATUR.

Cham's Valley,
Cleveland,
Cole's Valley,
N. Canyonville,
Drain,
Elkton,
Gilesville,
Gurbiner,
Kellogg,
Looking Glass,
Myrtle Creek,
*Oakland,
Pass Creek,
*Rochberg,
Scottsburg.

Pomanzy,
Chewandoin,
Drew's Valley,
Gross Lake,
Linkville,
Langli Valley,
Lost Bayou,
Mangroveville,
Silver Lake,
Sprague River,
Summer,
Tule Lake,
White Hall,
Yamnes.

TOWNS.

*Albany,
Big Prairie,
*Brownsville,
Crawfordsville,
Diamond Hill,
Fox Valley,
Grass Ridge,
Waterloo,
*Hornburg,
Halsey,
Jordan,
Lebanon,
Miller,
Mt. Pleasant,
Newbern,
Peoria,
Pine,
Silo,
Soda Springs,
Shells,
Sichaville,
Sweet Home,
Tangent.

MADISON.

Aurora,
Aunsville,
Butterfield,
Burr's Creek,
Fairchild,
Gardner,
Hubbard's,
Jefferson,
Marion,
Monter.

Wallowa.

WASHINGTON.

Antelope,
Eaze Oven,
Camp Polk,
Bridge Creek,
Deschutes,
Fossil,
Hay Creek,
Hood River,
Ox,
Primville,
Mitchell,
Mount Hood,
Scotts,
Spanish Hollow,
*The Dalles,
Tule Valley,
Upper Celroy,
Warm Springs,
Wasco,
Willoughby.

WASHINGTON.

Favorites,
Cedar Mill,
Cornelius,
Dilley,
*Forest Grove,
Gale's Creek,
Gaston,
Glencoe,
Graysville,
Hillside,
Jepes,
Middleton,
Mountain Dale,
Peake,
Sholl's Ferry,
Taylor's Ferry,
Tualatin,
Wapato,
West Union.

YAMHILL.

Audley,
Bellevue,
Carlton,
Dayton.

Ten Mile,
Tupajua City,
Wilbar,
Yoncalla.

CRANE.

Alvord,
Canyon City.

Newellsville,
*Salem,
Silverton,
Stayton,
St. Paul,
Sublinery,
Turner,
Woodburn.

*Lafayette,
McMinnville,
North Yamhill,
St. Joe,
Snohidan,
West Chehalis,
Wheatsland,
Newberg.

WASHINGTON TERRITORY.

CLALLAM CO.

North Bay,
N. Diggins,
Port Angeles.

CLATSOP.

Battle ground,
Brush Island,
Brush Prairie,
Lewis River,
Plover,
Stoughton,
Union Ridge,
Vancouver,
Washington.

COLUMBIA.

Celaville,
Chelaha Point,
Elma,
Hopman,
Manderson,
Oakville,
S. Isop,
Sharon.

COLUMBIAN.

Dayton,
Paiena Prairie,
Tekonon.

COWLITZ.

Castle Rock,
Carleton,
Espport,
*Kalama,
Lower Cowlitz,
Martin's Bluff,
Mount Olive,
Mount Coffin,
Oak Point,
Olequa,
Tekin,
Silver Lake.

REDFIN.

Fort William,
Fort Orchard,
Sedalia,
Tekelet.

REKENTAN.

Black House,
Columbus,
Golden Dale,
Hilmitat City,
White Salmon.

LEWIS.

Baldstort,
Chelaha,
Cowlitz,
Chocoma,
Fetter Falls,
Gleneden.

Meadow Brook,
Mossy Rock,
Napaivine,
Newankoma,
Silver Creek,
Stonewall Church,
Wahluke.

MASON.

Arundia,
Oakland,
Shakamish,
Sherwood Mills.

MERCER.

EPis,
Lake View,
Puyallup,
*Stellacoom,
Summer,
New Tacoma,
*Tacoma,
*Pascop,
Grainfield.

SIEVENS.

Fort Cady,
Four Leves,
Greenburg,
Hill Grove,
Rock Creek,
Rooden,
Sycamore Bridge,
Shoreline Falls,
Union Flat,
Walker's Prairie.

TILLAMOOK.

Beaver,
Meane Prairie,
*Olympia,
Tunno,
Timwater,
Yam.

Y ALLAKUM.

Catalanet,
Ego Cliff,
Shanokumay,
Waterford.

WALLA WALLA.

Alpova,
Barkville,
*Walla Walla,
Wallula,
Watsburg.

WHATCOM.

Cedar Grove,
Chelaha,
Fillygo,
La Cumer,
Lohala,
Lopez,
Osceola Hill,
Sawish,
Sawmeyer,
Stegit.

| | | |
|---|---|--|
| <p> <small>INDIAN.</small> Cassville, Caveand, Cavally, <small>JEFFERSON.</small> Bear Discovery, Fort Lullow, Mt. Townsend <small>KING.</small> Park Haven, Dry Branch, Fall City, S. Atl. Slaughter, Spoonland, Sprink, White River, <small>LEWIS.</small> Lullaby, Fort Madison. </p> | <p> Freeport, Ganoak, Hampton, Oysterfile, Laytonville, North Bend, Unity, Walton, Woodland Indlg. <small>WYOMING.</small> Lowell, Lyndon, Southwash, Tulepe, <small>YANNA.</small> Lyndon, Crane's Landing, <small>STEVENS.</small> Graywater, Crabcock. </p> | <p> Tindler, Whatcom, Gorman, <small>WHITMAN.</small> Clay Creek, Colfax, Fawcettsville, Libenquille, Pelouse, Staptow, <small>YALIMA.</small> Attama, Bensburg, Fort Samson, Koppewock, Lattitas, Mok See, Namm, Pleasant Shore, Siah, Yalima. </p> |
|---|---|--|

*Many Other Places.

DIRECTORY OF RESIDENTS



ABBREVIATIONS.

| | | | |
|------------|-------------|----------|-------------|
| Propr..... | Proprietor. | s..... | south. |
| res..... | residence | n..... | north. |
| bds..... | boards | e..... | east side. |
| bet..... | between | s..... | south side. |
| cor..... | corner | n..... | north side. |
| e..... | east | w..... | west side. |
| w..... | west | rus..... | rooms. |

The names of advertising patrons and public buildings in **CAPITALS**.



ALBANY COLLEGE, on Broadalbin fronting on Ninth.

ALBANY CITY FLOURING MILLS, foot of Ferry.

Allen, Mrs. S., res s e cor Seventh and Montgomery.

Allen, N. H., (N H Allen & Co.) res s s Second bet Lyon and Ellsworth.

Allison, J. A., carpenter, res n s First bet Baker and Montgomery.

Althouse, J. W., res s s First bet Ellsworth and Lyon.

Althouse, Sam'l A. & Co., res s s Fifth bet Lyon and Baker.

AMERICAN EXCHANGE HOTEL, s w cor First and Washington.

Anderson, J. W., carpenter, res n w cor Third and Montgomery.

Anderson, W. P., machinist, res s s Fourth bet Railroad and Montgomery.

- Angel, Mart., prop. bag factory, bds at Allen Paker's.
- ARMSTRONG, R. N., P. C. Harper & Co., res w s Elm bet Fifth and Sixth.
- Armstrong, Irving, apprentice at R. M. Baker's tailor shop, bds at P. W. Spinks.
- Armstrong, H. R., saw mill hand, bds at G. B. Henton's.
- Arnold, R., physician, res s w cor Seventh and Elm.
- Arnold, Mrs. A. A., dressmaker, res n w cor Fifth and Washington.
- Arnell, A. T., painter, res n s Second bet Washington and Calapooia.

B

- BACKENSTO, J. F., mill-wright, res n w cor Ninth and Calapooia.
- BAKER, R. M., tailor, 30 west First.
- Baker, David, tanner, res n s First bet Lafayette and Madison.
- BALDWIN, J. W., city recorder, res w s Calapooia bet Third and Fourth.
- Baldwin, Thos., salesman, bds at R. A. Irvine's.
- Ballard, Mart., grain merchant, res n e cor Third and Baker.
- Balinger, A. H., carpenter, res n w cor First and Hill.
- Balinger, P., res s w cor First and Thurston.
- BAUM, N., merchant, res n e cor Third and Washington.
- BAUM, E., merchant, rms at 51 west First.
- BAUMGART, MAX, liquor dealer, bds at J. Gradwohl's.
- Barnes, Chas. O., capitalist, res n s Third bet Montgomery and Railroad.
- Barnes, R. L., city edit of "Register," bds at Griffin's.
- Behinger, Ed., brewer, res s w cor First and Baker.

Beam, Isaac, laborer, res s s Fifth bet Jackson and Jefferson.

Beche, J. O., carpenter, res s w cor Seventh and city boundary.

BENTLEY, JOHN, shoe-maker, res n e cor Third and Vine.

Bentley, Robt., carpenter, res n w cor Ninth and Madison.

Benton, A. T., carpenter, res n w cor Fifth and Jefferson.

Bereaw, W. N., carpenter, res s w cor Third and Thurston.

Bereaw, J. W., res n w cor Fourth and Thurston.

Bergland, Louis, lather, bds at R. M. Baker's.

Berry, Chas., brakeman, bds at A. H. Marshall's.

Betner, John, carpenter, bds at Mrs. Monteith's.

Best, D., carpenter, res s s Second bet Lafayette and Madison.

Bilyeu, L., Co. School Supt, bds at R. A. Irvine's.

BLAIN, L. E., merchant, bds at Mrs. Miller's.

Blain, Mrs. E. W., res s e cor Third and Washington.

Blain, J. W., salesman, bds at Mrs. E. W. Blain's.

Blake, Wilson, mill-wright, bds at Exchange Hotel.

Blake, G. H., sawmill hand, bds at G. B. Henton's.

Blunt, Mrs. Charissa, res s s First bet Thurston and Jefferson.

Bold, G. B., foundryman, bds at G. B. Henton's.

Bogart, Fred, fireman, bds at A. H. Marshall's.

Bond, N., farmer, res s w cor Sixth and Vine.

Boughton, H. J., physician, rms up-stairs 2 east First.

Bowersox, J., pastor of Evangelical Church, res s s Fourth bet Ellsworth and Lyon.

BOYLE, E., shoe-maker, res s e cor Walnut and Eighth.

Boyle, P., carpenter, bds at E. Boyle's.

Brenner, Ben, res n s Third bet Broadalbin and Ferry.

- Brandt, John, engineer, bds at H. Flindt's.
- Brink, Thos., cabinet-maker, res n e cor Second and Jefferson.
- Briggs, John, stove dealer, res w s cor Fifth and Calapocia.
- Briggs, A., miller, res n s Third bet Montgomery and Baker
- BROWN, M. V., editor, res s w cor Fifth and Ferry.
- Brown, J. F., salesman, bds at R. A. Irvine's.
- Brown, Rob't, carpenter, res s w cor Hill and Second.
- BRUNK, W. H. (B & May) bds at Mrs. Millers.
- BRUSH, JOHN, merchant, res n w cor Fourth and Railroad.
- Bryant, John, laborer, bds at R. Brown.
- Bryant, H., surveyor, res s e cor Sixth and Elm.
- BUCHANAN, EUGENE, manager at Cunningham & Co. res n e cor First and Baker.
- BURKHART, JOHN H., real estate agent, res s e cor Second and Jefferson.
- BURKHART, GEO. W., drayman, res s e cor Sixth and Ferry.
- Burkhart, Calvin, saddler, bds at Exchange Hotel.
- Burkhart, C. G., broker, bds at J. H. Burkhart's.
- Burmester, Henry, bar-keeper, res s e cor Second and Calapocia.
- BUSCH, JOHN, wagon maker, bds at Fred Willert's.

C

- Callahan, Patrick, laborer, res n w cor Eighth and Ferry.
- Callahan, Tom., apprentice with Mansfield & Monteith.
- Calloway, J. S., physician, res s w cor Seventh and Montgomery.
- Calloway, Thos. M., teacher, bds at J. S. Calloway's.

- CALVARY CHURCH, s w cor Fourth and Ferry.
- CANON, WM. R., livery and feed stable, nos s w cor Second and Broadbain.
- CARTER, E. R. M., E. Carter & Son, bds at Eli Carter's.
- CARTER, ELL, E. Carter & Son, nos n w cor Fourth and Montgomery.
- Cathey, B. A., teacher, bds at Prof. Powell's.
- CENTRAL SCHOOL HOUSE, s e cor Fourth and Broadbain.
- Chandohain, Geo. E., deputy county clerk bds at Dr. Lister's.
- Charlie R., nos n s First bet Broadbain and Ellsworth.
- Charles, Mis. E. R., prop custom mills, nos n s First bet Broadbain and Ellsworth.
- CHEFFEY, C. C., Superintendent of Albany Foundry, bds at Allen Parkers.
- Cherry, A. F., bds at Allen Parkers.
- Choute, F., hostler, bds at Jason Wheeler's.
- Clark, David G., capitalist, nos n e cor Fifth and Broadbain.
- Clark, Ed, with G. W. Gay, bds at David Clark's.
- Clark, Joe, S., bricklayer and plasterer, nos n s North bet Thompson and Lafayette.
- Clark, J. S., jr, bds at J. S. Clark's.
- Clark, Henry, bricklayer and plasterer, bds at J. S. Clark's.
- Clapp & John H., farmers, nos s e cor Sixth and Jefferson.
- Cloward, H. C., painter, nos s e cor Third and Broadbain.
- Cleland, J. doc, nos n s Fifth bet Baker and Lyon.
- Cline, Mis. J. C., nos n w cor Sixth and Ferry.
- Cline, T. J., bds at Mis. J. C. Cline's.
- COHEN, C., merchant, nos s e cor Seventh and Broadbain.
- Cohen, Phil., merchant, nos n w cor Sixth and Broadbain.

- Calder, A. J., shoemaker, res. s. e. cor Third and Calapoodia.
 Calverly, J. J., tailor, bds. at Mrs. Montgilt's.
 Canby, J. B., with N. H. Allen & Co., res. w. s. Montgomery on water front.
 Cannon, John, baker, res. s. s. Fifth bet Walnut and Elm.
 Cannon, Jas., accountant, bds. at John Cannon's.
 Cannon, S. C., farmer, res. n. w. cor Second and Baker.
 Capron, Fred, peddler, bds. at Exchange Hotel.
 Carson, G. T., joiner, res. s. s. Lafayette bet Third and Fourth.
- COUNTY JAIL, n. w. cor Broadbain and Fifth.
 COURT HOUSE, res. Fourth bet Ferry and Broadbain.
 Cox, Wm., plasterer, res. s. s. Eighth bet Lafayette and Thompson.
- Cox, E. I., drayman, bds. at Allen Parker's.
 Campbell, Calvin, farmer, res. s. s. Madison bet Second and Third.
- Craig, H. M., sen. prop Pacific Coast Flax Mills, bds. at St. Charles.
 Craig, H. M., jun., with Pacific Coast Flax Mills, bds. at St. Charles.
 Craig, John, with Pacific Coast Flax Mills, bds. at St. Charles.
 Craig, H. G., with Pacific Coast Flax Mills, bds. at St. Charles.
- Crawford, G. F., farmer, res. s. e. cor Fifth and Ellsworth.
 Crawford, Wm., capitalist, res. w. s. Calapoodia bet Second and Third.
 Crawford, John, capitalist, res. w. s. Calapoodia bet Second and Third.
 Crawford, C. W., blacksmith, res. s. s. Fifth bet Broadbain and Ellsworth.

Cundiff, B. W., bricklayer, res s w cor Third and Washington.

CUSTOM MILLS, foot of Broadalbin.

D

Dance, Thos., laborer, bds at Albany House.

DANNAIS, J., furniture dealer, res s e cor Ferry and Tenth.

Davidson, John, butcher, res n s First bet Broadalbin and Ellsworth.

Dawson, Mrs. Julia, res s s Third bet Broadalbin and Ellsworth.

Dawson, Josie, printer, bds at Mrs. J. Dawson's.

Day, Mrs. M., music teacher, res s s Seventh bet Ferry and Broadalbin.

Decker, L., timmer, bds at Exchange Hotel.

Denman, D. J., brick mason, res s s Water bet Thurston and Lafayette.

DeVore, J. F., pastor M. E. Church, res s s Third bet Ellsworth and Lyon.

Dickinson, W., timmer, bds at St. Charles.

Dodd, W. H., res e s Ferry bet Second and Third.

Dubruille, John, saddler, bds at St. Charles.

Dubruille, H., timmer, bds at Albany House.

Duncan, S. R., res s e First and Lyon.

DUNNING, F. S., furniture dealer, res s s First bet Washington and Calapooia.

Dyer, Wm, butcher res s w cor Third and Baker.

E

East, Mrs. Louisa, boarding house res n w cor First and Jefferson.

Eggert, Fred., with S. E. Young, res s w cor Seventh and Ellsworth.

Ellison, Jas., with J. H. Foster, res n w cor Tenth and Ferry.

Ellins, Luther, capitalist, res n w cor Eighth and Ellsworth.

EMRICK, WM, butcher res n w cor Baker and Fifth.

ENGINE HOUSES. - No. 1's s s Second bet Ferry and Broadalbin; No. 2's n s Second bet Broadalbin and Ellsworth.

ENGLANDER, GUS., barber res s w cor Fourth and Walnut.

English, C. C., miner, res n e cor First and Lyon.

Enos, Mrs. M. A., res Seventh bet Broadalbin and Ferry.

Enos, Bertie, printer, eds at Mrs. M. A. Enos.

Erwin, G. B., miller, res. e cor First and Calapooia.

Ewert, Henry, watchmaker, res n w cor Fifth and Montgomery.

F

FANNING, S. A., hotel keeper, res e s Broadalbin bet First and Second.

FERRY LANDING, foot of Ellsworth.

Fish, Mrs. J. M., res s w cor Sixth and Washington.

Fischler, Jacob, with M. Hellion, rms at place of business.

Fliedt, Henry, shoemaker, res s e cor Fourth and Montgomery.

FLINN, L., Powell & Flinn, res s e cor Fifth and Maple.

Foslay, John, drugs, books and stationery, res s e cor Fourth and Lyon.

Foster, Jas. H., prop Magnolia Mills, res s s Seventh and Washington.

FOSTER'S BUILDING, res Front bet Broadballin and Ferry.

Foster, R. A., accountant, bds at J. H. Foster's.

Foster, Jas., book keeper, bds at J. H. Foster's.

Fox, John, baker and groceryman, runs at place of business.

Fox, I., with O. Fox & Bro., bds at St. Charles.

Fox, Sig., O. Fox & Bro., bds at Jas. Mady's.

Fox, A. J., carpenter and painter, res n w cor Ninth and Vine.

Fox, A., res n e cor Eighth and Broadballin.

Frazier, Miss Anna, tailoress, bds at Rob't. Wilson.

Freedland, B. R., bds at C. W. Crawford's.

FROMAN'S BUILDING, n s First bet Washington and Ferry.

Froman, David, capitalist, res s w cor Seventh and Maple.

Fronk, J. M., hotel keeper, St. Charles, n w cor First and Washington.

Fry, Onley, Sen., farmer, res n e cor Second and Lyon.

Frum, E. B., carpenter, res n w cor Fourth and Baker.

FURRY, GEO. W., Gaston & Furry, bds at Mrs. Miller's.



GASTON, W. H., Gaston & Furry, bds Mrs. W. Miller's.

Gee, P., carpenter, res s e cor Seventh and Montgomery.

Gird, Mrs. A. L., res s e cor Second and Broadballin.

Godley, C. C., timer, res w s Washington bet Third and Fourth.

Godley, H. D., timer, res n w cor Fourth and Washington.

Gray, L. E., mill hand, res s w cor Water and Montgomery.

- Calwin, A. H., res s w cor Fourth and Calapooia.
 Coltra, W. H., farmer, res s e cor Jackson and Water.
 Gordon, A. W., farmer, res s w cor Ninth and Calapooia.
 Gosling, O. E., farmer, res e s Lyon bet Third and
 Fourth.
 Gr. Lyohl, J., merchant, res s s Second bet Broadalbin
 and Ferry.
 GRAF, FRED, furniture dealer, res s w cor Second and
 Baker.
 GRAHAM, W. R., W. R. Graham & Son, res n w cor
 Ninth and Washington.
 GRAHAM, R. J., W. R. Graham & Son, res s e cor
 Seventh and Vine.
 GRAY, G. W., dentist, res n w cor Fifth and Ferry.
 Gray, D. D., carpenter, res n s Second bet Washington
 and Calapooia.
 Griffin, E. H., dentist, res s w cor Seventh and Walnut.
 Grigsby, Philip, county treasurer, res n e cor Fifth and
 Ellsworth.
 Grimmer, Fred, carpenter, res n w cor Sixth and Baker.

I I

- Hackleman, A., farmer, res n w cor Fifth and Jackson.
 HATTENDEN, CHAS., H. Bro's, res s e cor Third and
 Broadalbin.
 HATTENDEN, EDWIN, H. Bro's, res s e cor Third
 and Broadalbin.
 HATTENDEN, ALBERT, H. Bro's, res s e cor Third
 and Broadalbin.
 Haigh, G. B., H. & H. H. bds at Exchange Hotel.
 Hallbrook, LEON, A., printer, bds at Mrs. E. Humphrey's.
 Hale, Wm., farmer, res n w cor Seventh and Jefferson.

Haley, S. D., State Senator, res n e cor Fifth and Washington.

Hamilton, J. C., machinist, res w s Montgomery bet First and Water.

Hannon, Miss Mary J., music teacher, res s e cor Seventh and Walnut.

Hanna, John, res s e cor Seventh and Walnut.

Hardon, Jas., laborer, res n s Second bet Railroad and Jackson.

Hanson, J., tailor, bds at Mrs. G. Monteith's.

Hardman, J., farmer, res n e cor First and Railroad.

HARPER, P. C., P. C. H. & Co., res s e cor Third and Montgomery.

HARRIS, J. L., butcher, s s Second bet Washington and Calapeoia.

Harris, T. W., physician, res n w cor Sixth and Washington.

Harris, Ala., salesman at O. Fox and Bro's, bds at St. Charles.

Hart, M. M., deputy post master, res s s First bet Railroad and Jackson.

Hassett, W., teamster, west end Fourth s s.

Hatfield, N. D., carpenter, bds at Rob't Bentley's.

Hearst, W. T., mill hand, res s w cor Walnut and Sixth.

Heffron, Mart., shoe-maker, res n w cor Fifth and Madison.

HEIRRY, PAUL, editor, rms Parrish's block.

HENRY, W. R., saloon keeper, bds at Mady's.

Henton, G. B., boarding house keeper, res n s First bet Baker and Lyon.

Henton, N. J., druggist, res s s Second bet Montgomery and Baker.

