

Ordinance Bill No. 3 for 1915.

ORDINANCE NO. 185.

An Ordinance to amend Ordinance No. 162 of the City of Lebanon, Oregon, entitled "An Ordinance to provide for the payment of informers in cases of violation of City Ordinances".

THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. That Section 1 of Ordinance No. 162 of the City of Lebanon, Oregon, entitled "An Ordinance to provide for the payment of informers in cases of violation of City Ordinances", passed by the Council on the 19th day of May, 1914, and approved by the Mayor on the 20th day of May, 1914, be and the same is hereby amended so as to read as follows:

"Section 1. That in all cases where any person shall be prosecuted for a violation of any ordinance of the City of Lebanon, Oregon, occurring after this ordinance becomes effective, and such defendant shall be found guilty and a fine shall be assessed against him, one-half the amount of such fine shall be paid by the City to the prosecuting witness who shall have signed the complaint, whether the fine be collected by the City or not, provided that such witness shall appear at the trial of such case in the Recorder's Court and also at the trial thereof in any court to which the case shall be appealed, and then and there testify in such case if requested so to testify; provided, further, that in case of appeal the amount to be paid by the City to such witness shall be one-half of the amount of fine assessed on final disposition of the case only, and nothing whatever shall be due in case of acquittal of defendant on such appeal, or in case no fine be assessed on final conviction; provided, further, that this ordinance shall not apply to any case where the prosecuting witness who signs the complaint is an officer of said City or in the regular employ of said City."

Passed by the Council this 19th day of January

1915.

Vetoed
Approved by the Mayor this 20th day of January

1915. Passed over the veto of the mayor February 2-1915

Attest:

W. A. Elkins
Recorder.

Mayor.

Lebanon Oregon.

Jan 25 '15

To the Honorable Council of Said City
Gentlemen:

I return to you herewith,
without my approval, Original Bill No. 3
for 1915. Passed by you on Jan. 19/1915.

My reasons for disapproving the same
go not only of this bill, but to the original
which seeks to amend. I have recently
consulted four of the best lawyers in Lewis
Co. and many of our most honorable citizens
in Lebanon in regard to this ordinance,
and they all express the view that it is
vicious in principle, and likely to be
productive of no good and much evil.

Such an ordinance, I believe, invites and
encourages the testimony of witnesses of the
lowest character, who will not hesitate to
resort to black mail and perjury.

There is no doubt in ^{my} mind that the prosecution
witness in the Jones Case, which was tried
in our Police Court a few weeks ago,

where the defendant was charged with bootlegging, and the recorder after hearing all of the evidence, dismissed the case, brought the charge against the defendant because of the hope of reward promised by our ordinance. Had not Mr. Jones been able to ~~show~~^{prove} his innocence his character would have been blotted for life. The tobacco case requires no explanation.

Very Respectfully

J. L. Linnier
Mayor.

File

1-25-2/5-

M. A. Edwin

City Records