- Henton, N., physician, res n w cor First and Lyon.
Herren, Jas. R., Sheriff res up-stairs, in County Jail.
Herron, J. W., teamster, bds at G. W. Burkhardt's.
HEWITT, C. H., lawyer, bds at Dr. Griffin's.
Hewitt, H. H., lawyer, res s w cor Fourth and Washington.
Hill, W. A., Haight & H., bds Mrs. G. M. Toith's.
Hill, J. L., physician, res s e cor Fifth and Vine.
Hill, R. C., physician, res s e cor Fifth and Walnut.
Hines, W. J., contractor, res n w cor Seventh and Lyon.
Hogre, Mrs. S. M., res s w cor Eighth and Washington.
Holiman, N., res s s Water bet Lyon and Ellsworth.
Holland, W. H., laborer, res n s Second bet Lafayette and
Thurston.
Horlacher, David, butcher, bds at St. Charles.
Horner, J., tinner, bds at Exchange.
Hoschtelner, G. W., carpenter, res n e cor Fourth and
Montgomery.
Houston, Milton, farmer, res n w cor Second and Mont-
gomery.
Houk, J. A., cooper, res n s Front bet Washington and
Calapodia.
Howard, Miss Estella M., school teacher, res n s First bet
Baker and Montgomery.
Huffman, John, laborer, res s e cor First and Lyon.
Hughes, Patrick, shoe-maker, res n s First bet Lyon and
Ellsworth.
Hughes, Wm., painter, bds at Albany House.
Humphrey, Mrs. E., west end Eighth s s.
HUMPHREY, N. B., lawyer, res n e cor Third and
Broadalbin.
Humphrey, Geo., Jr., painter, bds with Geo. Humphrey,
Sen.

- Humphrey, C. H., printer, bds at Albany House.
 Humphrey, Geo., deputy sheriff, res n s Third bet Broad-
 albin and Ellsworth.
 Hunsaker, Miss Ella, V., school teacher, bds at R. C. Hill's
 Herd, John, saloon keeper, res n s Second bet Montgom-
 ery and Baker.
 HUSTON, WM. H., blacksmith, res n s Fourth bet
 Railroad and Montgomery.

I

- Irvine, S. G., pastor of U. P. Church, res s w cor Sixth
 and Broadalbin.
 Irvine, Miss Maria G., school teacher, bds at Rev. S. G.
 Irvine's.
 Irvine, Rob't A., farmer, res n w cor Third and Jackson.
 Ivinia, Miss Maggie, school teacher, bds at R. A. Irvine's.
 Irving, John, Theophrastus L., res s e cor Eighth and
 Calapoga.

J

- Jacobs, R., tailor, res n s Second bet Broadalbin and
 Ellsworth.
 Johns, S. A., County Judge, res s s Fourth and bet Wash-
 ington and Ferry.
 Johnson, Ben, blacksmith, res s e cor Seventh and Elm.
 Johnson, Miss Minnie, dress-maker, bds at Prof. Powell's.
 JOSEPH JULIUS, grocer, res n s First and Washington
 upstairs.
 Jordan, Mrs. Christina, res n e cor Sixth and Calapoga.
 Jordan, Jas, farmer, res s w cor Eighth and Ferry.

K

- Kaiser, Geo. H., cabin-maker, bds at F. S. Dunning's.

- Kaiser, Miss D., dress maker, bds at C. D. Simpson's.
 Kelly, J. W., laborer, res s w cor First and Lafayette.
 Kenchum, Walter, Alphonse Co., res s w cor Third and
 Lyon.
 Kiefer, Chas., brewer, res n w cor Third and Baker.
 Kirkpatrick, D., res n s First bet Railroad and Jackson.
 KLINE, L., merchant, res n w cor Fourth and Ferry.
 Klyce, W. H., pastor of St. Paul's Church, bds at Win
 Remond's.
 Knott, Ellis, farmer, res s w cor Fourth and Baker.
 Kuhn, W. H., wagon maker, res e s Third bet Ferry and
 and Washington.
 Kuhn, C. C., printer, res e s Calapoda bet Second and
 Third.

L

- Langdon, Eugene, warehouseman, bds at C. D. Simpson's.
 Landers, J., carpenter, bds at Chestnut House.
 Layton, A. C., tinner, res n e cor Seventh and Lyon.
 Layton, Jas., teamster, res n s Fifth bet Madison and
 Lafayette.
 Laurent, Jas., laborer, res e s Thurston bet Second and
 Third.
 Lee, J. Wm., bds at G. E. Henton's.
 Liggott, L. N., accountant, bds at Albany House.
 Lister, Wm., res s e cor Sixth and Broadalbin.
 Logan, Mrs. Martha, laundry, res s e cor Seventh and
 Vine.
 Love, J. D., laborer, bds at Exchange.
 Luce, Costello, warehouseman, bds at C. D. Simpson's.
 Luce, Ernest, warehouseman, bds at C. D. Simpson's.
 Luper, Mrs. D. L. E., res e s Ferry bet Fifth and Sixth.

XI

- Maly, J., restaurant, res s s First bet Ferry and Broadalbin.
- Maine, J. H., machanic, res n s Ellworth, bet Fourth and Fifth.
- Manley, C. E., laborer, res n s Fifth bet Madison and Hill.
- MANSFIELD, W. H., M. & Montith, job printer, bds D. Mansfield's.
- Mansfield, D., accountant, res n w cor Third and Ferry.
- MARSHALL, A. H., livery-man, res s e cor Fifth and Lyon.
- Marshall, Milton, bds at R. Brown's.
- Marshall, Alfred, farmer, res s s Sixth bet Thurston and Lafayette.
- Martin, Mrs. Nancy, res s s Sixth bet Broadalbin and Ferry.
- Martin, S., Allen, & M., prop saw mill, res s s Seventh bet Chapein and Vine.
- Martin, L. D., carpenter, res n s First and Ellworth.
- Mathews, W. J., City Marshal, res s s Second bet Thurston and Lafayette.
- MAY, F., Brink & M., shoemaker, bds at Exchange Hotel.
- Maughlin, W. W., architect and designer, bds at Exchange Hotel.
- McDermott, Mrs., res n s First bet Jackson and Jefferson.
- McDonald, H., dealer in ag. and rural implements, bds at Mrs. G. Montith's.
- McConnell, J. M., farmer, res s e cor Sixth and Washington.

- McElvain, Geo., lather, bds at Mr. Baker's.
- McFarland, W. H., stove dealer, res n w cor Second and Washington.
- McILWAIN'S BUILDING, n s Front bet Broadalbin and Ellsworth.
- McIlwain, A. B., (McI. & Magoon), merchant, res ne cor Fifth and Montgomery.
- McKinstry, W. H., miner, bds T. B. McKinstry.
- McKinstry, T. B., pork packer, res n s Fifth bet Calapooia and Vine.
- McKnight, T. P., laborer, s w cor Railroad and Second.
- McKnight, James, laborer, res s s Second bet Railroad and Montgomery.
- McCure, E. P., salesman at Granger & Union Store, res s s Second bet Baker and Lyon.
- McCloud, W., clerk, bds at Exchange Hotel.
- McMeekin, Wm., res e s Lyon bet Eighth and Ninth.
- McWain, O. G., clerk in drug store, bds C. A. Plummer's.
- Mahey, T. S., druggist, res n e cor Seventh and Calapooia.
- Mankin, Harry, bar tender, bds at Albany House.
- Merrick, Jas. M., saloon keeper, res n e cor Fourth and Walnut.
- Merrill, Jess., mechanic, bds at L. Putnam's.
- Meyers, Conrad, grocer, res n w cor Fifth and Calapooia.
- Meyers, D., carpenter, res n w cor Second and Lafayette.
- Miller, W. N., res s e cor Fifth and Washington.
- Miller, Louis, blacksmith, res s e cor Fourth and Ellsworth.
- Miller, Mrs. Weltha, boarding house, res s e cor Fifth and Washington.
- Miller, Fred, agent, Grover & Baker machine, bds at Jno. Schaefer's.

- Miller, W. N., carpenter, bds at Mrs. Weltha Miller's.
Miller, W. H., blacksmith, bds at Louis Miller's.
Millikin, David, laborer, res s w cor Water and Jefferson.
Mitchell, Geo., barber, bds at Mrs. E. Smith's.
Montanye, L. H., lawyer, res e s Baker bet Fourth and Fifth.
MONTEITH, M. S., (Mansfield & M.) job printing, bds at Mrs. Jno. Monteith's.
Monteith, Chas., salesman, bds at Mrs. Walter Monteith's.
MONTEITH, DUNCAN, (Scott & M.) bds at Mrs. W. Monteith's.
MONTEITH, THOS., propr Albany City Mills, res w s Ferry bet Ninth and Tenth.
Monteith, Arch., book keeper, res w s Ferry bet Ninth and Tenth.
Monteith, Mrs. Jno., res s e cor Ninth and Washington.
Monteith, Mrs. Geo., boarding house, res s e cor Second and Washington.
Monteith, Mrs. Walter, res w s Elm bet Sixth and Seventh.
Monteith, Mont., miller, bds at Thos. Monteith's.
Monteith, Fred, bds at Mrs. G. Monteith's.
Monteith, Walter, clerk, bds at Mrs. Jno. Monteith's.
Montgomery, Mrs. S. A., res n e cor Fifth and Vine.
Moore, N. T., painter, res n e cor Third and Calapooia.
Moore, D. C., painter, res n e cor Third and Calapooia.
Moist, Jos. ph., farmer, res s e cor Sixth and Lyon.
Morgan Miller, farmer, s w cor Fourth and Calapooia.
MORGAN, JOHN, (M. & Staiger,) marble cutter, res s e cor Second and Montgomery.
Morgan, David, marble cutter, bds at Albany House.
Morris, C. L., farmer, res s w cor Fourth and Jefferson.

- Morris, J. M., physician, res n e cor Sixth and Ferry.
 Mowhls, Rob't, carpenter, bds at Mrs. G. Monteith's.
 Mullenix, J. W., teamster, res n e end First n s.
 Mullenkoff, pump maker, res s s Fourth bet Calapooia
 and Vine.
 Mullins, M., cooper, res n e cor First and Calapooia.
 Murray, Ed., res s e cor Second and Vine.



- Natter, John, brewer, res s s Second bet Ferry and Broad-
 albin.
 Newhouse, W., res n s Third bet Lyon and Elliworth.
 Nichols, Mrs. S., physician, s e cor First and Broadalbin.
 Nichols, Wilson, physician, res n w cor Lafayette and
 Second.
 NOLAN, J. M., merchant, bds at Revere House.
 Norton, Henry, painter, res s s Water bet Jackson and
 and Jefferson.



- ODD FELLOWS' TEMPLE, s s Front bet Broadalbin
 and Ferry.
 Odeneal, T. B., prop Comstock House, depot.
 Odeneal, A. J., druggist clerk, bds at Comstock House.
 Osterhoudt, Ed., res n s First bet Ellsworth and Baker.



- Palmer, J. W., blacksmith, bds at Wm. Huston's.
 Palmer, W. O., butcher, bds at Henton's.
 Parker, E. A., druggist, res n e cor Third and Jackson.
 PARKER, VIRGIL, expressman, bds at E. A. Parker's.
 Parker, M., farmer, res s w cor Fifth and Thurston.

- Parker, T. E., painter, bds at Allen Parker's.
PARKER, W. H., (Theiry & P., prop of "Leader."
Parker, Allen, res s w cor First and Montgomery.
Parks, Chas., mechanic bds at G. Henton's.
PARRISH'S BUILDING, n e cor First and Ferry.
Parrish, Mrs. G., dress maker, s s Front bet Ferry and Broadalbin.
Patterson, Geo., carpenter, res n e cor Sixth and Montgomery.
Parton, Frank, miller, res s e cor Sixth and Walnut.
Paxton, A. B., photographer, bds at St. Charles.
Payne, Mart., farmer, res s s Front, bet Lyon and Ellsworth.
Peters, W. S., salesman, res s e cor Seventh and Ellsworth.
Petty, John, butcher, w end Sixth, n s.
PFEIFFER, BROS., props of Revere House, s w cor Front and Ellsworth.
Piper, Miss Nettie, music teacher, bds at W. G. Piper's.
Piper, W. G., lawyer, res n e cor Fourth and Calapooia.
Plummer, C. A., druggist, res n e cor Fourth and Washington.
POWELL, J. C., lawyer, res n w cor Vine and Fifth.
Powell, John, minister, e end Fourth s s.
Powell, Alfred, minister, e end Third s s.
Powell, Prof. L. J., principal of Albany College, res s w cor Seventh and Broadalbin.
Pierce, E. E., carpenter, s e cor Fourth and Jefferson.
Price, Nimrod, farmer, res e s Lyon bet Second and Third.
Price, Clara, E., school teacher, bds at N. Price's.
Price, R. S., merchant, s s Second bet Baker and Lyon.
Price, W. K., farmer, res n w cor Fourth and Jackson.
Price, Dallas, carpenter, res e end Sixth s s.

- PURDOM, B. F., drayman, res n s Third bet Baker and Montgomery.
 Purdom, E. B., art gallery, res n e cor Second and Baker.
 Purdom, J. W., mill hand, bds at E. B. Purdom's.
 Purdom, A. W., printer, bds at E. B. Purdom's.
 Putnam, Lucian, machinist, res s e cor Third and Jackson.

R

- Ralston, Wm., capitalist, res s e cor First and Baker.
 RANKIN, DUNCAN, carpenter, res n w cor Ninth and Madison.
 Rany, John, farmer, res s e cor Fourth and Jackson.
 Raymond, P. H., postmaster, res n e cor Third and Lyon.
 Redfield, F. M., merchant, res s w cor Eighth and Calapooia.
 Reid, D. V. S., principal of public schools, res n s Third bet Broadbin and Ellsworth.
 REVERE HOUSE, s w cor Front and Ellsworth.
 Rogers, G. B., laborer, res s s First bet Lafayette and Thurston.
 Roberts, Mrs. C. E., res s e cor Fourth and Maple.
 Roberts, Thos., blacksmith, bds at Mrs. Monteith's.
 Robertson, R. M., grain dealer, res s e cor Eighth and Lyon.
 Robinson, Geo., saloon keeper, bds at Exchange Hotel.
 Rogers, A. D., clerk at Comstock House.
 ROOP, A. M., dealer, in agricultural implements, bds at Mrs. G. Monteith's.
 Richards, Geo., wagon maker, res n s Sixth bet Jefferson and Thurston.
 Rice, D. B., physician, res n e cor Eighth and Lyon.
 Rice, W. B., railroad agent, bds at D. B. Rice's.

- Rice, L. C., Sup't Allen Fruit Dryer, res n e cor First and Jackson.
- Rideout, Mrs. A., res s w cor Fourth and Calapooia.
- Rideout, Chas. Q., farmer, bds with Mrs. A. Rideout.
- Rideout, Ella, M., printer, bds at Mrs. A. Rideout's.
- Richardson, Almon, tinner, bds at John Brigg's.
- Ritter, Mrs. E., s e cor First and Railroad.
- Rubarts, Orin, saddler, bds at St. Charles.
- Rumbaugh, Wm., broom manufacturer, res s w cor Seventh and Lyon.
- Russell, Mrs. E., res s e corner Seventh and Lyon.
- Russell, Albert, teamster, bds at E. M. Westfall's.

S

- Saga, Jos., cabinet maker, res n w cor Eighth and Lyon.
- SALTMARSH, R., druggist, res s e cor Second and Baker.
- Schlosser, P., livery stable, res n w cor Third and Ferry.
- Schmeer, John, (Mueller & S.) res n w cor First and Ellsworth.
- SCOTT, W. B., (S. & Monteith) gun smith, bds at G. B. Henton's.
- Senders, L., (S. & Sternberg), res n e cor Sixth and Broadalbin.
- Senders, A., salesman, bds at L. Senders.
- Settlemier, A., farmer, res s s Second bet Broadalbin and Ellsworth.
- Shields, Jas., s e cor Fourth and Baker.
- Simpson, Geo. F., Sup't Farmers, Warehouse, res s w cor Second and Jackson.
- Simpson, C. D., grain dealer, res s s Water bet Ellsworth and Lyon.

- Sloan, E., carpenter, res n w cor Elm and Ninth.
- SMITH, E. O., dentist, res s e cor Third and Lyon.
- Smith, Chas, farmer, res n e cor First and Lafayette.
- Smith, Van. B., bds at Allen Parker's.
- Smith, A. W., plasterer, bds at Exchange.
- Smith, Wm. L., teamster, bds at W. I. Ray's.
- Smith, John, res n s Fifth bet Elm and Walnut.
- Smith, D. D., printer, res n cor Fifth and Jackson.
- Smith, Lee, painter, bds at Albany House.
- Smith, Mrs. E., boarding house, res n s Third bet Ferry
Washington.
- SORBIN, J. E., liquor dealer, bds at Mady's.
- Spink, P., wood dealer, res s w cor Sixth and Maple.
- Starr, Mrs. H. M., dress maker, res n s First bet Baker
and Lyon.
- STATE RIGHTS DEMOCRAT BUILDING, s e cor
Second and Broadalbin.
- STAIGER, A., (Morgan & S.) marble cutter, bds at Mrs.
Miller's.
- Stewart, W. Q., res s w cor Ferry and Sixth.
- STEWART, C. H., editor, bds at W. Q. Stewart's.
- Sternberg, M., (Senders & S.) res s w cor Fifth and Ferry.
- Stevens, Rev. R. L., rector of St. Peter's Church, res n s
Ferry bet Third and Fourth.
- Stites, T. J., County Clerk, res e end Second s s.
- Strahan, R. S., lawyer, res n w cor Third Calapooia.
- Stratford, R. A., carpenter, bds at Mrs. G. Monteith's.
- Stratton, Mrs. H. W., res n e cor Second and Baker.
- Strong, G., provision store, res n s s First bet Ferry and
Broadalbin.
- Suesans, Henry, painter, bds at J. Schmeer's.
- Swegle, M., farmer, res n e cor Third and Thurston.

T

- Tate, J. P., physician, res s w cor Fourth and Maple.
 Tate, J. T., medical student, bds at J. P. Tate's.
 Taylor, Joseph, architect and carpenter, res n s Fourth
 bet Calapooia and Vine.
 Taylor, J. H., saloon keeper, res n w cor Seventh and
 Calapooia.
 Thompson, D. M., T. & Irving, saddler, res n w cor Sev-
 enth and Washington.
 Tillard, Sam'l, farmer, res s w cor Water and Lyon.
 Titus, J. B., jeweler, bds at Mrs. Miller's.
 Trites, Edwin, farmer, res s w cor Seventh and Calapooia.
 Turner, G. C., soda fountain, res s e cor First and Lyon.
 Turrell, W. E., accountant, with S. E. Young, bds at Mrs.
 Miller's.
 Tweedale, W. C., res w s Washington bet Fourth and
 Fifth.
 Tyler, J. A., res n e cor Fourth and Vine.

U

- Umphrey, Thomas, farmer, res s e cor Fifth and Jefferson.
 Upham, J. H., farmer, res s e cor Water and Ellsworth.

V

- VAN CLEVE, COLL, editor, res s w cor First and Ferry.
 Van Vactor, W., res n e cor Second and Calapooia.
 Van Winkle, Mrs., w s Lafayette bet Water and First.
 Voer, Henry, baker, bds at Meyer's.

W

- Wagner, Chas., saddler, bds at St. Charles.

- Wallace, M. H., res s e cor Fourth and Walnut.
- Warner, J. A., surveyor, bds at Dr. Griffin's.
- Warner, Wm., carpenter, res n e cor Sixth and Lafayette.
- Warren, W. O., constable, res s e cor First and Broadalbin.
- Watkins, Wm., policeman, res n w cor Thurston and
S. cond.
- Watson, Joseph, carpenter, res w s Elm bet Fifth and
Sixth.
- WEATHERFORD, J. K., lawyer, res s s Third bet Ells-
worth and Lyon.
- WEBBER, JOE, S.m., barber, res n w cor Third and
Washington.
- Webber, Joe, Jr., salesman with Galwohl, bds at J.
Webber's.
- Webber, Willie, salesman, bds at J. Webber's.
- Weller, Geo., saloon keeper, res s s Third bet Washington
and Calapdoia.
- Werniment, N., laborer, n end Ellsworth.
- Westfall, F. M., wood dealer, res n w cor Thurston and
West.
- Wheeler, Jason, feed stable, res n e cor Third and Ells-
worth.
- Wheeler, Alfred, farmer, res s w cor Sixth and Ellsworth.
- Wheeler, Lee, printer, bds at G. B. Henton's.
- Wheeler, James, farmer, res n w cor Third and Mont-
gomery.
- WHITE, M. L., watchmaker, w end Fourth n s.
- White, Rey, T. B., minister, res s s Third bet Montgomery
- Whitney, J. J., lawyer, bds at Allen Parker's.
- WHITING, J. F., painter, bds at Piper's.
- Wilcox, G. W., physician, res s s First bet Ferry and
Broadalbin.

WILLERT, FRED, (W. & Busch) carriage and wagon maker, res s s Second bet Washington and Ferry.

Wilson, Rob't, miller, res s s Third bet Calapooia and Vine.

Wiswell, O., prop American Exchange Hotel, s w cor Washington and First.

Winn, T. C., painter, res n w cor Hill and Ninth.

Witherow, John, teamster, res n s Second bet Calapooia and Washington.

Wood, Frank, blacksmith and dealer in agricultural implements res s s Second bet Baker and Ellsworth.

Woolin, A. B., carpenter, res n e cor Ninth and Washington.

WOLVERTON, CHAS., lawyer and J. P., bds at Mrs. Miller's.

Wrin, Larry, railroad section boss, bds at Exchange.

Wyatt, J. B., hardware merchant, res s w cor Fourth and Montgomery.

Y

YOUNG, S. E., merchant, res s w cor Ferry and Third.

Young, G. W., carpenter, res s s Third bet Railroad and Montgomery.

Z

ZEYSS, ED., architect, res n w cor Fifth and Lyon.

Zuckerman, John, watchmaker, res n e cor Third and Ferry.

APPENDIX.

CITY CHARTER.

AN ACT to Incorporate the City of Albany.

Be it enacted by the Legislative Assembly of the State of Oregon, as follows:

SECTION 1. That the inhabitants of Albany and their successors, within the following limits, are hereby declared to be a body politic and corporate, by the name and style of the City of Albany.

SECTION 2. The limits of said city shall be as follows: Commencing in the middle of the main channel of the Willamette River, at the northeast corner of Hackleman's Addition to the town of Albany; thence south on the east side of said addition to the southeast corner of said addition; thence west on the south line of said addition to the east line of Thomas Monteith's land claim; thence south on said line to a point three-fourths of a mile from the Willamette River; thence west to the western boundary of Walter Monteith's land claim; thence north along said boundary to the Calapoia river; thence down the middle of the channel of said river to the place of beginning; and said city shall constitute one ward.

SECTION 3. Said city shall have power to purchase, use, lease, sell or dispose of property, real and personal, to make contracts, to sue and be sued, to have and to use a common seal, and the same to change at pleasure.

SECTION 4. The officers of said city shall be a mayor; six aldermen; a recorder, who shall be ex-officio clerk of the common council and assessor; a marshal, who shall be ex-officio collector of taxes; and a treasurer, who shall

hold their offices until their successors are elected and qualified.

SECTION 5. Said officers shall be elected annually by the qualified electors of said city on the first Monday in December of each year; Provided, That no person shall be entitled to vote at any municipal election who has not resided in said city limits thirty days next preceding the election, and also, shall have refused or neglected to pay any city fine or tax legally assessed against him, provided such payment has been legally demanded of him. The first election for city officers shall be as follows: The County Clerk of Linn county, or his deputy, shall post in three of the most public places of said city, at least one week before the election, a notice designating the place where said election will be held, and thereafter and before the election, shall appoint three persons to receive the vote at the place designated; and the persons so appointed shall receive the votes as aforesaid, and within five days thereafter shall make return of said votes to the clerk or deputy, and he shall forthwith, in the presence of the County Judge or Justice of the Peace, canvass the same; and to the persons respectively having the highest number of votes for mayor, recorder, marshal and treasurer, he shall give certificates of election, and to the six persons having the highest number of votes for aldermen, he shall give certificates of their election as aldermen of said city.

SECTION 6. The mayor and aldermen shall compose the common council of said city, and at any meeting shall have exclusive power to provide for the election and qualification of officers, and for filling all vacancies in office; to fix the time and place of their meetings, but they shall meet as often as once in each month; to levy and collect taxes for city purposes, not to exceed one-half of one per cent. per annum on property in said city taxable for county purposes; to establish hospitals; to prevent and remove nuisances; to provide water; to license, tax and regulate auctioneers, taverns, ordinaries, hawkers,

peddlers, brokers, pawn brokers and money changers and also hackney carriages, wagons, carts, drays and omnibusses, and fix the rates of carrying persons or property thereon; to license, tax and regulate bar-rooms, billiard tables, theatrical and other shows, exhibitions and other amusements, and also to prohibit bawdy houses, gambling and gaming houses. Provided, The tax and license hereby granted shall be in addition to those made by the county to establish and regulate market houses and places; to establish fire companies, and to provide for the prevention and extinguishment of fire; to appoint fire wardens and prescribe their duties, and property guards, to compel any persons present to aid in the extinguishment of such fires, or for the preservation of property exposed to danger in time of fire, and by ordinance to prescribe such other powers as may be necessary on such occasions; to establish and regulate a night watch; to impose fines, penalties and forfeitures; to provide for the construction, clearing and repairing of side and crosswalks adjacent to lots by the holders thereof, and also making, clearing and improving gutters; to grade, pave, plank, or otherwise clean and keep in repair, streets, alleys and sidewalks; to erect, regulate and repair public wharves, docks and bridges, and to regulate the erection and repairs of private wharves and fix the rates of wharfage thereof; to regulate the storage of gunpowder and other combustible materials, and the use of candles, lamps and other lights, in shops, stables and other places; to prevent, remove or secure any fire-place, stove or other apparatus which may be dangerous in causing fires; to regulate and prescribe any manner of building partition walls and fences; to prevent or regulate the running at large of animals, and the discharge of fire arms in said city; to license and regulate porters and fix the rates of portage; to appropriate for any item of city expenlitare, and to provide for the payment of debts and expenss of the city; to appoint a city attorney and prescribe his duties; to change and make wards, and

change the number of aldermen, as the interests of the city may require; to provide for measuring and weighing hay and wood and other commodities bought and sold in said city; to provide for the removal of standing waters, and unwholesome and offensive substances, and to prevent streams from overflowing their banks; to make by-laws and ordinances not inconsistent with the laws of the United States or of this State; to carry into effect the provisions of this charter, and secure the health, peace and improvement of said city, and to provide for the punishment of the violation of city ordinances by fines or imprisonment, but no fines shall exceed one hundred dollars, nor imprisonment more than twenty days; and shall have power to prevent the introduction of diseases into the city; to prevent or restrain any noise, riot, disturbance or disorderly assemblage in any street, house or place in the city; to provide for the prevention and removal of obstructions in the Willamette river within the limits of said city; Provided, That the residents of said city shall not be exempt from payment of such road taxes as are, or may be by law, imposed on other residents of Linn county; And provided further, That the City Council shall appoint a suitable person as supervisor of roads, who shall collect and apply all road tax within the city of Albany to the roads within the limits of said city, and within the road district in which said city is situated.

SECTION 7. The Mayor shall have power to call meetings of the Common Council, and shall preside at their meetings, and when there is a tie in the Council, shall vote; and shall, at least once in each year, state to said Council the condition, financial and otherwise, of the city, and recommend such measures for the peace, health, improvement and prosperity of the city as he shall deem expedient.

SECTION 8. The Recorder shall have jurisdiction over all violations of city ordinances, and may hold to bail, fine or commit, persons found guilty thereof; and within the city shall have jurisdiction and power like a Justice

of the Peace, and the law governing justices of the peace shall apply as far as practicable to all his proceedings; his duties as assessor and clerk shall be prescribed by the Common Council; he shall preside in the absence of the Mayor, and shall keep a journal of the proceedings of the Council.

SECTION 9. The Marshal shall execute all processes directed to him by the Recorder or any legal authority; shall be a conservator of the peace, and shall arrest all persons guilty of a breach thereof, or of the violation of a city ordinance, and take them before the Recorder for trial; and may, as collector, enforce the collection of city taxes, as the collection of county taxes are enforced, and shall perform such other duties as may be required of him by the Common Council.

SECTION 10. The Treasurer shall receive and keep the funds and moneys of the city and pay out the same as hereafter specified; and when required by the Common Council, shall make a statement of the financial affairs of the city.

SECTION 11. The Mayor and Alderman shall receive no pay for their services, and the compensation of other officers shall be as provided by the Common Council.

SECTION 12. No claim against the city shall be paid until it is audited and allowed by the Common Council, and then the Treasurer shall pay it upon a warrant drawn upon him by the Recorder.

SECTION 13. No member of the Common Council shall, during the period for which he is elected, be interested in any contract, the expenses of which are to be paid out of the city treasury.

SECTION 14. Within five days from the enactment of any ordinance, a copy thereof shall be posted in three of the most public places in said city, or published in a newspaper in Albany, and no ordinance shall take effect in less than five days from its passage.

SECTION 15. A majority of the Aldermen, with the

presiding officer, at any meeting shall constitute a quorum to do business, and all their meetings shall be public; and at least once a year, they shall cause a statement of the financial affairs of the city to be published.

SECTION 16. The City Council shall not, in any manner, create any debt or liabilities which shall singly or in the aggregate, exceed the sum of one thousand dollars.

SECTION 17. This charter shall be submitted to the popular votes of the qualified electors of the city of Albany for their acceptance or rejection, and if a majority of the votes cast be in favor of accepting the same it shall become a law, but not otherwise.

SECTION 18. The Clerk of said Linn county, or deputy, shall give notice thereof and appoint a time previous to the last Monday of November, 1834, and a place in said city, for voting on the acceptance or rejection of this charter; and he shall also appoint three persons who shall be qualified, and receive votes and declare the result of the vote to said Clerk, or deputy, who shall thereupon immediately declare the result of the vote.

SECTION 19. The Legislature shall have the right to repeal or alter this charter.

SECTION 20. Inasmuch as the property of the citizens of Albany requires further protection than can be afforded by the general laws of this State, this Act shall take effect from and after its approval by the Governor.

Passed the House, October 8th, 1864.

I. R. MOORES,

Speaker of the House of Representatives.

Passed the Senate, October 8th, 1864.

J. H. MITCHELL,

President of the Senate.

Approved, October 24th, 1864.

ADDISON C. GIBBS,

Governor of Oregon.

AMENDED CHARTER.

AN ACT to amend an Act entitled "An Act to Incorporate the City of Albany."

Be it enacted by the Legislative Assembly of the State of Oregon :

SECTION 1. That Section 2 of said Act be amended so as to read as follows :

SECTION 2. The limits of said city shall be as follows: Commencing in the middle of the main channel of the Willamette river, at the northeast corner of Hackleman's addition to the town of Albany; thence south on the east line of said addition to the southeast corner of said addition; thence continuing south 8°, 15' east seventeen hundred and twenty feet; thence in a direct line to the corner of the corporate limits of said city, on the line between the land claim of Thomas Monteith and A. Hackleman; thence south 81°, 45' west to the western boundary of Walter Monteith's land claim; thence north along said boundary to the Calapooia river; thence down the middle of said river to the Willamette river; thence down the middle of the main channel of said river to the place of beginning. And said city shall constitute one ward.

SECTION 2. That Section 6 of said Act shall be so amended as to read as follows :

SECTION 6. The Mayor and Aldermen shall compose the Common Council of said city, and at any meeting shall have exclusive power to provide for the election and qualification of officers, and for filling all vacancies in office; to fix the time and place of their meetings, but they shall meet as often as twice in each month; to levy

and collect taxes for city purposes on all property, both personal and real, within the limits of said city; Provided, That no indebtedness shall be deducted from any assessment made upon any person or property for city purposes, said taxes not to exceed five mills on the dollar per annum; Provided, Said tax may be raised to six mills by vote of the legally qualified voters of said city; to establish hospitals; to prevent and remove nuisances; to license tax and regulate auctioneers, taverns, ordinaries, hawkers, brokers, peddlers and money changers; also, hackings, carriages, wagons, carts, drays and omnibusses, and to fix the rate of carrying persons thereon; to license, tax and regulate bar-rooms, billiard-tables, theatres and other shows, exhibitions or other amusements; also to prohibit and regulate bowly houses, gambling houses and gambling; Provided, The City Council shall have the exclusive control of all licenses, and that no part thereof shall go to the county; And provided further, That any person having paid a tax or license herein provided for to the city, shall be exempt from paying any tax or license to the county for the purpose for which the same shall have been granted by said city; to establish and regulate market houses and places; to establish, regulate and sustain fire companies; to provide water at the expense of the property-holders in the districts known as cistern-districts; to appoint fire wardens; to lay out and establish cistern-districts; to appoint property guards, and prescribe their duties; to compel any person present to aid in the extinguishment of fire, and for the preservation of property exposed to danger in time of fire, and by ordinance to exercise such other power as may be necessary on such occasions; to establish and regulate a police and night-watch; to impose fines, penalties and forfeitures for the violation of its ordinances; to provide for the making, clearing and repairing of side and crosswalks adjacent to lots by the holders thereof; also the making and repairing of gutters; also, to grade, have planed, or otherwise clean and keep in repair streets, alleys and sidewalks;

to erect, repair and regulate piers, public wharves, docks and bridges, and to regulate the erection and repair of private wharves, and fix the rate of wharfage; to regulate and control the storage of gunpowder and other combustible materials, and the use of candles, lamps, and other lights in shops, stables, and other places; to prevent, secure or remove any fire-places, stove, or other apparatus which may be dangerous in causing fires; to regulate and prescribe the manner of building partition walls or fences; to prevent and regulate the running at large of animals, and the discharge of fire-arms, in said city; to license and regulate porters, and fix the rate of portage; to appropriate for any item of city expenditure, and to provide for the payment of debts and expenses of the city; to appoint a City Attorney and prescribe his duties; to change and make new wards; and change the number of Aldermen: Provided, The number provided for in this act shall not be reduced, as the interests of the city may require; to provide for the weighing or measuring of hay, wood, and other commodities bought and sold in said city; to provide for the removal of standing water, and other unwholesome and offensive substances, and to prevent streams from overflowing their banks; to make all by-laws and ordinances necessary to carry into effect the provisions of this Charter, and to secure the health, peace, security and improvement of said city, and to provide for the punishment of the violation of any city ordinance, by fine or imprisonment, but no fine shall exceed one hundred dollars, and imprisonment more than thirty days; and shall have power to prevent the introduction of diseases into the city; to prevent or restrain any noise, riot, disturbance, or disorderly assemblage in any street, house or place in the city; to provide for the prevention or removal of obstructions in the Willamette river within the limits of said city; Provided, The citizens of said city shall not be exempt from the payment of such road taxes as are or may be imposed by the laws of this State; and provided further, that the City Council shall appoint

a Supervisor of roads, who shall collect and apply all road tax within the city of Albany to the roads within the city and district in which the city is situated.

Passed the House, October 20, 1870.

B. HAYDEN,
Speaker of the House.

Passed the Senate, October 25, 1870.

JAMES D. FAY,
President of the Senate.

Approved October 26, 1870.

L. F. GROVER,
Governor of Oregon.

CITY LAWS

ORDINANCE NO. 1.

Concerning the city elections and city organization.

Be it enacted by the Common Council of the City of Albany:

SECTION 1. The annual election of officers of the City of Albany shall be held on the first Monday in December of each year, and the polls shall be opened at 9 o'clock in the morning and closed at 7 o'clock in the evening, but the judges may, for the purpose of receiving all the votes, hold the polls open until 7 o'clock in the evening.

SEC. 2. There shall be provided by the Recorder two poll books at each election, which shall be given to the judges at the time they are sworn in as judges of election.

SEC. 3. It shall be the duty of the Marshal to see that the places selected as voting places are properly furnished for that purpose with the accommodation of the judges and clerks may require.

SEC. 4. So far as the annual election is not provided for by this ordinance the same shall be, as far as circumstances will permit, conducted according to the laws of this State regarding elections for State and county affairs.

SEC. 5. Each voter must be a resident of the State of Oregon for six months, also a resident of the City of Albany for thirty days previous to the time of voting.

SEC. 6. Hereafter at the annual election there shall be chosen one Mayor, one Recorder, one Treasurer, one Marshal and six Aldermen, who shall be citizens of, and

reside within the city, who shall serve for one year from the first Monday in January following each election, or until their successors are elected and qualified.

Sec. 7. Whenever any Alderman shall remove from the city or shall fail to attend two regular meetings of the Council in succession, without satisfactory excuse made to the Council, in person or writing, his office shall be vacant and the Council shall proceed to fill the same by the appointment of some resident of the city.

Sec. 8. At the first regular meeting of November of each year, or at a special meeting called for any purpose, the City Council shall appoint three persons who are legal voters of the city to act as judges of election, who shall take with their assistance two competent persons to act as clerks of said election.

Sec. 9. Elections shall be held in such places in the city as the City Council may designate, and two weeks before any regular election the Recorder shall publish in some city newspaper a notice of such election, the time and place of holding the same, and the hour when the polls will open and close. He shall notify the judges of election of their appointment at least five days before the day of election.

Sec. 10. If any person appointed by the City Council to act as judge of election shall fail to be present at the place of voting at the time when the polls should open, the voters present may select judges who shall be voters of the city, and who are sworn to by said conduct the election as if appointed by the City Council.

Sec. 11. Previous to votes being taken the judges and clerks of the election shall severally take and subscribe an oath in the following form, to-wit: I do solemnly swear (or affirm) that I will perform the duties of judge of the election or clerk, as the case may be, according to the law and the best of my ability, that I will studiously endeavor to prevent fraud, deceit and abuse in conducting the same.

SEC. 12. The Recorder shall administer the oath to the judges and clerks, and in the absence of the Recorder one the persons chosen to act as judge is hereby empowered to administer the oath to the judges and clerks of election, and the person administering the oath shall cause an entry thereof to be made and subscribed by him and prefixed to the poll books.

SEC. 13. The judges of election shall administer the following oath to any person whose vote is challenged: You do solemnly swear or affirm that you are citizen a of the United States, or that you have declared your intention to become such; above the age of twenty-one years; that you have resided in this State for six months and in this city for thirty days preceding this election; so help you God. That if any person refuse to take such oath when tendered him, his vote shall be rejected by the judges of election.

SEC. 14. The clerks shall keep a record in the poll books of the names of the voters in the order in which they shall vote.

SEC. 15. Returns shall be made to the Recorder immediately after, as is, or may be provided by the law of this State for general elections, and as soon as the same are fully made, the Mayor and Recorder shall proceed to canvass the votes cast and shall report at the next regular meeting of the City Council.

SEC. 16. After the votes are counted the Recorder shall issue certificates of election to the persons elected, and in case two or more persons have received an equal number of votes for any office at that election he shall notify them of that fact and advise them of the next meeting of the Council when the case shall be considered by lot.

SEC. 17. In case two or more persons shall at any election receive an equal number of votes for any office, the Mayor and Recorder shall certify the same to the City Council, and at the first meeting thereafter, the clerk

shall write the names of such candidates on separate pieces of paper and put them into a hat or box, and put into another hat or box the same number of pieces of paper. On one shall be written the name of the office for which they are candidates, and after the hats or boxes are shaken by two Aldermen, two others shall draw in presence of the others, one a paper from one box or hat and the other from the other box or hat, and so on until the paper is drawn on which the name of the office is written, and the person whose name is drawn against that, shall be declared elected to the office in question as if he had received a majority of votes at the annual election.

SEC. 18. Any candidate failing to receive a certificate of election, and intending to contest the election of the candidates in whose favor return has been made, shall, before the next regular meeting of the City Council, file with the Recorder a notice of his intention to so contest, addressed to said Council, stating therein the points on which he will contest the same.

SEC. 19. The City Council shall then appoint a committee to examine testimony, and report thereon at some regular meeting, provided that the points on which the contest is made are such that they deem it necessary to take testimony. Said committee shall give five days' notice to both parties of the time and place where such hearing will be had, and after concluding the hearing of testimony thereon they shall report the result to the Council with a brief review of the testimony elicited, and the reasons of their decisions, and thereupon the contest shall be finally decided by a vote of the Council, unless they determine to re-examine the testimony themselves before deciding, which they may do by renewing the five days' notice to the parties interested.

SEC. 20. The residence of any voter, under the terms of this ordinance, shall be considered to be where his family resides, and in case he has no family, where he boards.

SEC. 21. Any person who shall willfully vote at any city election illegally, not being a voter in this city, or shall attempt to vote twice at any city election, shall, on conviction thereof before the City Recorder, be fined not less than fifty dollars, nor more than one hundred dollars and costs, in default of which he shall be committed to prison, not to exceed twenty days.

SEC. 22. Judges and clerks of election for city officers shall be allowed a fee of two dollars for their services, and after each election the Recorder shall make out an account and return it to the City Council of those who served as judges and clerks, and their claims shall be allowed as other claims are by the council.

SEC. 23. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 2.

Concerning the meetings of the City Council and the terms of office of City Officials, and powers of the City Council.

Be it ordained by the Common Council of the City of Albany,

SECTION 1. The regular meetings of the City Council shall be held on the second and fourth Tuesdays of each month, at such time and place as they shall designate.

SEC. 2. The City Council, when in session, may pass or repeal any ordinance or part of ordinance not inconsistent with the City Charter, or may make any order for the government or improvement of the city; allow or disallow any claims against the city; to provide for the prevention of fire, and for the protection of property in time of fire; to order any sidewalk, or improve any street that they may deem to be necessary; to print and pub-

watch and prescribe his duties, and to appoint all public officers and prescribe their duties, and to make all needful rules and regulations by ordinance or otherwise, to carry into effect the provisions of the City Charter.

Sec. 3: The official year shall commence on the first Monday of January of each year.

Sec. 4: This ordinance to be in force from and after six days after its publication.

Enacted May 2, 1873.

WILLIAM CLEVELAND, Mayor.

Attest: J. C. HANCOX, City Recorder.

ORDINANCE NO. 3.

Relating to the qualifications, duties and compensation of the City Recorder.

Be it ordained by the Common Council of the city of Albany:

SECTION 1. Before entering upon the duties of the office of City Recorder, he shall file with the Mayor his certificate of election or appointment with his oath endorsed thereon, to the effect that he will faithfully perform the duties of his office, and also a bond to the City of Albany in the sum of one thousand dollars, payable in gold or silver coin of the United States, with two sureties to be approved by the Mayor, conditioned that he will faithfully pay over all moneys that may come into his hands by virtue of his office to the City Treasurer, and turn over to his successor in office all books, papers and property belonging to the city that may come into his hands by virtue of his office as City Recorder.

Sec. 2. The City Recorder shall have jurisdiction over all violations of city ordinances and may hold to bail, fine, or commit to prison persons found guilty thereof, and within the city limits shall have civil and criminal jurisdiction, and have powers like a Justice of the Peace.

and the law governing Justices of the Peace shall apply as far as practicable to his proceedings. He shall keep the corporate seal of the city and all of the documents belonging to the city, and shall file them in his office under appropriate heads.

SEC. 3. It shall be the duty of the City Recorder to attend the meetings of the City Council and keep a correct record of the proceedings of that body in a well bound book provided for that purpose. He shall also record in a well bound book, to be called the book of ordinances, all ordinances passed by the City Council. He shall keep all of the original ordinances on file in his office, carefully preserved for future reference. He shall keep an account in a well bound journal and ledger, in the usual form of single entry of book-keeping, between the Recorder and the city, the Treasurer and the city, and the Marshal and the city, in which he shall charge each of said officers with whatever he receives belonging to the city, and credit them with whatever they account for satisfactorily to the City Council.

SEC. 4. He shall keep a record of licenses in a well bound book, which shall be spaced in six columns, which shall be filled as follows: The first column shall state the name of the applicant for a license, and the second, date of granting the same; the third, the occupation for which license is granted; the fourth, the time for which license is granted; the fifth, the amount paid for such license; the sixth, the day, month and year when the license so issued shall expire.

SEC. 5. The Recorder shall keep a book to be called the record of orders, in which he shall enter in different columns the number, date and amount of each order issued, the name of person to whom issued, (who shall receipt for the same when delivered), and the date of cancellation whenever the same shall have been returned as cancelled.

SEC. 6. When any account shall have been allowed

and ordered paid by the City Council, the Recorder shall draw his order on the City Treasurer therefor, and make a record of the same, as provided in the preceding section, and when the City Treasurer shall return the same cancelled, the Recorder shall enter the date thereof in the record of orders, as provided in the last section, after which such cancelled order shall be destroyed.

SEC. 7. He shall report to the City Council at the first regular meetings in March, June and September all fines collected for violation of city ordinances, the number and character of licenses issued, and a list of city orders drawn on the city Treasury, and shall make a similar report at their last meeting in December of each year, with a summary of all his transactions with the city during the year.

SEC. 8. All fines and penalties belonging to the city collected by the City Recorder, shall be immediately paid by him into the City Treasury.

SEC. 9. When making the regular assessment of property to be taxed for city purposes, it shall be the duty of the City Recorder to ascertain, by diligent inquiry, the names of all persons within the city limits liable to taxation, all the taxable personal property and real estate therein, and appraise the same according to the laws of Oregon.

SEC. 10. The Recorder, as Assessor, shall require every person liable to be taxed to give upon oath a full description of all taxable property owned by him within the city limits, or his agent or attorney for the same, and if any person refuses to make an oath thereto, he shall ascertain from the best information to be had, the taxable property owned or held by such person.

SEC. 11. The assessment roll shall contain in separate columns: 1st, the names of persons assessed; 2d, description of real estate owned by such person, with number of lot and block given; 3d, the full cash value of such real estate; 4th, the full cash value of taxable

personal property owned by such person; 5th, the total cash value of all taxable property so assessed.

SEC. 12. So far as not provided for in this ordinance the assessment shall be made in accordance with the laws of the State regulating assessments by County Assessors.

SEC. 13. All proceedings or actions before the Recorder shall be commenced by complaint, setting forth the violation of the ordinance, or act of vagrancy or disorderly conduct complained of, or the offense charged with such particulars as to the time or place, person or property, as to enable the defendant to understand distinctly the character of the offense complained of, and to answer the complaint. And all complaints shall be verified with an oath of the party making the same. To the complaint the defendant may plead, or he may answer or deny the same; such plea, answer or denial may be oral or in writing, and immediately there-after the cause shall be tried, unless for good cause an adjustment be granted.

SEC. 14. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 4.

Qualifications and duties of City Marshal.

Be it ordained by the Common Council of the city of Albany:

SEC. 1. Before entering upon the duties of his office, the City Marshal shall file with the Recorder a certificate of his election, with his oath of office endorsed thereon that he will faithfully and impartially perform the duties of his office, and also a bond to the City of Albany, in such sum as the City Council will require, payable in gold or silver coin of the United States, with sureties ap-

proved by the Mayor, conditioned that he will faithfully discharge his duties as City Marshal, account for and pay over all the money that comes into his hands by virtue of his office into the city treasury, and turn over to his successors all books, papers or property belonging to the city that may come into his hands by virtue of his office as City Marshal.

SEC. 2. The City Marshal shall be a conservator of the peace, and shall execute all processes directed to him by the Recorder or by any magistrate of this State. He shall attend regularly upon the sitting of the Recorder's Court. He may make arrests for a breach of the peace, for a violation of any city ordinance, or for the commission of crime within the city limits, the same as a peace officer may under the laws of this State. He shall collect all taxes levied by the City Council as required by ordinance, and make immediate return of all moneys due the City Treasury, taking therefor duplicate receipts, the original of which shall be filed in the Recorder's office and placed to his credit. When any person doing business within the city or engaged in any occupation for which a city license is required, shall neglect or refuse to take out the same as required by the city ordinance, it shall be the duty of the City Marshal to inform against and prosecute such person before the City Recorder, and enforce the payment of such license fee from such delinquent, and in the discharge of his duties he shall exercise a vigilant control over the peace and best interests of the city.

SEC. 3. All sums due the City Marshal for the collection of city taxes and all other services rendered the city shall be audited and paid in the same manner as other claims against the city, except his fees in civil and criminal cases, which when collected, may be retained by him.

SEC. 4. The City Marshal shall look after the condition of the streets, crosswalks, bridges, culverts, sewers and cisterns of the city, and at any time that he shall

find any break or dangerous place in them or any of them, such as would endanger life or limb of persons or be dangerous to horses or other beasts of burden in passing over them, or liable to cause the breaking of any vehicle, or when any culvert, sewer or ditch, shall become clogged, or in any way so out of repair, as to dam up and cause the water to overflow the streets and private property in the city, or to stand in stagnant pools, it shall be his duty to repair, or cause to be repaired, the same, and make full report of all such repairing done by him to the City Council at their first meeting in each month, such report to include a correct account and particular description of all such repairing for each month, beginning with the first meeting in one month, and ending with the first meeting in the next, and so on during his term of office.

SEC. 5. The City Marshal shall have power to appoint, by written appointment filed with the Recorder, and employ a deputy, who shall hold his office as Deputy Marshal subject to the orders and requirements of the City Marshal, in accordance with and subject to the provisions of city ordinances in force, and such deputy shall take an oath to faithfully demean himself in office.

SEC. 6. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 5.

Relating to the Qualifications and Duties of City Treasurer.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. Before entering upon the duties of the office of City Treasurer he shall file with the Recorder a certificate of his election, with his oath endorsed thereon,

that he will faithfully demean himself in office, and also a bond to the City of Albany, in the sum of five thousand dollars, payable in United States gold or silver coin, with at least two sureties to be approved by the Mayor, or such other sum as the City Council may require, conditioned that he will faithfully discharge the duties of City Treasurer, account for and pay over all money, and turn over to his successor all books, papers or property belonging to the city that may come into his hands by virtue of his office as such Treasurer.

SEC. 2. The Treasurer shall reside and keep an office within the city limits, and shall pay all orders issued to him by the City Recorder in the order they are presented for payment from the funds of the city treasury, and he shall pay no money out of the treasury except upon orders issued by the Recorder.

SEC. 3. He shall at the end of each quarter, and at the last regular meeting for the year, or at any time when required by the City Council to do so, make report to the City Council of his doings as Treasurer. He shall at the time of making such report return to the City Council all vouchers paid and cancelled by him, which cancelling shall be done at time of payment by writing, or stamping on the face of such order the word "paid," in large letters, with the date of payment. He shall include in his report an account of all money and property in his hands as City Treasurer, and turn the same over to his successor when he shall be duly qualified.

SEC. 4. The City Treasurer shall receive one per cent. on all received and one and a half per cent. on all money paid out by him as City Treasurer, and his accounts shall be audited and paid in the same manner as other accounts against the city,

SEC. 5. When any city warrant shall be presented to the City Treasurer and there is no money in the treasury to pay the same, the City Treasurer shall endorse on the back of said warrant, "Presented and not paid for want

of funds;" also the time of making said endorsement; and he shall keep a record of such orders or warrants in a book kept for that purpose; whenever the City Treasurer shall pay any warrants so endorsed he shall cancel the same as other warrants are cancelled by him and enter the same on the book of endorsed orders.

SEC. 6. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 6.

Relating to the Appointment, Duties and Compensation of City Surveyor.

Be it ordained by the Common Council of the City of Albany:

SEC. 1. A City Surveyor may be appointed by the City Council at any meeting when the Council deem it necessary to make such appointment, who shall serve during the remainder of the year.

SEC. 2. Before entering upon the duties of City Surveyor he shall file with the Recorder a certificate of his appointment, with his official oath endorsed thereon to the effect that he will faithfully demean himself in office.

SEC. 3. It shall be the duty of the City Surveyor to make such surveys within the city limits and render such service consistent with his profession as the City Council may require of him, and he shall make a record of all his official acts and reports in a well bound book, to be kept in the Surveyor's office, and in case he has no office within the city it shall be kept in the Recorder's office for general reference.

SEC. 4. He shall receive as compensation for any service rendered the city or to the citizens thereof the sum

of five dollars per day. The services of his assistants shall be audited and paid at a reasonable compensation.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 7.

Relating to the Appointment, Duties and Compensation of City Attorney.

Be it ordained by the Common Council of the City of Albany:

SEC. 1. The City Attorney shall be of the degree of attorney and counselor of the Supreme Court of this State. He shall be appointed by the City Council at any regular meeting, to serve during their term of office.

SEC. 2. Before entering upon his duties the City Attorney shall file with the Recorder a certificate of his appointment, with an official oath endorsed thereon to the effect that he will faithfully demean himself in office.

SEC. 3. It shall be the duty of the City Attorney to attend to all actions in which the city is interested; and he shall advise the City Council when requested so to do, on any legal question that may arise involving the interest of the city.

SEC. 4. The City Attorney shall receive as his compensation for services as City Attorney such sum as the City Council may deem just and reasonable for his legal advice as counsel. When excessive service is demanded of him, when prosecuting any case in behalf of the city before the Recorder's Court, he shall receive the fees set forth in Ordinance No. 17, relating to fees of officers.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 8.

An Ordinance relating to the assessment, levy, and collection of city taxes, and the granting and collection of licenses, and imposing and collecting fines.

Be it ordained by the Common Council of the City of Albany:

SEC. 1. In the month of February of each year the City Recorder, unless otherwise ordered by the City Council, shall proceed to make and complete the annual assessment of city property taxable for city purposes, as directed in sections 9, 10 and 11, in Ordinance No 3. and he shall make his return of the assessment of city property liable to taxation for city purposes, at the first regular meeting of the City Council for the month of March ensuing.

SEC. 2. When making assessment of city property the City Recorder shall require each person liable to be taxed by the city to furnish him a list of his real and personal property within the city, and shall administer to such taxpayer an oath or affirmation to the effect that he will render a true and complete list of all property owned by him and liable to taxation within the city, and any person who shall refuse to make such oath or affirmation when required to do so by the assessor shall forfeit and pay to the city the sum of twenty dollars as a penalty for violation of this provision of this ordinance, which sum, together with the costs, shall be collected as other penalties are collected for violation of any city ordinance.

SEC. 3: As soon as the assessment roll is completed the Recorder shall give notice, by posting in three public places in the city, at least one week previous to the time when the City Council will sit as a board of equalization. and at the time specified the Council shall meet and equalize the assessment. Complaint of excessive valuation of property may be made by the personal appearance

of the complainant before the board at said meeting, or a verified statement of facts may be filed with the Recorder before the sitting of the board.

SEC. 4. As soon as the assessment roll is returned and the equalization perfected, the City Council shall fix the rate and levy the tax for the current year.

SEC. 5. Immediately after the annual levy of the rate of taxes by the City Council, the City Recorder shall make and deliver to the City Marshal a transcript of the assessment roll, with the rate of tax levied and the amount due from each individual extended thereon, to which he shall attach a warrant in the name of the City of Albany, under his hand, commanding the Marshal to collect the taxes charged in said list by demanding payment of the persons charged therein, and making sale of the goods and chattels of such persons when necessary; that he pay over all money collected by virtue of said warrant to the City Treasurer, and return said warrant, together with the list aforesaid, and an account of his acts and doings thereon to the City Council on or before the first day of May ensuing.

SEC. 6. Upon the receipt of the tax roll and warrant aforesaid from the City Recorder, the City Marshal shall immediately give notice, posting three printed land-bills in the city, to the effect that the assessment roll is in his possession; that payment of taxes is immediately due and must be paid before the first day of May ensuing, under penalty of five per cent. to be added thereto if not paid by that day, and naming the place where he will hold his office to receive and receipt for city taxes.

SEC. 7. If any person from whom city taxes are due shall fail to pay the same in answer to posting notices, by the first day of May of any year, he shall incur a penalty of five per cent. to be added thereto as provided in this ordinance.

SEC. 8. City orders issued by the Recorder shall be receivable for city taxes; provided that the amount of

the same shall not exceed the sum payable, or that no change is required.

SEC. 9. The City Marshal shall receipt for all taxes paid him, and note the fact of such payment on his tax roll.

SEC. 10. In case that any person shall refuse to pay the city tax when the same is due, the Marshal shall levy the same by distress and sale of the goods and chattels of such persons, and such sale shall be made in conformity to the provision of State law for the collection of State and county taxes.

SEC. 11. On the first Thursday of May of each year, the City Marshal shall make out a statement of the taxes remaining unpaid, with the names of the persons from whom the same are due, and such other facts as may be in his possession relating thereto, and return his original list and warrant with such statement to the City Council, at which time he shall make settlement with the Council for the same.

SEC. 12. After the return of the delinquent tax list by the Marshal, as provided in the last section, the Recorder shall immediately make from said delinquent tax roll a true and correct list of the taxes returned as unpaid, and of the persons to whom such taxes are charged, and deliver the same to the City Marshal with a warrant thereto attached under his hand, commanding him in the name of the city of Albany to levy upon the goods and chattels of such delinquent tax payer, and if none be found, then upon the real property of such persons, or so much thereof as shall satisfy the amount of taxes so charged with five per cent. penalty added thereto, and costs of collection, and that said Marshal shall pay over all moneys collected by the first day of July ensuing.

SEC. 13. A warrant as named in this title shall have the effect of an execution against any person, firm or corporation upon whom such taxes are levied and all proceedings had upon it shall be conducted by the Marshal

as is or may be provided by the laws of this State upon a warrant to any Sheriff issued by the County Court for the collection of State and county taxes by sale of real or personal property.

SEC. 14. If the Marshal shall fail to make settlement of the taxes included in the assessment roll within the time required by this ordinance, he shall be liable to a penalty of five per cent. damages, and twelve per cent. interest per annum on the balance of unsettled taxes charged against him, and if any Marshal shall withhold payment of any money collected for the city after the same shall be paid, he shall be liable to pay ten per cent. damages, and interest may be collected by suit brought upon the Marshal's bond for the recovery of the same.

CONCERNING THE PAYMENT OF TAXES, LICENSES AND FINES.

SEC. 15. All taxes due the city of Albany for taxes or as fees for fines, or for license, shall be paid in gold or silver coin of the United States.

SEC. 16. All fines and penalties imposed for violation of any city ordinance may be enforced by action against the offender brought before the Recorder's Court in the name of the City of Albany, and all judgements rendered in such cases shall be for the amount of fine and costs of suit.

SEC. 17. When any person against whom a fine and costs are adjudged is unable to pay the same, or shall refuse to do so, he may be sentenced to labor one day for each two dollars of such fine and costs, in charge of the City Marshal, on city improvements or on any labor done for the corporation.

REGULATING AND LICENSING CERTAIN OCCUPATIONS:

SEC. 18. That no person, firm, company or corporation shall be engaged in, prosecute, or carry on any trade, business or profession within the limits of the city of Albany, hereinafter mentioned and described, until he, she or they have obtained a license therefor in the manner hereinafter provided.

SEC. 19. That any person, firm, company or corporation, required by this ordinance to obtain license to engage in any trade, business or profession, for which a license is required by this ordinance, shall pay to the City Treasurer such sum or sums as hereinafter provided; thereupon, with the receipt of the City Treasurer, (which receipt shall set forth the kind of business for which license is desired), they shall apply to the City Recorder, who shall issue license to the parties applying in accordance with the receipt of the Treasurer.

SEC. 20. That if any person or persons shall exercise or carry on any trade, business or profession, or do any act hereinafter mentioned, for the exercising, or carrying on or doing of which trade, business or profession, a license is required by this ordinance, without taking out such license as in that behalf required, he, she or they shall, on conviction thereof before the Recorder, for every such offense, besides being liable to the payment of the tax, be subjected to imprisonment for a term not exceeding twenty days or a fine not exceeding one hundred dollars or both, one moiety of such fine to the use of the city of Albany, the other moiety to the use of the person who shall first give information of the fact whereby such fine was incurred.

SEC. 21. That in every license to be taken out under or by virtue of this ordinance shall be contained and set forth the purpose, trade, business or profession for which license is granted, and the name and place of abode of the person or persons taking out the same; if by a peddler, whether authorized to trade on foot or with one or two or more animals, the time for which such license is to run, and the date or time of granting such license, and any person carrying on or exercising any trade, business or profession, or doing any act for which a license is required, shall, on demand of any city officer, produce such license, and unless he shall do so may be deemed and taken to have no license. And in case any peddler shall

refuse to produce his or her license when demanded by any city officer, said officers may secure the animals, wagon and contents, or pack, bundle or basket of any person so refusing, and hold the same until the license is produced.

SEC. 22. That in any case when more than one of the pursuits, employments or occupations hereinafter described, shall be pursued or carried on in the same place by the same person at the same time, license must be taken out for each, according to the rate severally prescribed.

SEC. 23. That no auctioneer shall be authorized, by virtue of his license as such auctioneer, to employ any other person to act as auctioneer in his behalf, except in his own store or warehouse, or in his own presence. The provisions of this section shall not apply to judicial or executive officers making auction sales by virtue of any judgment or decree of any court, nor public sale made by executors and administrators.

SEC. 24. All licenses issued as quarterly licenses shall expire the last day of each quarter, namely, thirty-first of March, thirtieth of June, thirtieth of September and thirty-first of December, and all quarterly licenses shall be dated from the first day of the month in which the liability thereof occurred, and shall be issued upon the payment of a suitable proportion of the whole amount of duty imposed for such license. All licenses shall expire on the thirty-first day of December of each year.

SEC. 25. All licenses required by this ordinance shall be paid in advance in gold and silver coin.

SEC. 26. That from and after this ordinance shall take effect, there shall be paid at such times as hereinafter provided, for each license granted the sum herein stated respectively: Auctioneers shall pay a quarterly license of three dollars. Every person shall be deemed an auctioneer within the meaning of this ordinance, whose business it is to offer property for sale at public outcry.

SEC. 27. Any person applying for a license to sell spiritous or fermented malt liquors or wines, as provided in this ordinance, shall execute a bond to the City of Albany in the penal sum of five hundred dollars with two or more sufficient sureties to be approved by the Recorder, (which sureties shall qualify in double the amount required in the bond) conditional that he or they will keep a decent and respectable house, and that he will not permit any unlawful gaming or riotous conduct in or about his house, and that he will not keep open the same on the first day of the week, commonly called Sunday, nor in any wise dispose of spiritous or fermented malt liquors or wines on said day. That he will not sell, give or otherwise dispose of spiritous or fermented malt liquors or wines to minors under the age of eighteen years, or allow the same to be done on his premises, during the continuance of his license. And in case of any violation of the foregoing conditions by any person giving such bond, he shall, on conviction thereof before the Recorder, be liable to pay a fine of not less than one hundred dollars, or, in default of the payment of the same, to imprisonment not more than twenty days, and the bond so given as aforesaid by such person shall also be prosecuted by the City Marshal before the Recorder, and forfeited to the city for any violation of its conditions.

SEC. 28. Every person keeping a bar-room or drinking shop, shall pay a quarterly license of fifty dollars. Every person who keeps malt or spiritous liquors or wines for sale at retail in less quantities than one quart, either as his sole business or in connection with some other occupation, shall be deemed a keeper of a bar-room or drinking-shop under this ordinance. Every person who keeps malt or spiritous liquors or wine, for sale in quantities of one quart or upwards, to be drunk on the premises, shall pay a quarterly license of twelve dollars and fifty cents.

SEC. 29. Hotels, inns, and taverns shall be classified and rated according to the monthly rental of the house and

property intended to be occupied for said purpose as follows, to-wit: All cases where the rent or valuation of the monthly rental of said house and property shall be twenty dollars, or less, the occupant shall pay a license of two dollars and fifty cents per quarter; in all cases where the rent or valuation of the monthly rental shall be more than twenty and less than fifty dollars, the occupant shall pay a quarterly license of five dollars; in all cases where the rent or valuation of the monthly rental shall be more than fifty, and less than one hundred dollars, the occupant shall pay a quarterly license of ten dollars; in all cases where the monthly rental or valuation of the monthly rental shall exceed one hundred dollars, the occupant in addition to the license hereinbefore prescribed shall pay two dollars and fifty cents for each additional twenty-five dollars monthly rent, or valuation of monthly rent. Every place where board or lodging is provided for and furnished to travelers or sojourners in view of payment thereof, shall be regarded as a hotel, inn, or tavern, under this ordinance.

The monthly rental shall be fixed and established by the City Assessor at its proper value, but if rented, at not less than the actual rent agreed on by the parties. Provided if there be any fraud or collusion in the return of the actual rent to the assessor, there shall be a penalty equal to double the amount of license required by this section, to be collected as other penalties under this ordinance are collected.

SEC. 30. Peddlers shall be classified and rated as follows, to wit: When traveling with two or more animals shall pay a weekly license of five dollars; when traveling with one animal shall pay a weekly license of two dollars and fifty cents; when traveling on foot or by public conveyance, shall pay a weekly license of two dollars. Any person, (excepting all those peddling newspapers, bibles, religious tracts, farmers from the country peddling the products of their farms) who offers to sell at retail or wholesale, goods, wares, merchandise or other

commodities, traveling from place to place in the city of Albany, shall be regarded as a peddler under this ordinance.

SEC. 31. Bowling alleys, billiard tables and pigeon hole tables shall pay license according to the number of tables or alleys belonging to and used in the building or place to be licensed. When not exceeding one alley or one table, the keeper of such a house shall pay a quarterly license of five dollars, and when exceeding one alley or one table, and additional sum of five dollars for each additional table and each additional alley.

Every place or building where bowls are thrown or billiards are played and open to the public with or without price, shall be regarded as a bowling alley or billiard room respectively, under this ordinance.

SEC. 32. Theaters shall pay a quarterly license of fifty dollars, or license of five dollars for each performance, at the option of the manager.

Every building used wholly or in part for the purpose of dramatic or operatic representations, plays or performances, or any public exhibition whatever, where an admission fee is charged, shall be deemed a theater under this ordinance.

SEC. 33. The keepers or proprietors of every circus shall pay a license of twenty dollars for each day and night of their exhibition. Every building, tent, space or area where feats of horsemanship or acrobatic sports are exhibited shall be regarded as a circus under this ordinance.

SEC. 34. Jugglers shall pay a license of ten dollars per week or five dollars for every day and night of their exhibition. Every person who performs by sleight of hand shall be regarded as a juggler under this ordinance. The proprietor or agent of all other exhibitions or shows for money, not enumerated in this ordinance, shall pay ten dollars per week, or a daily license of five dollars.

SEC. 35. Pawnbrokers shall pay a quarterly license of twenty-five dollars. Every person whose business or occupation is to take or receive by way of pledge, pawn or exchange any goods, wares or merchandise, or any kind of personal property whatever, for the repayment or security of money lent thereon, shall be deemed a pawnbroker under this ordinance.

SEC. 36. The owner of any stage coach, carriage, dray, wagon, or other vehicle used for carrying passengers or baggage or merchandise, graveling streets or high ways, carting earth, ballast, lumber, coal, wood, water, or goods of any description, or sprinkling streets for hire, donation, or contract within the city limits, shall pay a quarterly license of five dollars for each vehicle drawn by one animal, and for each additional animal used in drawing such vehicle, the additional sum of one dollar. The owner or driver of vehicles carrying passengers or merchandise, or anything as above mentioned, shall place the number of his vehicle as named in his license, upon each side of his vehicle in a conspicuous place, in a neat and legible manner, in figures not less than one and one-half inches long, and of proportionable width, and said number shall not be changed while the said vehicle is subject to the payment of a municipal license. If any person shall drive, or permit to be driven, any vehicle over which he has control, without being duly licensed, and having the number affixed as herein directed, shall be subject to the fines and penalties prescribed in Section twenty of this ordinance, and any person owning any vehicle which shall be used for the purpose of transporting goods or merchandise of any description, received, owned, or sold by said owner, or shall be used in transporting goods or merchandise belonging to other persons, without hire, shall pay a quarterly license of three dollars for each of said vehicles drawn by one animal, and an additional sum of two dollars for each additional animal used; Provided, That nothing contained in this section shall be construed so as to require persons engaged in drawing wood, gravel or

other commodities, from outside the city limits into the city, or in plowing or scraping for the purpose of graveling the public streets, alleys, railways, or other public improvements within the city limits, to pay a city license.

SEC. 37. Every person who shall keep within the limits of the city any wharf, warehouse, depot, or other place or building for the purpose of shipping on board of or receiving from on board of steamboats or other water craft on the river, or railroad cars on the railroad, any articles of merchandise, goods or freight of any kind, and shall charge storage or wharfage therefor, shall pay a quarterly license of ten dollars. This section shall not be construed to include grists mills and grain warehouses used for milling and grain storage.

SEC. 38. It shall be the duty of the City Marshal to prosecute all persons violating this ordinance. In all cases of conviction he shall, in addition to his usual fees, receive the sum of five dollars to be taxed as costs of suit, provided that the same be collected from the offender.

SEC. 39. The City Recorder shall on the first day of each quarter report in writing to the City Marshal, a list of all licenses which have during or at the close of the quarter expired and have not been renewed, and of all licenses that have been issued during the quarter.

SEC. 40. All ordinances or parts of ordinances contrary to the provisions of this ordinance, and all other ordinances whatever relating to licenses within the city are hereby repealed.

SEC. 41. This ordinance to take effect and be in force from and after five days from its publication.

Enacted April 12, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 9.

Relating to City Police.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. No person shall be guilty, within the limits of the city of Albany of any brawl or tumult, or commit any assault or assault and battery, or draw a dirk knife, fire arms or other deadly weapons, or resist any peace officer or refuse to assist him in the discharge of his duties, or aid or assist any person to escape from the custody of such officer, and any person who shall violate the provisions of this section, shall, on conviction before the Recorder, be fined for each offense a sum not less than five and not more than one hundred dollars, or imprisoned not less than three nor more than twenty days.

SEC. 2. Any person who shall in any public place be guilty of rude, indecent or disorderly conduct, or insult any person, or unlawfully and purposely impede the passage of any person through the streets or thoroughfares of the city, or sing or repeat any lewd or obscene word or words, or mark in any manner any obscene word or figure on any building, wall, fence, post, or anything whatsoever, or wantonly or maliciously injure or deface any building, fence, tree or other property belonging to any person, firm or corporation, or in any manner intrude upon the private premises against the warning of the occupant, upon conviction thereof before the Recorder, be fined in any sum not less than five nor more than fifty dollars, or imprisoned not less than ten days.

SEC. 3. No person or persons shall fire any pistol, gun or rifle, or any description of fire arms, or discharge air-gun, bow, or instrument whatever, unless by permission of the Marshal, within the corporate limits of the city, under penalty of not less than ten nor more than fifty dollars, or imprisonment not exceeding twenty days. The Marshal may permit such displays on national holidays and

other fete-days, but he shall use all diligence and care to prevent any evil arising therefrom, and should he fear or anticipate any danger, it shall be his duty at once to prohibit it, and he shall then strictly and rigidly enforce this section.

SEC. 4. No person or persons shall be permitted to run horses within the limits of this city, or ride or drive through this city at a pace liable to endanger life and property, or ride or drive over any bridge across any stream within the city on which notice is posted forbidding the same faster than a walk, or willfully obstruct any side or cross-walk by stopping a team or wagon thereon, or by hitching any animal so that such animal obstructs the passage of pedestrians, or neglect or refuse to remove such team, wagon or animal when requested, shall, on conviction before the Recorder, be fined in any sum not less than five nor more than twenty-five dollars for each offense.

SEC. 5. No person shall suffer or permit to go or lead, ride or drive any horse, mule, or other beast of burden upon any sidewalk within the corporate limits of the city, under penalty of not less than two nor more than thirty dollars, to be recovered with costs from the rider or driver or in default of payment, imprisonment at the discretion of the Recorder, not to exceed twenty days.

SEC. 6. No person shall, unless authorized by the Mayor or Marshal, place any obstructions in the streets or alleys of this city such as fuel, lumber or building materials, and such obstructions shall not remain longer than is absolutely necessary, and in all cases where such obstructions are likely to endanger the passage of teams, the Marshal shall require the owner to place at night a sufficient light thereon. Any person so obstructing the streets and refusing to obey the orders of the Marshal made in accordance with this ordinance, shall, on conviction thereof before Recorder, be fined not less than five nor more than ten dollars for each offense.

SEC. 7. No building shall be moved through the streets of the city without the permission of the Mayor, and any person or persons moving such building without leave, shall, on conviction before the Recorder, be fined not less than five nor more than twenty dollars for each offense.

SEC. 8. No person or persons shall throw into the streets of this city any glass, crockery, nails, bottles or any substance whatever whereby the feet of horses or other beasts of burden may be injured, under a penalty of not less than ten dollars for the first offense, and for each subsequent offense twenty dollars, or imprisonment not exceeding twenty days.

SEC. 9. Any person who shall haul or put on any of the public grounds of this city any timber, brush, rubbish, or refuse matter, or place any obstruction or material thereon for any purpose, unless with the written permission of the Mayor, shall, on conviction before the Recorder, be fined not less than ten dollars for each offense.

SEC. 10. All sidewalks that are eight feet wide shall be left entirely unencumbered within a space of six feet; those ten feet, eight feet; and those of narrower width in the same proportion. Any merchant, trader or other person violating this section, or obstructing any sidewalk or thoroughfare within the city, shall be subject to a fine of not less than ten nor more than twenty dollars, to be recovered by complaint before the Recorder; Provided, That any articles left shall be placed nearest the building within the afore mentioned space.

SEC. 11. All owners or occupants of houses within the limits of the city, shall keep their back yards clear of all filth, under a penalty of ten dollars for the first and twenty dollars for each subsequent offense.

SEC. 12. Whenever any dangerous or suspicious person or persons shall be seen about the city without any visible means of support, it shall be the duty of the Mar-

shal to arrest such persons and take them before the Recorder and cause them to show in what way or manner they obtain a livelihood, and if proper cause be not given for such vagrancy, such offender shall be fined in any sum not less than ten nor more than twenty dollars, and in default of the same may be imprisoned not to exceed twenty days.

SEC. 13. Any person who shall erect or establish any offensive trade, manufacture, or business, or continue the same after it has been established, or neglect to purify unwholesome privies which may be on his or their property, or shall do anything that is injurious to health, or indecent or offensive to the senses, or any act which is an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life and property, such person or persons so offending shall, upon conviction before the Recorder, be fined in any sum not less than twenty nor more than one hundred dollars, and in default of payment of the same, may be imprisoned not to exceed twenty days, and every such nuisance may, by order of the Recorder, be removed and abated by the City Marshal at the cost of the person making or committing the same.

SEC. 14. Any person who shall keep a house of ill-fame, resorted to for the purpose of prostitution, fornication, or lewdness, or who shall reside in such house for the purpose aforesaid shall, on conviction before the Recorder, be fined in any sum not less than fifty dollars nor more than one hundred dollars, and in default of the payment of such fine may be imprisoned not to exceed thirty nor less than fifteen days. The common reputation of such houses or the occupants thereof shall be sufficient evidence to warrant conviction.

SEC. 15. Any person or persons who shall be guilty of leasing or renting such houses for the purpose of prostitution, upon conviction thereof before the Recorder, shall pay a fine of not less than fifty nor more than one

hundred dollars, and in default of the payment of the same may be imprisoned not to exceed twenty days.

SEC. 16. All gaming with cards or gambling devices whatsoever are hereby prohibited from being set up or used for gaming in this city. All persons who shall put up or cause to be put up in this city any gaming device, tables, etc., or shall engage in gambling with cards or at faro or faro bank, roud tre tables, shall, on conviction, be fined in any sum not less than fifty nor more than one hundred dollars, and in default of the payment of the same may be imprisoned at the discretion of the Recorder, not exceeding twenty days.

SEC. 17. The foregoing ordinance to take effect and be in force from and after five days from its publication. Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANSON, City Recorder.

ORDINANCE NO. 10.

An Ordinance relating to letting contracts by the city.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That all contracts for work or labor, or any improvement for the city, shall be by contract or contracts let by the Council to the lowest responsible bidder.

SEC. 2. Public notice shall be given of any contract to be let by posting up printed notices in at least three public places in the city, for not less than five days next preceding the meeting of the Council at which such contract will be let, such notice to specify the nature and kind of work, labor or improvement to be done, and the date and hour of the meeting of the Council at which the bids will be received, the Council always reserving the right to reject any and all bids.

SEC. 3. All bids or proposals shall be sealed and filed with the Recorder on or before the hour designated in the notice of the meeting at which bids will be received.

SEC. 4. This ordinance to be in force from and after five days after its publication.

Enacted Feb. 26, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 11.

Relating to the protection of buildings against fire, etc.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. All owners or occupants of buildings or parts of buildings in this city having stove pipes or funnels running through wooden roofs or partitions, shall be, and they are hereby required to erect good and substantial brick flues where such stove-pipe or funnel issues through the roof. Said flues shall be of sufficient height to effectually prevent fire from the same. When such stove-pipe or funnel issues through wooden partitions or through wooden ceilings, the same shall be enclosed in a good and sufficient fire-proof safe.

SEC. 2. The owner of any stove in use within the city shall place or cause to be placed beneath such stove (provided the same does not stand on a non-combustible hearth) a suitable piece of iron or tin or other non-combustible material.

SEC. 3. It shall be the duty of the Marshal to see that the provisions of this ordinance are strictly carried into effect.

SEC. 4. Any person violating any of the provisions of Sections 1, 2 and 3 of this ordinance, shall, upon conviction before the Recorder, be fined in any sum not less than five nor more than fifty dollars.

SEC. 5. No person or persons owning or occupying any building or buildings within the city limits in which hay, straw, shavings or other extra combustible material is kept, used or stored, shall use any fire, stove or other arrangement for heating such building, or any part thereof, unless the same shall be well secured from the accidental igniting or fire in such combustible material. And any person occupying any building adjoining such building shall be required to use the same precautions.

SEC. 6. Any person or persons occupying any building or part of building such as set forth in the foregoing section, using any lamp, candle or other arrangement for lighting such building or any part thereof, or permitting the same to be used, unless the same is enclosed in a good and substantial glass lantern, well secured against the accidental igniting of such combustible material by the use of such lights. Any person violating any of the provisions of Sections 5 and 6, shall, on conviction before the Recorder, be fined in any sum not less than five nor more than twenty dollars.

SEC. 7. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 12.

Relating to the material to be used and manner of building sidewalks and crosswalks.

Be it ordained by the Common Council of the city of Albany:

SECTION. 1. If not otherwise provided for by the City Council, the sidewalks shall be six feet wide south of First street, and shall be constructed as follows, to-wit: Bearings two inches thick by four inches wide and six feet long shall be laid on the ground, or other suitable

supports at the distance of six feet. There shall be laid three tiers of stringers two inches thick and six inches wide, of red or yellow fir; said stringers to be placed on the bearings at suitable and equal distances apart, and well secured by being nailed to the bearings with twenty-penny nails; said stringers to be twelve or eighteen feet long. The decking to be one and a half inch plank, square edged and evenly sawed, and not more than eight inches nor less than four inches wide. To be evenly and closely fitted, and well nailed to the sidewalk with twelve-penny nails, the incline to the sidewalk to be not more than eight inches to six feet, running measure. All to be done in a workmanlike manner.

SEC. 2. The crossways to be red fir, three inches thick and six inches wide, and evenly sawed, and to be nailed on bearings four by four inches. Said crossways to be six feet wide, the edges leveled, and a layer of gravel three inches deep and three feet wide to be spread on each side of said crosswalks, and to extend the whole length of the same, the gravel to be raised to a level with the plank.

SEC. 3. The sidewalks on First street shall be constructed as follows, to-wit: To be eight feet wide; to be laid on bearings four by four inches, to be laid on the ground, or, when necessary, on stones or brick pillars six feet apart; to contain four tiers of stringers; to be three inches thick and eight inches wide; to be laid down at equal distances apart, and secured by being nailed with thirty-penny nails. The decking to be one and a half inches thick, of red or yellow fir, square edged, evenly fitted, and nailed to the stringers with twelve-penny nails. The crosswalks to be eight feet wide, of red or yellow fir four inches thick and fourteen inches wide, to be laid on bearings six feet apart, the edges to be leveled, and a layer of gravel six feet wide and four inches deep to be spread on each side of the plank, the incline to the sidewalk to be not more than eight inches to six feet. All to be done in a workmanlike manner. The foregoing

description of sidewalks to extend from Foster's mill to Ellsworth street, running north and south.

SEC. 4. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVEL, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 13.

Relating to the building of sidewalks and crosswalks,

Be it ordained by the Common Council of the City of Albany:

SECTION 1. All owners of lots or parts of lots within the city limits shall be required to build the sidewalks adjoining their respective lot or lots; also the crossways for the alleys adjoining the same, the expense of building the alley crossways to be equally divided between the property holders on each side of said alleys; the city to build the street crossways and the incline connecting the same.

SEC. 2. Whenever the City Council shall order a sidewalk to be built adjoining any lot or lots within the city limits, and the owner or owners of said lot or lots neglect or refuse to build the same within the time specified in said order, then it shall be the duty of the City Marshal to build or cause the same to be built, and the expense of building said sidewalk shall be a lien on said lot or lots until paid.

SEC. 3. If the owner or owners of said lot or lots shall neglect or refuse to pay the Marshal the cost of building within thirty days after the same is completed, it shall be the duty of the Recorder, upon the application of the Marshal, to issue a warrant under his hand, commanding the Marshal, in the name of the City of Albany, to levy upon and sell said lot or lots, or so much

thereof as may be necessary to satisfy the amount of building said sidewalks, together with the cost of collecting the same.

SEC. 4. A warrant so issued shall have the same effect as an execution against any person, firm or corporation, and all proceedings had upon it shall be conducted by the Marshal, as is or may be provided by law of this State, upon a warrant to any Sheriff issued by the County Court of any county for the collection of State taxes by sale of real and personal property.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 14.

Relating to making and repairing streets.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. It shall be the duty of property holders to open, grade, pave, gravel, plank, or otherwise to make and keep in repair, and to clean the streets adjoining their respective property within the limits of the city when ordered to do so by the City Council.

SEC. 2. That when a majority of property holders on a street shall petition the City Council to have said street improved by grading, paving, planking or graveling, the City Council shall order the same to be done by the property holders thereof on said street, giving them a reasonable time in which to complete the same. And if it becomes necessary for the public good to improve any street within the city, and the property owners on said street neglect or refuse to petition the City Council

for the improvement of said street, the City Council may order said street or streets to be improved by the property holders on said streets as the Council may deem necessary.

SEC. 3. If the property holders on any street within the city neglect or refuse to improve the street adjoining their respective property, when ordered to do so by the City Council, within the time specified in said order, then it shall be the duty of the City Marshal to cause the same to be done without delay, and the costs of improvements shall be a lien on said property until paid, and if the amount is not paid within thirty days after the work is completed, then the Marshal shall apply to the Recorder for a warrant to sell said property in the same manner that property is sold for city taxes.

SEC. 4. It shall be the duty of the city to improve the street corners or crossings where one street crosses another in the same manner that the rest of the street is improved. The improvements of said corners or crossings shall be let to the lowest responsible bidder by the City Council.

SEC. 5. It shall be the duty of all persons who shall desire to convey any wagon or pass any beast of burden over any sidewalk in front of any building or lot within the city limits, to build or cause to be built and kept in repair a good and substantial crosswalk in the sidewalk at such place of crossing the full width of the sidewalk, and may be allowed to construct a bridge or apron from said crosswalk to the street. Such crosswalk shall not be built with more than three inches slant or incline to six feet, over which wagons and beasts of burden may be allowed to pass the same as over street and alley crosswalks.

SEC. 6. This ordinance to be in force from and after five days after its publication.

Enacted May 2, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANSON, City Recorder.

ORDINANCE NO. 15.

Relating to private crosswalks.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. It shall be the duty of all persons who shall desire to convey any wagon or other vehicle, or pass any cows, horses, or beasts of burden over any sidewalk in front of any building or lot within the city limits, to build or cause the same to be built and kept in repair, a good and substantial crosswalk in the sidewalk at such place of crossing, the full width of the sidewalk, and may be allowed to construct a bridge or apron from said crosswalk to the street; such crosswalk shall not be built with more than three inches slant or incline to six feet, over which wagons and other vehicles, and cows, horses and other beasts of burden may be allowed to pass the same as over street any alley crosswalks.

SEC. 2. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 16.

Relating to taxing dogs and regulating their running at large.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. Every person owning or keeping within the city of Albany any dog or dogs, shall pay a yearly tax of one dollar on each dog so owned or kept; said tax to be paid to the City Recorder on or before the first day of June of each year, whose duty it shall be to give the persons so paying a receipt thereof.

SEC. 2. It shall be the duty of the Recorder to keep,

in a well bound book kept for that purpose, a record of all the dog taxes received by him, the name of the person of whom received, and the date of the payment thereof.

SEC. 3. It shall be the further duty of the Recorder to give to the Marshal at the end of each month a list of the names of the persons who have paid dog tax that month, to be kept by the Marshal for reference.

SEC. 4. It shall be the duty of the Marshal, upon his own knowledge or upon information, that any person is keeping any dog or dogs within the city upon which a tax has not been paid, to notify such person that unless he forthwith pays the taxes as provided in Section one of this ordinance, that he will proceed against him for the collection of said tax as by ordinance provided for the collection of taxes and fines; and it shall be the further duty of the Marshal, if such person so notified shall neglect or refuse to pay such tax, to institute proceedings against him for the collection of such taxes as provided by ordinance for collecting taxes.

SEC. 5. No dog or dogs shall be allowed to run at large within the city without a collar around the neck; said collar to be all or a part of metallic substance, sufficient to have the owner's name engraved or stamped thereon.

SEC. 6. It shall be the duty of the Marshal, upon knowing that any dog is running at large within the city limits without a collar around his neck, as required by Section five of this ordinance, to immediately take up and confine it, and post notices in three public places in the city, describing such dog, and giving notice that if it is not called for and taken away, and the sum of two dollars paid to the Marshal within three days, that said dog will be killed; which sum of two dollars shall go to the Marshal as his pay for taking up and advertising such dog.

SEC. 7. If no person comes and claims such dog, and pays charges and takes it away within three days, as provided in Section six, then the Marshal shall kill and

remove said dog away where it will not be a nuisance or offensive to any person; and the Marshal shall be paid therefor by the city the sum of two dollars.

SEC. 8. The provisions of this ordinance shall be construed to apply to all kinds of dogs, either male or female, provided that no bitch or female dog shall be allowed to run at large, with or without a collar on, when in heat. Any person violating the provisions of this section by allowing any female dog to run at large when in heat, shall, on conviction before the Recorder, be fined in any sum not less than five nor more than fifty dollars and costs.

SEC. 9. The provisions of this ordinance shall not apply to any dog while accompanying or following its owner, provided said owner or master does not reside within the limits of the city.

SEC. 10. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 17.

Fees of City Officers.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. The City Recorder shall be entitled to receive for his compensation the following fees, to-wit:

| | | |
|---|----|----|
| For issuing warrant or other writ..... | \$ | 50 |
| For issuing subpoena..... | | 25 |
| For taking bond, recognition, or other undertaking..... | | 50 |
| For entering cause on docket..... | | 25 |
| For entering judgment when tried by jury..... | 1 | 00 |
| For entering judgment when tried by court..... | | 50 |
| For entering discontinuance or satisfaction..... | | 50 |

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|---|------|
| For entering appeal to the Circuit Court..... | 1 00 |
| For swearing witness or juror..... | 10 |
| For taking affidavit..... | 25 |
| For taking acknowledgement of deed or other instrument..... | 1 00 |
| For making a copy of any proceeding or trial, per folio..... | 25 |
| For making out assessment roll and delivering the same to the Marshal, per folio..... | 20 |
| For making exhibits of the receipts and disbursements of the city, per folio..... | 20 |
| For making each order on City Treasurer..... | 25 |
| For making out any appeal by order of the Council..... | 50 |
| For making each receipt..... | 25 |
| For issuing any license (to be paid by the party obtaining it)..... | 2 00 |
| For entering grant of license on record..... | 25 |
| For filing any paper requiring to be filed..... | 10 |
| For canceling any order returned by the Treasurer..... | 10 |
| For copying any ordinance, per folio..... | 20 |
| For assessing, each day employed..... | 3 00 |
| For making any notice and posting the same..... | 50 |
| For each certificate of election..... | 50 |
| For making, ruling and heading pollbooks, each sheet..... | 50 |
| For attending Council meeting..... | 1 00 |

SEC. 2. The City Marshal shall be entitled to receive for his compensation the follow fees, to-wit:

| | |
|--|-------|
| For serving any summons or subpoena..... | \$ 50 |
| For arresting each defendant..... | 1 00 |
| For committing any person to prison, or discharging therefrom..... | 50 |
| For summoning a jury..... | 1 00 |
| For attending Recorder's court during any trial..... | 50 |
| For faking bond or other undertaking..... | 50 |
| For advertising and selling property..... | 2 00 |
| For advertising without selling..... | 1 00 |

| | |
|--|------|
| For taking up each hog..... | 25 |
| For taking up any horse running at large..... | 1 00 |
| For making any return..... | 25 |
| For making copy of any process..... | 50 |
| For informing against and prosecuting any person refusing or neglecting to take out license, in addition to his legal fees, to be taxed as costs.. | 2 00 |
| For collecting city taxes, such compensation as the Council may deem just. | |

SEC. 3. Witness and Jurors' fees :

| | |
|---|--------|
| For each days attendance before the Recorder as a witness in any case..... | \$1 00 |
| For each juror sworn in Recorder's court..... | 1 00 |

SEC. 4. Attorney's fees :

| | |
|--|--------|
| For each attendance before the Recorder on behalf of the city when conviction is had..... | \$5 00 |
| For each attendance when no conviction is had... | 2 50 |

SEC. 5. This Ordinance to take effect and be in force from and after five days from its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANXON, City Recorder.

ORDINANCE NO. 18.

To restrain hogs from running at large.

Be it ordained by the Common Council of the city of Albany:

SECTION 1. It shall not be lawful for any hog or hogs to run at large within the city limits. It shall be the duty of the City Marshal, upon his own knowledge or upon information that any hog or hogs are running at large within the city limits, to immediately take up and confine said hog or hogs in a good secure place.

SEC. 2. Immediately after taking up and confining any hog or hogs, the City Marshal shall post up three

notices in three of the most public places in the city, describing the marks and colors of said hog or hogs, and in said notice, advertise said hog or hogs, for sale at shall, public auction three days after the date of said notice, unless the owner of said hog or hogs shall come forward and pay the charges and take them away.

SEC. 3. The Marshal shall, on the day advertised, proceed to sell said hog or hogs so confined to the highest bidder for cash in hand, and pay the proceeds of such sale over to the City Treasurer, taking his receipt therefor, and shall file with the Recorder his report of such sale and the expenses thereof.

SEC. 4. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 19.

An Ordinance in relation to cordwood.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. All cordwood, if chopped, shall be four feet long from the extreme joint of one end to the commencement of the slope at the opposite end, and if sawed, to be four feet long from end to end.

SEC. 2. A cord of wood shall be four feet wide, four feet high and eight feet long, closely between stakes at each end without leadings, and to contain one hundred and twenty-eight cubic feet.

SEC. 3. All persons selling wood within the city, shall be required to deliver the same corded up, as set forth in Section two of this ordinance, and any person purchasing wood, not being satisfied with the length or manner in which the wood is corded, may make complaint to the City Marshal, who shall immediately proceed to measure said wood in the presence of both parties.

SEC. 4. If said wood shall hold out full measure, the person so complaining shall pay to the Marshal the sum of one dollar, his fee for measuring the wood, but if such wood falls short of the regular measure, the seller shall pay the Marshal the sum of one dollar, his fees for measuring wood.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 20.

Relating to horses running at large.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. It shall be unlawful for any horse, mare, mule, jack or jennet to run at large within the limits of this city. If any horse, mare, mule, jack or jennet be found running at large within the limits of the city, they shall be taken up by the Marshal, or by any other person and delivered to the Marshal, the same to be kept in a good and safe place.

SEC. 2. It shall be the duty of the Marshal, after taking up any of the above named animals, to immediately post up three notices in three of the most public places in the city for ten days, giving as correct a description as may be of natural or artificial marks, probable age, size, color, etc.

SEC. 3. If previous to the expiration of ten days the owner shall prove said horse, mare, mule, etc., to be his, he shall be entitled to the same by paying the charges thereon, which shall be one dollar for taking up, and a reasonable sum for keeping the same.

SEC. 4. If at the expiration of ten days no one shall have made his claims known to the Marshal, it shall be his duty to proceed with said animal in accordance with the laws of this State relating to estrays.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 21.

For the safe keeping and securing of gunpowder.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. No person shall keep for private use in any one house in the city of Albany more than five pounds of powder at any one time.

SEC. 2. No person doing business within the city, shall keep for sale in any house or store house, or place of business, more than fifty pounds of gunpowder in cans, and fifty pounds of powder in kegs, at one time, and such powder shall be kept near the entrance of such house or place of business, convenient of access, in a secure tin or sheet iron box, to be plainly marked with six inch letters—powder.

SEC. 3. Every person keeping powder in a store for sale, shall report to the foreman of the fire company the exact locality where such powder is kept.

SEC. 4. A person violating any of the provisions of this ordinance shall, upon conviction before the Recorder, be fined in any sum not less than ten nor more than fifty dollars.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 22.

Relating to and describing the seal of the City of Albany.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. The seal of the City of Albany shall be circular in form, three and three-quarters inches in diameter, and shall have engraved in Italian letters around the outside circle the following words, to-wit: "Seal of the City of Albany, Linn Co., Oregon"; also an emblem engraved on the face of said seal, described as follows: an eagle with its wings spread, a shield upon the breast, with three arrows in its right foot, also a scroll over its head with the following words in small letters: "In God we trust."

SEC. 2. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 23.

Relating to names of certain streets.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. Whereas, the streets in Hackleman's Addition to the City of Albany running north and south are not named; therefore, that the first street east of Baker

shall be called Montgomery street; the second street east of Baker shall be called Railroad street; the third street east of Baker shall be called Jackson street; the fourth street east of Baker shall be called Jefferson street; the fifth street east of Baker shall be called Thurston street; the sixth street east of Baker shall be called Lafayette street; the seventh street east of Baker shall be called Madison street; the eighth street east of Baker shall be called Hill street.

SEC. 2. The Recorder shall cause the names of the above streets to be placed on the plat now in the Recorder's office; also file a copy of this ordinance in the County Clerk's office, of Linn County, State of Oregon.

SEC. 3. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANXON, City Recorder.

ORDINANCE NO 24.

Relating to the granting the right of way to the Oregon & California Railroad Company.

Be it ordained by the common council of the city of Albany:

SECTION 1. Whereas, application having been made by the property holders immediately interested for a grant of the right of way and the privilege of running locomotives and cars thereon unto the O. & C. R. R. Co., on Railroad street and across Second and First, Water, Johnson and Jefferson streets, and believing said railway to be beneficial to the City of Albany, said right of way and privilege is hereby granted to said Railroad Company so long as used for railroad purposes, provided said City of Albany reserves the right to establish grades on said streets, and to prescribe the way in which cross-walks shall be constructed over which said railway may pass.

and provided further, said railway shall not be so constructed as to obstruct travel on said streets.

SEC. 2. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 25.

Relating to railroad tracks on Water street.

Be it ordained by the common council of the city of Albany:

SECTION 1. That the Oregon & California Railroad Company of Portland, Oregon, is hereby authorized and permitted to lay a side track on the railroad switch now running along Water street, said side track to begin on the east side of Lyon street, running across Lyon street and along Water street to the east side of Ellsworth street.

SEC. 2. The said Railroad Company shall grade to the established grade, construct and maintain in good repair, and shall grade and gravel between said switch and side track, and plank both said tracks from the east side of Lyon street to the east side of Ellsworth street.

SEC. 3. That the said Railroad Company shall grade and plank the said Ellsworth street the entire width of Water street.

SEC. 4. It is hereby expressly provided that any refusal, or neglect of the said Oregon & California Railroad Company to comply with the provisions and requirements of this ordinance or any other ordinance in pursuance hereof, shall be deemed as a forfeiture of their rights and privileges herein granted, and it shall be lawful for the Common Council to declare by ordinance the forfeiture of the same, and to cause the said railroad to be removed from the street.

Sec. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNON, City Recorder.

ORDINANCE NO. 26.

An ordinance relating to sentencing persons convicted of crimes by the City Recorder, and the execution thereof by the City Marshal.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That the City Recorder shall, in every case of sentencing any person to any punishment for violation of city ordinance, make out and deliver to the City Marshal a commitment setting forth specifically the nature of the punishment to which such person is sentenced.

SEC. 2. At any time that any person may be sentenced by the City Recorder to pay a fine, and such person shall fail to pay such fine, the sentence shall be that in default of the payment of such fine and costs, that the prisoner shall stand committed until the same is paid, and that the City Marshal shall take such prisoner from the city jail and work him each day on any work for the city that may be to be done, until such fine and costs are paid, at the rate of one day for each two dollars of such fine and costs.

SEC. 3. For every day's work performed by the City Marshal upon any work for the city with prisoners, in executing the provisions of any sentence delivered by the City Recorder as in this ordinance provided, the City Marshal shall be allowed the sum of three dollars per day, except it should be that the City Marshal should work any prisoner on any work for the city for which a contract had been let by the city to the City Marshal, or

any other person, then the City Marshal shall allow to the city a credit of two dollars per day for each day's work that he shall cause any prisoner to do on any such contracted work.

SEC. 4. It shall be the duty of the City Marshal to strictly carry out and execute the provisions of any commitment delivered to him by the City Recorder, as in this ordinance provided. To enable him to do so he shall have power to use leg-irons and chain and ball upon any prisoner, if in his judgment it shall be necessary to do so for the safe keeping of the prisoner, or in order to compel him to work.

SEC. 5. This ordinance shall not be considered to require the City Marshal to work any prisoner who shall be sick or too infirm to work.

SEC. 5. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANSON, City Recorder.

ORDINANCE NO. 27.

Relating to the adoption of a Code of Revised Ordinances, and Repealing Ordinances.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. That General Ordinances Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29 and 30 be, and the same are hereby adopted, and shall be the Code of General Ordinances of the City of Albany.

SEC. 2. That all ordinances and parts of ordinances, except special ordinances, enacted and adopted by the Common Council of the City of Albany prior to the date of said Code of General Ordinances, adopted by said

Common Council on the second day of May, 1873, and on the twenty-seventh day of May, 1873, are hereby repealed, and the said Code of General Ordinances above referred to, enacted and adopted in lieu and amendatory thereof.

SEC. 3. This ordinance to be in force from and after five days after its publication.

Enacted May 27, 1873.

COLL. VAN CLEVE, Mayor.

Posted May 31, 1873.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 28.

Relating to the right of way of the Albany and Santiam Water Ditch.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That, whereas, a petition has been filed by the Albany and Santiam Water Ditch or Canal Company, praying for the grant of the right of way for a water ditch through the city of Albany on certain streets, to-wit: Beginning at the south end of Vine street and running thence north on said Vine street to the Calapooia creek, also, the main trunk of said ditch to turn at the intersection of Vine street and Eighth street, and run thence east on Eighth street to the intersection of said Eighth street and Thurston street, and to turn at the intersection of said Eighth street and said Thurston street, and run thence on said Thurston street to the Willamette river. And, whereas, said petition appears to be signed by each and all owners of real estate on each side of the said streets on which it is proposed to be located; and, whereas, the introduction of said water ditch into and through the city is believed to be of great importance and value to the property of the city, therefore, the right of way for the said water ditch through

the city of Albany be and the same is hereby granted to the said Albany and Santiam Water Ditch or Canal Company as follows, and upon conditions hereinafter specified, forever.

SEC. 2. That the right of way for said water ditch granted, as in Section one provided, shall be located as follows: Beginning at the south end of Vine street and running thence north on Vine street, in the center thereof, to Calapooia creek, and, also, the main trunk thereof to turn at the intersection of Vine street with Eighth street, keeping in the center, and running thence east on Eighth street, keeping in the center thereof, to the intersection of Eighth and Thurston streets, and turning in the center of said street and running thence north on said Thurston street to the Willamette river.

SEC. 3. That the said water ditch at the places of beginning at the south end of Vine street at the intersection of Vine and Eighth streets may not exceed forty feet in width at the top or surface of the ground, and from the said intersection of Vine and Eighth street to the Calapooia creek it may be not exceeding thirty-six feet in width at the top or surface of the ground, and from the intersection of Vine and Eighth streets to the Willamette river it may be not to exceed thirty-six feet in width at the top or surface of the ground; at any and all places for the extent or length thereof may be at any depth the said Company may desire; Provided, That any and all distances that it may exceed seven and a half feet in depth it shall be substantially covered.

SEC. 4. That said Company shall be allowed and have the privilege and right to dig, excavate and construct said water ditch on and along the said streets, and for that purpose to occupy and use for a reasonable length of time to complete the same, so much of the said streets as shall be necessary, and at all times after the completion of said water ditch that said Company shall have the right to occupy and use for that purpose so much of said

streets whereon said water ditch is made as shall be necessary for repairing said water ditch or keeping it in repair.

SEC. 5. That the said Company shall have the right to build flumes, bulkheads or embankments through low places, sloughs or swales on said streets where the same shall be necessary, or the said company may desire along the line of the said water ditch, to confine the water therein within the channel in the center of said streets.

SEC. 6. That said Company shall have the right to turn into and cause to flow through said water ditch at all times, and continually such quantity or depth of water as the same will hold, and convey without overflowing or flooding streets or property outside of its channel.

SEC. 7. That it shall be the duty of said Company, after completing said water ditch, to remove the dirt or other material from along each side thereof, and to grade and leave the streets along each side thereof in as good condition for travel as before making the ditch, and through all low places, sloughs or swales where said water ditch shall be made where there is any embankment, bulkhead or flume, the said Company shall so grade or prepare the street on each side thereof as to leave it in as good a condition for travel as it was before the water ditch was made.

SEC. 8. That all the street crossings or intersections of the streets on which said water ditch is dug, with other streets within the city of Albany, said Company shall build and keep in repair at all times good and sufficient bridges; any and all such bridges to be built by said company at the cost and expense of the Company, and to be for public use; the time when and the manner in which said bridges shall be built, and also the size and dimensions, and material of said bridges shall be as the Common Council of the City of Albany shall from time to time order and direct.

SEC. 9. That as all places where said water ditch shall

cross any slough, swale or low places, along which water may flow on the route of said water ditch through the city, the said company shall provide a way for all water that may flow in any such slough, swale or low place to either pass into or under said water ditch, so as not to cause an overflow of the water in any such slough, swale or low place upon any street or property.

SEC. 10. That the people of the city of Albany shall have the right at all times to have free access to the water in said water ditch to use thereof for any purpose except propelling machinery, Provided, That neither the city, nor any person, or persons within the city, shall have any right, nor be allowed to take or conduct, lead or convey any water out of said water ditch through or by means of any ditch, sewer, pipe or conductor of any kind, without first obtaining the right from said Company; Provided further, That water may be taken from the said ditch or canal for the purpose of extinguishing fires in said city of Albany in any way or manner the fire department of said city may choose during the prevalence of such fire.

SEC. 11. That it shall at all times be the duty of said Company to so keep the said water ditch in such substantial condition and repair that it shall not break its banks, overflow and injure any street or property within the city, and at the place where said water ditch shall flow over the banks and fall into the Willamette river and the Calapooia creek, the said Company shall make and keep the same so secure by bulkheads, flumes or other wise, so that no damage shall be caused to property or the streets at said points on said banks.

SEC. 12. That it shall not be lawful for said Company, or any person or persons within the limits of the city of Albany, to cast or deposit into said water ditch any dead animals, or any filth or rubbish of any kind whatever.

SEC. 13. That any person violating the provisions of Section 12 of this Ordinance shall be liable to prosecution before the Recorder of this city, and, upon conviction

tion thereof shall pay a fine of not less than five nor more than fifty dollars.

SEC. 14. This ordinance to take effect and be in force from and after five days after its publication.

Approved Nov. 22, 1873.

COLL. VAN CLEVE, Mayor.

Attest: JOS. HANNOX, City Recorder.

ORDINANCE NO. 29.

Relating to removing dead animals from the City of Albany.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That any person or persons owning or having any animal or animals of any description within the corporate limits of the city of Albany, such as cattle, horses, mules, hogs, sheep or dogs, the same of which shall die, the owner thereof shall, at his own expense, cause the same to be buried at least twenty-four inches below the surface of the ground, or removed to such a distance outside of the City as to not be an annoyance to anyone.

SEC. 2. And any person or persons neglecting or refusing to comply with the requirements of Section 1 of this ordinance for the space of twenty-four hours after having come to the knowledge of, or having been notified of the death of any such animal or animals, shall be deemed guilty of harboring a nuisance within the city, and upon conviction thereof before the City Recorder, shall be fined in any sum not less than five nor more than fifty dollars, and costs and disbursements of the action.

SEC. 3. It shall be the duty of the City Marshal, upon the neglect or refusal of any person or persons to comply with the requirements of this ordinance, to cause the said dead animal or animals to be buried or removed, as in Section 1 provided, and prosecute or file complaint with the City Recorder against such party so offending.

SEC. 4. This ordinance to be in force from and after five days after its publication.

Approved April 14, 1874.

MART. V. BROWN, Mayor.

Attest: J. R. HERREN, City Recorder.

ORDINANCE NO. 30.

Relating to granting right of way to the A. S. W. C.

Be it ordained by the Common Council of the City of Albany,

SECTION 1. Whereas, the citizens and property holders lying and adjoining Water street, in the City of Albany, have filed a petition with the City Council asking that the right of way be granted to the Albany and Santiam Water Ditch and Canal Company to build or construct a water ditch or water course along Water street, for the purpose of driving any and all kinds of machinery.

SEC. 2. That said water ditch shall commence at the intersection of Thurston and Water streets; thence west along the north side of Water street to the west side of Jefferson street; thence bearing southwest following as near as may be the course of the railroad track until near Railroad street, and thence along the south side of Water street across big gulch, with flume or such other device as said A. S. W. C. Co. may desire, continuing west to the intersection of Baker street.

SEC. 3. Together with such branch or subdivision as shall be actually necessary, to-wit: From the main line of ditch to the Farmers Warehouse; also, from the main line of the ditch to John Hurd's saw mill; also, from the main line of ditch to the sash and door factory of E. Carter & Co.

SEC. 4. That the people of the city of Albany shall have the right at all times to have free access to the water in said ditch for all fire or sanitary purposes.

Enacted July 14, 1875.

DAVID FROMAN, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 31.

Be it ordained by the common council of the city of Albany:

SECTION 1. No person shall tie or hitch any horse, mare, mule or any beast of burden to any awning post, or shade tree in the city of Albany.

SEC. 2. Any person violating the provisions of this ordinance, shall upon conviction before the Recorder be fined in any sum not less than two nor more than twenty dollars.

SEC. 3. This ordinance to be in force from and after five days after its publication.

Passed the Council December 28, 1875.

Approved December 28, 1876.

D. FROMAN, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 32.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That the owner or owners of any property on Fifth street between Calapooia street and Baker street, be required to grade and gravel said street, the grading to be done according to the established grade adopted by the city and the gravel to be good clear river gravel, four inches thick and twenty feet wide in the center of said street, the same to be completed on or before the first day of September, 1876.

Passed the Council June 19, 1876.

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 33.

An Ordinance for the grading and graveling of Fourth street,
*Be it ordained by the Common Council of the City
of Albany.*

SECTION 1. That the owner or owners of any property on Fourth street between Walnut street and Baker street, be required to grade and gravel said street, the grading to be done according to the established grade adopted by the city, and the gravel to be good clean river gravel four inches thick and twenty feet wide in the center of said street, the same to be completed on or before the first day of September, 1876.

Passed the Council, June 19, 1876.

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 34.

An Ordinance relating to the establishing grade of streets in the City
of Albany.

*Be it ordained by the Common Council of the
City of Albany:*

SECTION 1. The established grade of the streets of Albany, Linn County, Oregon, shall be in conformity to the survey and plat made by Surveyor Warner in 1876, and now on file in the City Recorder's Office.

SEC. 2. Gutters of streets to be twelve feet from edge of street, or line of lots abutting thereto, or adjoining, leaving streets forty-two feet in width from gutter to gutter.

SEC. 3. The round of grade from gutter to center of street shall be eighth-tenths of a foot, and the gravel put thereon to be extra. This is to be the grade only where dirt and gravel are used, but if plank, stone or other pavement is used, the round of grade shall be five-tenths of a foot.

SEC. 4. If water pipes are laid in the streets, they shall be placed not less than two feet below the level of the surface, or top of gutter of streets.

SEC. 5. The underground sewers to be made so that top of sewer shall be not less than three feet below the level or top of gutter of street.

SEC. 6. When gas pipes or mains are laid, they shall be placed not less than three feet below the level of the top of street gutter.

SEC. 7. If water pipes or mains are laid in the streets, they shall be placed not less than two feet below the level of the surface or top of street gutter.

SEC. 8. The top of sidewalks to be made even with the top of grade in center of street, and shade trees that may be set out, or planted hereafter, shall be located eight feet from edge of streets, or line of lots abutting thereon.

SEC. 9. There shall not be any water or gas mains or pipes laid in the streets, by any person or persons for rent, or hire, domestic or sanitary purposes without, special ordinance granting such right or permit.

SEC. 10. All ordinances or parts of ordinances not consistent with this ordinance be and the same are hereby repealed.

SEC. 11. This ordinance to take effect and be in force from and after five days from its publication.

Passed the Common Council, December 14, 1876.

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 35.

An Ordinance providing for the appointment of Police or Night Watchmen and prescribing their duties.

Be it ordained by the common council of the city of Albany:

SECTION 1. That the City Marshal at the next regular

meeting after the passage of this ordinance, by and with consent of the City Council, and annually thereafter at the first regular meeting in each year of the Council, shall appoint one Police or Night-watchman.

SEC. 2. Before entering upon his duties, said Police or Night-watchman shall file with the Recorder a certificate of his appointment, with his official oath endorsed thereon to the effect that he will faithfully demean himself in office.

SEC. 3. It shall be the duty of said Police or Night-watchman to execute all processes directed to him by the Recorder, to make arrests for a breach of the peace, for the violation of any City Ordinance, or for the commission of any crime within the City limits as a peace officer may under the laws of this State. To light and take charge as Night-watchman of the City by night, under the direction of the City Marshal. To see that the fire is kept in the steam fire engine, now in use in the City, during the night hours, under the direction of the engineer of said steam fire engine, and to extend his beat throughout the City, and he shall at all times be subject to the order of the City Marshal in preserving the peace and good order of the City.

SEC. 4. The Council may increase or diminish the number of Police or Night-watchmen at any time, when in their judgment the safety and best interests of the City demand it; Provided, The Council may at any time remove any Policeman or Night-watchman.

SEC. 5. The pay of the Police or Nightwatchman shall be fixed at the first regular meeting of the Council in each year, or as soon thereafter as may be practicable, and shall not exceed sixty dollars per month for each Police or Night-watchman, to be audited as other accounts against the City, and in addition thereto shall be entitled to, and receive the sum of one and one half dollars for each and every person arrested by him in the line of his

duty: Provided, said person shall be convicted of the charge for which he is arrested.

SEC. 6. All ordinances or parts of ordinances not consistent with this ordinance, be and the same is hereby repealed.

SEC. 7. This ordinance to take effect and be in force from and after five days from publication.

Passed the Council this second day of Jan., 1877.]

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 36.

An Ordinance to create the office of Street Commissioner and to define his duties.

SECTION 1. It shall be the duty of the Council to appoint a suitable person to serve as Street Commissioner who shall hold his office during the pleasure of the Council, and shall receive such compensation for his services as the Council may direct.

SEC. 2. It shall be the duty of said Commissioner to superintend the grading and graveling of all streets, and to see that the same are graded and gravelled in accordance with the ordinances providing therefore; and to superintend the construction of all crosswalks, bridges, culverts and aqueducts ordered by the City Council, and see that they are constructed in accordance with the ordinances governing the construction of said crosswalks, bridges, culverts and aqueducts, passed by the Council.

SEC. 3. It shall be the duty of the Street Commissioner to notify all persons required to grade, gravel or otherwise improve the streets, or alleys; such notice shall be in writing and shall particularly describe the improvement or repair to be made.

SEC. 4. In case of the failure or refusal of any property holders to grade, gravel or otherwise improve the streets adjoining their respective property, when ordered

to do so by the City Council within the time specified in said order, it shall be the duty of the Street Commissioner to cause the same done without delay, and the reasonable expense therefor shall be a lien on said property till paid, and if the amount is not paid within thirty days after the work is completed, then the Street Commissioner shall apply to the City Recorder for a warrant to sell said property in the same manner that property is sold for taxes.

Passed the Council September 18, 1876.

Approved September 18, 1876.

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 37.

Relating to making ditches, drains and sewers.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. It shall be the duty of property holders to make and keep in repair all ditches, drains and sewers on their respective property, or in the streets adjoining their respective property, when ordered to do so by the Common Council.

SEC. 2. That when a majority of the property holders on a street shall petition the Council to have the ditches, drains, or sewers opened, made, or repaired, the City Council shall order the same to be done, by the property holders on said street, where said ditching or drainage is required, giving them a reasonable time to complete the same; Provided, That if it becomes necessary for the public good, to make or open a ditch, drain or sewer in the City and the property holders on the street where said drain, ditch, or sewer is required, neglect or refuse to petition the Council for the same, the City Council may order it done by the the property holders aforesaid, as the Council may deem necessary.

SEC. 3. If the property holders on any street within

the City, shall neglect or refuse to make, or open, ditches, drains, or sewers on their property, or on the streets adjoining their property when ordered to do so by the Council, within the time specified in said order, then it shall be the duty of the Street Commissioner to cause the same to be done without delay, and the costs of said ditches, drains, or sewers, shall be a lien on the said property until paid, and if not paid within thirty days after the work is completed, then the Marshal shall apply to the recorder for a warrant to sell said property, and shall sell the same in the manner provided for the sale of property for city taxes.

Passed the Council March 27, 1877.

Approved March 27, 1877.

L. H. MONTANYE, acting Mayor.

Attest: L. H. MONTAYNE, City Recorder.

ORDINANCE NO. 38.

An Ordinance for licensing hotel porters.

Be it ordained by the Common Council of the City of Albany:

SECTION I. Hotel porters shall pay a quarterly license of five dollars. Every person who, on the public streets of Albany or on the wharves, or at the railroad depot, shall in a public manner, solicit custom for any hotel, inn or tavern, or boarding-house, shall be deemed a hotel porter under this ordinance. Any person who shall violate the foregoing ordinance, shall, on conviction thereof, before the Recorder, for every such offense, besides being liable to the payment of the license, be subject to a fine not less than five dollars nor more than twenty-five dollars, or imprisonment not less than five nor more than twenty days.

Passed the Council June 27, 1876.

N. B. HUMPHREY, Mayor.

Attest: M. A. BAKER, City Recorder.

ORDINANCE NO. 39.

An Ordinance to establish fire limits in the City of Albany.

Be it ordained by the Common Council of the city of Albany:

SECTION 1. That the south half of blocks three and four, and the north half of blocks nine and ten of the city of Albany according to the maps, plats and surveys of said city, be and the same are hereby declared within the fire limits of the City.

SEC. 2. All buildings hereafter erected within the fire limits aforesaid, shall have their outside walls and party walls made of brick, stone or other incombustible material, and such outside walls and party walls shall extend from the foundation to the top of, and through the roof of said buildings, and the roof shall be covered with tin or some other incombustible material, and the walls shall be so constructed as to separate all wood-work, thoroughly and completely, of the interior and exterior of such building from all and every part of the interior and exterior of any adjoining building.

The term building as used in this section shall not include privies.

SEC. 3. All repairs to buildings constructed of brick, stone or other incombustible material shall be made to conform to this ordinance.

SEC. 4. No wooden building completed, or in process of construction within said fire limits, shall be altered, changed or completed, without the written permission of the Chief Engineer of the Fire Department, approved by the committee on Fire and Water, which permit shall specify fully the alteration or change required, and no such permit shall be given if the proposed change, completion or alteration shall make any increase in the size of the building, or shall render danger from fire imminent within said fire limits. A copy of each of such permits

shall be kept on file in the office of the Secretary of the Fire Department.

SEC. 5. No building within said fire limits shall be removed except to a portion of the same lot on which it may have stood, to make room for more permanent improvements, or to a point outside the fire limits.

SEC. 6. Whenever any building shall be by any means so much injured, as to be in the judgment of the Chief Engineer of the Fire Department and committee on Fire and Water, a dangerous nuisance, or when any wooden building within the fire limits, shall in the judgment of the Chief Engineer of the Fire Department, and the committee on Fire and Water, be damaged to the extent of one half or more of its actual value, the Chief Engineer shall immediately cause to be served upon the owner or person having control, a notice requiring such person to remove the same forthwith, and the person receiving such notice shall within ten days after receiving the same, comply with the requirements thereof.

SEC. 7. Any person or persons violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and on conviction before the the City Recorder, shall be punished by a fine not less than ten, nor more than one hundred dollars, and in default of the payment of such fine, shall be imprisoned in the City prison not less than five, nor more than thirty days, and each day of maintaining or continuing such aforesaid violation, shall be deemed a new offense and punished accordingly.

SEC. 8. The Chief Engineer of the Fire Department, the Assistant Engineer, Secretary of the Fire Department and the committee on Fire and Water are required to see that the provisions of this ordinance are enforced, and to make complaints in the Recorder's Court for any violation thereof.

Passed the Council this 25th day of July, 1877.

Approved July 25, 1877.

L. H. MONTAYNE, acting Mayor.

Attest: L. H. MONTAYNE, City Recorder.

ORDINANCE NO. 40.

An Ordinance regulating the Fire Department of the City of Albany.

Be it ordained by the Common Council of the City of Albany:

SECTION 1. That the Fire Department of the City of Albany shall consist of a Chief Engineer, one Assistant Engineer, a President, a Secretary, a Treasurer, a Board of Delegates and such companies as now compose the same, or as may hereafter be admitted thereto, in accordance with the provisions of this ordinance.

SEC. 2. There shall be an election, annually, on the second Monday of June, for Chief Engineer and one Assistant Engineer, said election to be called by the President of the Department, by giving ten days notice thereof in one of the newspapers of the City. The Board of Delegates shall appoint to conduct said election, three judges, from the different companies, who shall subscribe to an oath or affirmation to faithfully discharge their duties; said election shall be held at such place as the Board of Delegates may appoint, and the polls for such an election shall be opened at one o'clock, P. M., and closed at seven o'clock, P. M. The voting shall be by ballot and immediately upon the closing of the polls, the vote shall be publicly counted, and the returns of said election, duly certified, shall be forwarded to the Secretary of the Department within twenty-four hours thereafter, and be by him transmitted to the Board of Delegates, who shall convene within ten days thereafter, and declare the result. The person having the highest number of votes for Chief Engineer shall be declared elected for the term of one year, and until his successor is elected and qualified. The person having the highest number of votes for Assistant Engineer shall be declared Assistant Engineer for the term of one year, and until his successor shall be elected and qualified.

SEC. 3. Contested elections for Chief and Assistant Engineers, shall be decided by a majority of the Board

of Delegates, and should a tie vote occur for either of said offices, the Board shall determine who shall be entitled to the office.

SEC. 4. The Chief and Assistant Engineers, before entering upon the duties of their several offices, shall subscribe to an oath or affirmation faithfully to perform the duties of their respective offices, and thereupon they shall be entitled to certificates of office signed by the President and Secretary of the Department. The persons elected under the provisions of this article shall enter upon the duties of their several offices on the first day of July of each year.

SEC. 5. Whenever a vacancy occurs in the office of Chief Engineer, the President of the Department shall order an election to fill such vacancy for the unexpired term of said office; and whenever a vacancy occurs in the office of Assistant Engineer, such a vacancy shall be filled by the Board of Delegates.

SEC. 6. The Chief Engineer shall receive an annual salary of \$200, which shall be paid quarterly out of the Treasury, the same as other claims against the city.

SEC. 7. Each steam engine company shall be allowed for ordinary expenses of company and apparatus, the sum of \$100 per quarter; each hand engine company shall be allowed \$30 per quarter; each hook and ladder company shall be allowed \$15 per quarter; each independent hose company shall be allowed \$15 per quarter; and the Board of Delegates shall be allowed \$5 per quarter.

SEC. 8. The City Recorder is hereby authorized and directed to draw upon the Treasurer, in accordance with the provisions of Section 7.

SEC. 9. ~~X~~No person shall be allowed to vote at any Engineer's election, unless he shall have been a member of the Department ~~any~~ ^{ten} days next preceding such election, and no person shall be eligible to office in the Department without possessing the qualifications of a voter.

SEC. 10. Each and every company shall at its regular meeting in May, elect three of its members to the Board of Delegates, which Board shall consist of three representatives from each fire company, who, before entering upon the duties of their office, shall take and subscribe to an oath or affirmation (to be administered by some person duly authorized by law to administer oaths) to well and truly perform the duties of Delegates as prescribed in the laws governing the Department. They shall assemble on the second Monday of May of each year, at seven and one-half o'clock, P. M., in the room of the Board and then and there organize by the election of a President, Secretary and Treasurer, whose term of office shall be one year or until their successors are elected and qualified. All officers shall be elected from among the members of the Board.

SEC. 11. The Board of Delegates shall make laws for the government of the Department, and all laws made by them shall be binding on every company, officer or member of the Department. Any member of the Department who shall violate any of the provisions of this ordinance, or who shall refuse to obey the lawful orders of the Chief or Assistant Engineers shall, upon complaint, be tried by the Board, and if found guilty be censured, suspended, removed from office, or expelled from the Department, as a majority of the Board in its judgment may direct. They shall examine the returns and declare the result of all Engineers' elections, and give them their certificates of office. They shall fix the time for holding their meetings, and all their proceedings shall be public.

SEC. 12. Each fire-engine company shall be composed of not less than thirty nor more than seventy members; each hose company shall be composed of not less than fifteen nor more than twenty-five members; and each hook and ladder company shall be composed of not less than twenty nor more than fifty members, all of whom must be duly registered members of the Department.

SEC. 13. At their annual meeting, each company shall elect a Foreman, two assistant Foremen, a President, Secretary, Financial Secretary and Treasurer, who shall hold their offices for one year, and until their successors are elected and qualified; and all vacancies occurring in such offices shall be filled in such manner as the companies shall have previously prescribed.

SEC. 14. Each company shall have power to make rules for their own government not inconsistent with the ordinances of the City, or the rules of the Department.

SEC. 15. Whenever the roll of members of any company shall have been reduced below its minimum of members, it shall be the duty of the Foreman of such company to notify the Board of Delegates of the fact. At the first regular meeting of the Board of Delegates after such notice be given, the Board of Delegates shall inquire into the condition of such company, and shall declare whether such company shall be disbanded or continued in the Fire Department.

SEC. 16. A company desiring admission into the Department must make application to the Board of Delegates, accompanying such application with a copy of their constitution, signed by at least the number of persons required to constitute a company, who shall be residents of the City, and the names of their officers, and should the Board, by a vote of a majority of its members, decide to recommend the admission of such company, the Secretary of the Department shall forward to the Common Council a certificate of such recommendation, together with a petition of the company, the constitution of the same, the names of the officers and men. If such recommendation shall receive the approval of the Common Council, the company shall be declared admitted into the Department, and shall be furnished by the City with apparatus and a house for receiving the same; and no petition for the admission of any company shall be entertained by the Common Council until it shall have received the recommendation of the Board of Delegates.

SEC. 17. The Common Council shall order all work and supplies for the Department, and locate all cisterns and fire company houses hereafter to be built. All proposals for the same shall be opened by the Chief Engineer in the presence of a majority of the Committee on Fire and Water, and by them, without unreasonable delay, be awarded to the lowest responsible bidder or bidders; all work done for, and supplies furnished said Department, shall be under the supervision of the Chief Engineer and a majority of the Fire and Water Committee, and they shall certify all bills for such work and supplies.

SEC. 18. The Chief Engineer shall report to the Common Council the number, location and condition of cisterns and fire apparatus, and the state of the company houses, and all property of the City in keeping of said Department, also all accidents by fire which may have taken place, with the causes thereof, and a description of the property destroyed or injured, with the names of the owners of the same, and also the estimated loss thereof, and shall also report the expenses incurred by the city in maintaining each company, and all other expenditures for the Department during his term of office; also, such other information and recommendation as he may deem proper. He shall furthermore inquire into the cause of all fires, and see that all persons criminally connected therewith are diligently prosecuted by the proper authorities.

SEC. 19. That hereafter when any person elected to the office of Chief Engineer or Assistant Engineer of the Fire Department of the City of Albany, shall fail or refuse to qualify and enter upon the duties of his office as required by Section four of this ordinance, within one month from the time mentioned in said Section, then said office of Chief or Assistant Engineer, as the case may be, shall be deemed vacant and shall be so declared by the Board of Delegates, and such vacancy shall be filled as prescribed in Section five of this ordinance.

SEC. 20. This ordinance shall take effect and be in force from and after its passage.

SEC. 21. All ordinances heretofore existing relating to the Fire Department, are hereby repealed.

Passed the Council February 12, 1878.

JASON WHEELER, Mayor.

Attest: J. W. BALDWIN, City Recorder.

ORDINANCE NO. 41.

An ordinance authorizing and empowering W. G. Steel and his associates, to lay Gas mains and pipes, in the streets and alleys of the City of Albany, Oregon.

Be it ordained by the Common Council of the City of Albany.

SECTION 1. W. G. Steel, his associates and successors in interest, or their assigns, are hereby authorized to lay mains and services (gas pipes) through any and all of the public streets and alleys of the City of Albany, for the purpose of conveying gas for the use of public buildings and uses of said City, and for the purpose of supplying the inhabitants of said City with gas.

SEC. 2. This permission is granted upon the following conditions: First, that said gas works shall be completed and in operation on or before November 1st 1878. Second, that the quality of gas shall be equal to that manufactured in the Cities of Portland and Salem.

SEC. 3. The Council reserves to itself the right at any time after the completion of said works (to-wit, on or after November 1st, 1878, and will not before said date) to grant a similar permission to any other person or persons applying for the same.

SEC. 4. The said gas mains and pipes must be laid so as not to damage the streets, or any other property, public or private, and not to interfere with any present

or future flumes, or other conduits of water in any part of the City, and when the streets are dug for the purpose of laying pipes, they must be left in as good condition as they were before such digging, and all damages caused thereby must be repaired at the expense of said W. G. Steel, his associates or successors.

Passed the Council February 26, 1878.

Approved February 26, 1878.

JASON WHEELER, Mayor.

Attest: J. W. BALDWIN, City Recorder.

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RULES OF ORDER.

RULE 1. The regular meetings of the Council shall be held upon the second and fourth Tuesday evenings in each month, and the hour of meeting shall be as follows: From September 1st to April 1st at 7 o'clock P. M., and from April 1st to September 1st at 8 o'clock P. M. The Council may, at any meeting, adjourn over the next regular meeting by a majority vote, or designate a different day on which to meet, but such order shall apply only to the time named.

RULE 2. The Mayor (or in his absence the Recorder) shall call the members to order at the stated hour. Should there not be a quorum present, it shall be the duty of the City Marshal immediately to inform the absent members (except those known to be unavoidably detained) that their presence is required to enable the Council to proceed to business. Should they fail to appear on such notice, the members present shall adjourn to the next regular meeting, or an earlier day. In the absence of both the Mayor and the Recorder, the members present shall designate one of their number to preside, and another to record their proceedings. After the calling of the roll, the presiding officer shall cause the journal of the preceding meeting to be read, when it shall be corrected if necessary, and approved.

RULE 3. The presiding officer shall announce, at each meeting of the Council, the business in order, as follows:

1. Calling of the Roll.
2. Reading of Minutes of previous Meeting.
3. Reports from Standing Committees.
4. Reports from Special Committees.
5. Reports from City Officers.

6. Unfinished Business.
7. Petitions and Remonstrances.
8. Introduction and first reading of Ordinance Bills.
9. Second reading and commitment of Ordinance Bills.
10. Third reading of Ordinance Bills.
11. Communications and Resolutions.
12. New Business.
13. Bills against the City and other Financial Business.

Messages from the Mayor shall always be in order. All questions relating to the priority of business shall be decided without debate.

RULE 4. The presiding officer shall preserve order and decorum: he may speak on all questions of order in preference to any other member, rising from his seat for that purpose, and he shall decide on all questions of order, subject to an appeal to the Council. In cases of appeal from the decision of the Chair, the appeal shall be stated as follows: "Shall the decision of the Chair stand as the decision of the Council?"

RULE 5. The presiding officer shall rise to put a question, but may state it sitting. Questions shall be distinctly put in this form, to-wit: "As many as are of the opinion that (as the question may be) say aye;" and, after the affirmative vote is expressed, "As many as are of a contrary opinion, say no." If the presiding officer doubt, or a division is called for, the Council shall divide—those of the affirmative first arising, and afterwards those of the negative.

RULE 6. The following Standing Committees shall be appointed by the Mayor at the beginning of the year

1. Committee on Ways and Means.
2. Committee on Ordinances.
3. Committee on Accounts and Current Expenses.
4. Committee on Streets and Public Property.
5. Committee on Licenses.
6. Committee on Fire and Water.
7. Committee on Health and Police.

All special committees shall be appointed by the presiding officer, unless otherwise ordered by the Council.

RULE 7. Each Committee to which any matter is referred shall submit at the next regular meeting after such reference, unless further time be granted by the Council, a written report of the facts in relation to the matter referred, with an opinion thereon. Such report shall be presented in order and in open session by the Chairman, or other member of the Committee; it shall be filed by the Recorder, and entered upon the journal. When a Committee fails to report on a subject, the matter may be brought before the Council by unanimous consent, or by motion.

RULE 8. Proposed ordinances shall be known as Ordinance Bills. They shall be entered upon the journal, unless otherwise ordered by the Council, and filed by the Recorder. If objection be made to the introduction of an Ordinance Bill, it shall lie over until the next meeting, except when the bill is reported by a Committee, or unless otherwise directed by the Council.

RULE 9. Every Ordinance Bill shall receive three readings, previous to its being passed. The presiding officer shall give notice at each reading whether it be the first, second or third. If the bill be objected to on its first reading, the presiding officer shall immediately state the question to be, "Shall the bill be rejected?" If no objection be made, or if the question to reject be lost, the bill shall be read the second time at once. By unanimous consent the bill may be read the second time by title.

RULE 10. Upon the second reading of the bill, the presiding officer shall state: "This is the second reading of the bill: it is ready for commitment or amendment." No bill shall be amended or committed until after it has been twice read.

RULE 11. If a bill be so amended as to make it necessary, in the opinion of the majority, that it should be engrossed, it may be referred to the Recorder for that

purpose, and he shall, at the next regular meeting, report a correctly engrossed copy of the bill.

RULE 12. No bill shall be read the third time during the same session at which it is introduced, except by unanimous consent of the Council, expressed by an affirmative vote on calling the roll.

RULE 13. The final question after the second reading of every bill shall be: "Shall the bill be read a third time?" No amendment shall be received for discussion after the third reading of any bill, but it shall at all times be in order, before the final passage of any such bill, to move its commitment under special instructions.

RULE 14. After the third reading of the bill, the presiding officer shall state the question to be: "Shall the bill pass?" The Recorder shall call the roll, and enter the ayes and noes in the journal.

RULE 15. After the passage of a bill, the question shall be stated to be: "Shall the title of the bill be the title of the ordinance?"

RULE 16. The Recorder shall number all the ordinances heretofore passed, that remain unnumbered, in the order of their passage, and hereafter each ordinance shall be known by its appropriate number, every new ordinance receiving the number to which it is entitled.

RULE 17. All ordinances shall be signed by the Mayor and the Recorder before being published as required by the Charter.

RULE 18. All unfinished business shall be attended to before new business is introduced.

RULE 19. No motion shall be debated until it has been seconded, and distinctly announced by the presiding officer; and it shall be reduced to writing. It shall be read by the Recorder, when required, for information. A motion may be withdrawn at any time before amendment.

RULE 20. Every member when a question is taken,

shall vote, unless the Council, for a special reason, shall excuse him; but no member shall be permitted to vote on any subject in which he has a direct pecuniary interest. Two members may demand the ayes and noes on any question.

RULE 21. When the reading of a paper is called for (except petitions, and the same is objected to by any member, the question as to whether it shall be read, shall be determined by a vote of the Council without debate. This rule is not applicable to any bill, resolution, amendment or other proposition which may be at the time directly under consideration.

RULE 22. Every member when he arises to make any remark or offer any motion or other proposition, shall arise in his place and address the chair. He shall confine himself to the question and avoid personalities. Objection being made, no member shall speak more than twice in any debate on the same day and at the same stage of the question, without leave; and a member who has once spoken shall not again be entitled to the floor (except for explanation, to the exclusion of another who has not spoken).

RULE 23. When two or more members rise at once the presiding officer shall name the one who is to speak first.

RULE 24. When a member is called to order, he shall sit down until the chair shall have determined whether he is in order or not, and every question of order shall be decided by the chair, subject to an appeal to the Council by any member. If a member be called to order for words spoken, the exceptional language shall immediately be taken down in writing.

RULE 25. When a question is under debate, no motion shall be received but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Council.

3. To lay on the table.
4. To postpone to a certain day.
5. To commit.
6. To amend.
7. To postpone indefinitely.

RULE 26. The previous question shall be in this form: "Shall the main question be now put?" It shall only be admitted when demanded by two members present, and its effect shall be to put an end to all debate and bring the Council to a direct vote: First, upon amendments reported by a committee, if any; second, upon pending amendments; and then upon the main question. On a motion for the previous question, and prior to the seconding of the same, a call of the Council shall be in order; but after two members shall have seconded such motion, no call shall be in order prior to the decision of the main question.

RULE 27. On motion for the previous question, and under the same, there shall be no debate. All incidental questions of order arising after a motion is made for the previous question (or while acting under it) shall be decided, whether on appeal or otherwise, without debate.

RULE 28. When a question has been once put and decided, it shall be in order for any member who voted with the majority to move for a reconsideration thereof, and such motion shall take precedence of all other questions, except a motion to adjourn. No motion shall be reconsidered more than once.

RULE 29. No motion to reconsider shall be entertained at a later period than the next regular session of the Council after the vote to reconsider has been taken; but when any vote shall be reconsidered, the Council may, at the same time, proceed to reconsider any previous vote or order in relation to the same subject matter without further notice.

RULE 30. All motions, resolutions, orders, bills, petitions, or other communications, shall be entered upon the journal, unless otherwise ordered by the Council.

RULE 31. Any member voting in the minority on any question, and protesting against the vote, of the Council, may have his protest entered on the journal, if the language and subject matter of such protest would have been admissible in the discussion of the subject.

RULE 32. The Recorder shall prepare a general file for each meeting of the Council, on which shall be entered the title of all ordinances, reports, resolutions, or other business on the table, and any new business that may be proper to bring before the Council.

RULE 33. Appointments of officers shall be by "viva voce," and a majority of all the members of the Common Council shall be necessary to constitute a choice.

RULE 34. If the question in debate contain several points, any member may have the same divided; but the mover of the question shall have the right to designate upon which point the vote shall be first taken.

RULE 35. A motion to adjourn shall be decided without debate and shall always be in order, except that when once put and voted down, it shall not be in order until some other business has been taken up.

RULE 36. The rules of the Council shall be observed in Committee of the Whole, so far as applicable, except as to limiting the time of speaking, and except, also, that the ayes and noes shall not be taken.

RULE 37. In all cases not provided for by these rules, the Council shall be governed by the law and practice as laid down in Cushing's "Law and Practice of Legislative Assemblies."

RULE 38. No rule shall be suspended without the concurrence of two-thirds of the members present, and no additional rule or amendment shall be made without giving at least two weeks' notice and the concurrence of two-thirds of the members present; Provided, that no rule requiring unanimous consent shall be suspended by operation of this rule.



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L A W S
—OF THE—
BOARD OF DELEGATES,
—OF THE—
FIRE DEPARTMENT.

*The Board of Delegates of the Albany Fire Department do
hereby establish the following Laws :*

ARTICLE I.

**PRESIDENT, SECRETARY AND TREASURER OF THE FIRE
DEPARTMENT.**

SECTION 1. The President shall preside at all meetings of the Board of Delegates; shall preserve order and decorum and enforce a strict observance of the laws of the Department, and the rules of the Board; he shall call special meetings of the Board when requested, in writing, by four members thereof, or when notified by the Secretary of the suspension of an officer or company, or whenever he may deem it necessary; he shall, at the commencement of his term of office, appoint standing Committees, to consist of three members each, as follows: On Judiciary; on Rules; on Finance; on Certificates. He shall sign all Exempt Certificates, Certificates of Membership and Orders of the Board upon the Treasurer, and perform such other duties as the laws of the State and this Department may require of him.

SEC. 2. Should the President of the Department be absent at any stated or special meeting, the Board shall

elect from their number a President pro tem., whose office shall cease upon the appearance of the President; and in no case shall such officer act longer than the meeting for which he is elected.

SEC. 3. In case of the suspension of any Company or officer or member of the Department by the Chief Engineer, (the Secretary of the Department having notified the President of the same in writing) he shall call a meeting of the Board of Delegates within ten days after the receipt of notice. In case of the President of the Department being absent from the city, the Secretary of the Department, upon the application in writing of Chief Engineer, or four members of the Board of Delegates, shall call special meetings of the Board, when suspension or expulsion of an officer or Company shall be involved, which matter shall be distinctly set forth in the application. Should the President be absent from the city during the period of two stated meetings, without consent of the Board of Delegates, his office may be declared vacant.

SEC. 4. The Secretary shall keep full, fair and accurate minutes of the proceedings of the Board of Delegates; he shall keep a book in which he shall write out in full the laws and standing resolutions adopted by the Board of Delegates; he shall keep a Registry of the Department which shall contain the names of all the members of the same, arranged under the name and number of the Company to which they may severally belong, and shall show opposite each name, occupation, date of membership, (which shall be understood to be the date of the issue of certificate,) transfer (both from and to a Company,) suspension, expulsion, resignation, death, remarks; he shall likewise keep a book containing a separate list, alphabetically arranged, of all members finally exempt, and of all persons suspended, disbanded or expelled or stricken from the roll by the Board of Delegates; he shall have custody of the Department seal and affix the

same when necessary to notices, resolutions, orders and laws of the Board of Delegates; he shall fill up and sign certificates of membership, service and exemption. When directed by the Board of Delegates, he shall collect all fines, dues and assessments and pay the same over to the Treasurer, taking his receipt therefor; he shall keep an account of all moneys collected by him for the Department, specifying each sum paid in, by whom and for what purpose, and report the same to the Board of Delegates monthly.

SEC. 5. He shall notify each of the several Companies of the Department of the names of all members expelled from the Department, and he shall notify the Company or Companies of any vacancy or vacancies occurring in the Board of Delegates and the cause thereof.

SEC. 6. He shall, at the regular meeting in April and October, report the changes that have occurred on the Registry of the Department during the preceding six months, setting forth the names of the parties, their occupations, and when elected, transferred, stricken from the roll, suspended, expelled, resigned or deceased; he shall, previous to each Engineers' election, compare the returned rolls of the several companies with the Registry of the Department, noting on the latter all who have been transferred, suspended or expelled, or stricken from the roll, or have resigned, or deceased; and shall furnish the judges of election with a certified copy of the voting list of each Company, which shall contain only the names of such persons as shall have been members of the Department thirty days immediately preceding such election; he shall require the President and Secretary of the various Companies to certify, under oath, to the correctness of their rolls as returned to the Board of Delegates, and shall endorse and preserve said rolls among the papers of the Department; he shall, whenever any Engineer, Company officer or Company, shall be suspended by the Chief Engineer, immediately furnish the accused with a copy of the charges upon which he or they were suspended,

together with notice of the next meeting of the Board of Delegates, and also serve a written notice of such suspension on the President; he shall have the books of the Department, subject to the inspection of any person who may desire to examine them; he shall call meetings of the Board of Delegates when regularly ordered; shall attest all orders of said Board upon the Treasurer; shall furnish the chairmen of committees of said Board with the names of their colleagues and copies of the matters respectively referred to them, and shall perform, generally, such other duties as are customary, and as may from time to time be imposed upon him by the Board; he shall, at the expiration of his term of office, promptly deliver up all books, papers and other property of the Department, and of the Board of Delegates, in his custody, to his successor in office; and as compensation for such services he shall be allowed fifty per cent. of the receipts for certificates and fines, and such additional allowance as the Board may from time to time determine.

SEC. 7. Should the Secretary of the Department be absent from the city more than thirty days, without permission of the Board of Delegates, his office may be declared vacant, and his successor elected for the remainder of the unexpired term.

SEC. 8. The Treasurer shall receive and safely keep all moneys belonging to the Board of Delegates, paying out the same upon their order, duly signed by the President and Secretary, which shall be his voucher; he shall at the stated meeting in April submit to the Board of Delegates full reports of his receipts and disbursements, together with the amount of money remaining in the treasury; his accounts and vouchers shall at all times be subject to the examination of committees of the Board, appointed for that purpose; he shall, at the expiration of his term of office, promptly deliver up all funds, books, papers and other property of the Department, and of the Board of Delegates in his custody, to his successor in office.

SEC. 9. The Treasurer of the Fire Department shall give a bond in the sum of two hundred dollars, with one or more good and sufficient sureties; which bond and sureties shall be approved by the President thereof and filed with the Secretary of the Department before the Treasurer shall enter upon his duties.

ARTICLE II.

DUTIES OF CHIEF ENGINEER AND ASSISTANT ENGINEER.

SECTION 1. The Chief Engineer shall, in all cases of fire or alarm thereof, have sole and entire command over all apparatus and members of the Department. He shall have power, and it shall be his duty, to suspend and Engineer, Company officer or Company for disobedience of, or unnecessary delay in executing his orders or orders of his Assistant, or for disrespectful language; and he shall report the name or names and facts connected therewith, to the Board of Delegates when next convened, for their action. He shall inspect (at least once in every month during the year) and see that all fire apparatus, fire company houses, and public cisterns are kept in good order and condition, and report to the Common Council all repairs or supplies required by the Department or any Company thereof; he shall, upon learning of any improper practices in or about the house of any fire company, notify the Foreman thereof of the same, and, upon their repetition report the name or names of the offender and facts therewith to the Board of Delegates when next convened, for their action; he shall sign all Certificates of Membership and Exempt Certificates, duly authorized by the Board of Delegates, and shall perform generally such other duties as the laws of the State, Ordinances of the City of Albany and this Department may require or him. If the Chief Engineer be absent from the city for a period of more than thirty days, without permission of the Board of Delegates, his office may be declared vacant.

SEC. 3. The Assistant Engineer shall, immediately

upon arriving at fires, report himself to the Chief Engineer for his orders. At fires, or alarms thereof, Engineers shall convey their orders to Companies by their respective numbers, and if practicable to the officer in command. Whenever the Chief Engineer shall be absent from the city, or shall be prevented from discharging the duties of his office, the Assistant Engineer, shall perform the duties, and possess the rights and powers of said office, during such absence or disability. If the Assistant Engineer be absent from the city for a period of thirty days, without permission of the Board of Delegates, his office may be declared vacant.

SEC. 3. The Chief and Assistant Engineer, during the terms of their office, shall each be exempt from performing the duties of an active member in the respective Companies to which they belong; and shall not be subject to any Company fines for non-attendance, dues, or assessments whatever. During their continuance in office they shall be deemed members of the Department at large; provided, however, that nothing herein shall deprive them of any of the privileges of active members of the Department.

ARTICLE III.

COMPANIES.

SECTION 1. Each and every Company shall keep their apparatus in good order and condition, so that the same shall be ready for instant service.

SEC. 2. No Company shall permit breaches of the peace, or improper practices upon the premises occupied by them.

SEC. 3. Any laws of Companies, inconsistent with those of the Department, shall be void and of no effect.

SEC. 4. No Company shall remove, cause or allow to be removed, their apparatus, outside the corporate limits of the city, without the consent of the Chief Engineer. In case the apparatus be removed by consent of the Chief

Engineer beyond the city limits for the extinguishment of fire, the Company or Companies so permitted shall be subject to the orders of the Chief and Assistant Engineer, the same as though they were within the corporate limits.

SEC. 5. The action of any Company in the Department, concerning a member, by which the connection of said member with the Department shall be severed, shall not be considered final, until such action has been reported to the Board of Delegates, when such action shall be recorded in the Book of Registry; and until the action of any Company is so reported, all members' names on the Book of Registry shall be considered members of the Department in good standing.

ARTICLE IV.

COMPANY OFFICERS.

SECTION 1. Foremen of Companies shall promptly report to the Chief Engineer any breakage or disarrangement of the apparatus, or repairs required to the house under their respective charge, and shall see that the same are kept in good order and condition. They shall, at fires and alarms thereof, see that the orders of the Chief and Assistant Engineer are punctually obeyed.

SEC. 2. Whenever the Foreman of a Company shall be absent from a fire or alarm thereof, or from any cause be unable to attend to the duties of his office, all his rights, powers and responsibilities, in and to the Department, shall devolve upon the officer next in rank in such Company, during such absence or disability.

SEC. 3. The President of each Company shall certify, under oath, to their respective rolls, to be made and returned as herein required.

SEC. 4. Secretaries of Companies shall keep full, fair and accurate minutes of their respective Companies: shall, as soon as possible after their meetings, return to the Board of Delegates the names of all members elected,

transferred, suspended, expelled, resigned, stricken from the roll or deceased, and the dates thereof, together with their residences.

SEC. 5. They shall, at least ten days previous to each Engineers' election, report to the Secretary of the Fire Department all of the active certificate members of their respective companies who will be entitled to vote thereat. They shall certify to their rolls in the same manner as the President.

ARTICLE V.

BOARD OF DELEGATES.

SECTION 1. The Board of Delegates shall be composed of three members from each company, whose certificates of election by the company shall be certified by the President and Secretary thereof, who shall have taken and signed an oath to well and truly, to the best of their ability, perform the duties of Delegates, as prescribed in the laws governing the Department, and Delegates shall not be subject to monthly dues in their respective companies during their terms of office.

SEC. 2. The stated meetings of the Board shall be held on the second Monday in each month, at eight o'clock, from April to September, inclusive; and at seven and a half o'clock, from October to March, inclusive.

SEC. 3. Special meetings shall be ordered as prescribed in Article I, and due notice of the time, place, and object of the same shall be given to each member of the Board by the President. At these the only business in order shall be—roll call, collection of fines, dues and assessments, reception of charges or specifications of the same and the special business for which the meeting was called.

SEC. 4. At all meetings it shall require a majority of all the members of the Board to constitute a quorum to transact business; but a less number may call the roll,

have the absentees noted, and adjourn to a time stated or without day.

SEC. 5. It shall be the duty of the Board to make such laws and regulations as may be necessary for the government and direction of the officers and members of the Department. They shall, as hereinafter provided, try all charges made by the Chief Engineer against an officer, Company or member of the Department, and charges made by one Company against another, or by an officer or member of a Company against an officer or officers of the Department, or an officer or member of another Company.

SEC. 6. If any officer or member of a Company shall appeal from any decision of his Company, in which he is directly concerned, and it be shown that the Company have acted in violation of the Department laws, or their own laws, the Board shall declare such action illegal and null; but if the contrary be shown, the Board shall declare the action of the Company sustained.

SEC. 7. In all cases of members appealing from the action of their Company, the Board of Delegates shall order, through the Secretary of the Department, the Secretary of the Company to produce at the trial, certified copies of all matters pertaining to the case on trial on the Company books, and all papers relating thereto.

SEC. 8. Any Secretary of a Company refusing or neglecting to comply with the order of Board of Delegates as provided in section 7 of this article, shall be deemed guilty of contempt, and subject to such penalty as the Board may determine.

SEC. 9. In all cases of trial, before proceeding therewith, the Board shall appoint a suitable person, who shall be a member of the Department, to conduct the prosecution, and the accused shall have the privilege to appoint a member of the Department to conduct the defence, or he may conduct it himself as he shall elect. Witnesses may be summoned on both sides by subpoenas issued by

the President of the Department, and attested by the Secretary thereof, commanding them to appear at the time set for trial, before the Board of Delegates, to give evidence on the part of the prosecution or defence, as the case may be.

SEC. 10. Any member of the Department having been duly summoned as provided in section 9 of this article, to give evidence before the Board of Delegates or any committee of the Board required to take testimony in any case, who shall neglect or refuse to attend at the time appointed and subsequently, as he may be required in the case, shall be deemed guilty of contempt, and may be reprimanded, suspended or expelled from the Department as the Board of Delegates shall determine.

SEC. 11. Appeals to the Board shall only be presented within thirty days after the proceedings, unless, in case of the absence of a party from the city, a longer time may be granted.

SEC. 12. When a Company makes application to be admitted into the department, it shall be the duty of the Board, before recommending them to the Common Council, to ascertain if the signers to their constitution are twenty-one years of age; if any of them are expelled members of the department; their respective residences; if their constitution and laws are in accordance with the laws of the Department, and if their addition to the Department is necessary.

SEC. 13. In all cases of election by the Board, the vote shall be taken by ballot.

SEC. 14. It shall require the votes of a majority of all the members of the Board to admit a Company into the Department, or to disband a Company; to restore any officer, Company or member of the Department, before the expiration of the term for which he or they were suspended; to suspend a Delegate, and the voting shall be by ballot.

SEC. 15. It shall be the duty of the Committee on Judiciary to take into consideration such matters and

petitions touching judicial proceedings as may come in question, and be referred to them by the Board. It shall be their duty to report as to the law, in cases of appeal before the Board; and for such purpose they shall have power to send for members of the Department and papers. They shall, when directed by the Board, report such laws for State, municipal or Department confirmation, as they may consider required for the welfare of the government of the Department. All their reports shall be in writing.

SEC. 16. It shall be the duty of the Committee on Finance to examine all bills presented to the Board, and report thereon at the earliest opportunity; and to take into consideration such matters pertaining to the finances of the Board as may be referred to them, or as they may deem the interests of the Department require. All their reports shall be in writing.

SEC. 17. It shall be the duty of the Committee on Rules to take into consideration and report upon all matters and things pertaining to rules necessary for the government of the Board, or the offices thereof; and also, to report upon such matters as may be referred to them by the Board. All their reports shall be in writing.

SEC. 18. It shall be the duty of the Committee on Certificates to diligently inquire into and report in writing upon all matters relating to certificates that may be referred to them by the Board.

SEC. 19. It shall be the duty of each member of the Board to attend all stated and special meetings, and in case of absence, such absentee, shall be fined one dollar for each violation of this rule—sickness or absence from the city only excusing.

SEC. 20. Any Delegate who shall wilfully violate any of these rules or orders of the Board, or shall refuse obedience to the presiding officer when called to order, shall be liable to censure, fine or expulsion from the Board. Provided, however, that it shall require a vote of two-thirds of all the members present to expel a Delegate, but a majority may fine or censure him.

SEC. 21. When fines, dues or assessments of a Delegate shall amount to the sum of three dollars, he shall be liable to expulsion from the Board.

SEC. 22. The resignation of a Delegate must be tendered in writing to the Board. Upon the resignation or expulsion of a Delegate the Secretary of the Fire Department shall, within five days thereafter, notify the President of his Company of such resignation or expulsion.

SEC. 23. Any Delegate who shall for any cause be expelled from the Board of Delegates shall not be recognized as a Delegate, nor be allowed a seat within the Board during the term of office for which he was elected.

SEC. 24. Any officer or member of the Fire Department who while on duty shall be guilty of a breach of the peace, or disorderly conduct, or guilty of voting illegally at any Engineers' election, shall, if found guilty upon trial, be subject to such penalty as the Board may determine.

SEC. 25. No expelled member of the Department shall be permitted, within the period of two years of the date of such expulsion, to join any Company of the Department, except it be the Company who expelled him.

SEC. 26. The Board may declare the seat of any person vacant who shall have been elected a Delegate, and who shall neglect to qualify within thirty days from date of election, or who may when qualified neglect to attend three regular meetings of the Board, unless such absence was occasioned by sickness or absence from the city.

SEC. 27. Any Delegate who shall be indebted to the Board upon the expiration of his term of office, shall be ineligible to a seat in the Board at any future time, unless said indebtedness is first paid.

ARTICLE VI.

SUSPENSIONS.

SECTION I. Whenever the Chief, or Assistant Engin-

cer, Company, officer or member of the Department, shall be suspended from duty by the Board of Delegates, he or they shall not be allowed to appear in equipments, act or officiate in his or their respective positions during suspension.

SEC. 2. Whenever any Company, company officer or member of the Department, shall be suspended by the Chief Engineer, he or they shall not be allowed to appear in equipments, act or officiate in his or their respective positions, until the matter shall have been inquired into and determined upon by the Board of Delegates.

SEC. 3. The Engineer, Company, officer or member of the Department violating any of the provisions of sections one or two of this Article, shall be liable to expulsion or such penalty as the Board of Delegates shall impose.

ARTICLE VII.

CHARGES AND SPECIFICATIONS.

SECTION 1. All charges, and specifications of the same, shall be preferred, in writing to the Board of Delegates, in the name of the Fire Department of the City of Albany, a copy of which shall be furnished the accused, at least seven days before the trial.

SEC. 2. Charges and specifications of charges may be preferred at any special meeting, or stated meeting, or by filing the same with the Secretary of the Department. When charges and specifications are preferred at a special or stated meeting, the Board shall forthwith set a time for trial. When charges and specifications have been filed with the Secretary, then at the first special or stated meeting thereafter the Board shall set a time for trial. In all cases the time set for trial shall not be within seven days from the meeting of the Board at which the charges shall be preferred, unless by consent of parties.

SEC. 3. The refusal or neglect on the part of any Company, officer or member of the Department, to

answers a charge or charges made shall be considered an acknowledgment of the validity and justness of the charge or charges, in which case the party or company shall be suspended or expelled by a two-third vote of the members present.

ARTICLE VIII.

TRIALS.

SECTION 1. All trials or examinations of charges preferred against any officer, company or member of the Department shall be conducted as follows:

1. The arraignment of the officer, company or member against whom the charge is made and the reading of the specifications to the accused.

2. The appointment and selection of counsel.

3. The defendant's plea to be entered.

4. Examination of witnesses on the part of the prosecution.

5. Examination of witnesses on the part of the defense.

6. Rebutting evidence.

7. Argument on the part of the prosecution.

8. Argument on the part of the defense, followed by the closing argument of the prosecution, when the Board shall, without debate, proceed to find upon the guilt or innocence of the accused.

9. If guilty the Board shall then assess the penalty. In all cases the vote shall be taken by ballot, and a majority of all the Delegates present shall be necessary to convict; the vote shall be taken as follows:

First—Shall he or they be expelled.

Second—Shall he or they be removed from office.

Third—Shall he be suspended or censured; and upon taking the vote those voting for suspension shall write "suspension" on their ballots, and those voting to censure shall write "censure" thereon; and if any ballots shall be found without either word written thereon, such ballot shall be held and deemed to be a vote for censure.

10. If suspension shall be fixed as the penalty the Board shall proceed to determine by ballot the period thereof, the vote being taken on the longest period suggested first, and if this be not agreed on, then upon the next longest period, and so on until a term is agreed on.

ARTICLE IX.

CERTIFICATES.

SECTION 1. A Certificate of Membership in the Department shall, on the payment of one dollar by the applicant, be issued to each registered member of the Fire Department.

SEC. 2. Every person who shall have served for the period of seven years as an active fireman, may apply for and shall be entitled to a Certificate as an Exempt Fireman; and such Exempt Certificate shall be issued upon presentation of a Certificate, properly authenticated by the President and Secretary of the Company of which the applicant is, or was, a member, that the applicant has been an Active Fireman, and has paid all his fines, assessments, penalties and Company dues, and every person receiving a Certificate as an Exempt Fireman, shall pay therefor the sum of one dollar.

SEC. 3. None but Certificate Members of the Department shall, under any circumstances, be permitted to hold office in the Department, or any Company thereof, or to vote at any Department election, and none shall vote at any Department election but those who shall have been Certificate Members at least thirty days preceeding the same.

SEC. 4. The Secretary of the Fire Department shall issue all Certificates when directed by the Board, provided for by this Article, and shall pay all charges collected thereon to the Treasurer of the Fire Department; and in no case shall a Certificate be signed by the Secretary of the Fire Department, until the member's name, Company and date shall have been filed, and it shall have received all the other signatures required in the regulations of the Department.

SEC. 5. An active member of the Department, having paid all his fines, dues and assessments to his Company, may ask for and shall be entitled to a Certificate of Transfer, which shall for the space of sixty days and no longer, be a recommend of the holder to any Company of the Department; and no Company shall under any circumstances elect to membership a member of another Company except upon such recommendation, and then not more than sixty days after the date thereof. The holder of a Certificate of Transfer shall, until transferred to the roll of another Company, be subject to all the duties, fines and assessments imposed by the laws of the Company granting such Certificate.

SEC. 6. No Exempt Certificate shall be issued except to a duly certified member of the Albany Fire Department.

SEC. 7. No time shall be allowed, as a Certificate Member, to any person while under suspension; provided, however, such suspension may have met with the approval of the Board of Delegates.

ARTICLE X.

AMENDMENTS.

SECTION 1. No amendment to, or alteration of the laws of the Department shall be made except notice of the proposed amendment or alteration shall have been given in writing at least at the regular meeting of the Board prior the one at which action is taken thereon. And no amendment or alteration shall take effect unless it shall receive the affirmative vote of a majority of all the members present.

ARTICLE XI.

SECTION 1. These laws shall take effect and be in force on and after the 20th of March, 1878.

Adopted February 15, 1878.

The Recorder as assessor
Page 105 Sec 10
Page 112 Sec 2
City Marshall as collector
Page 113 Sec 6 & 7
" 114 - " - 12
" 115 " 14

Obstructions

Page 125 Sec 10
2^d Reading of Bill

This is the second reading
of the Bill; it is ready for
commitment or amendment

3^d Reading of Bill

Shall the Bill be read

The third time (Recorder must call the roll)

Shall the Bill Pass

The recorder shall call the roll

Shall the Title of the Bill
be the Title of the Ordinance

