

Repealed
An Ordinance to provide for licensing, taxing, regulating and restraining the sale and disposal of spirituous, malt or vinous liquors, and prohibiting the sale or disposal of the same without first obtaining a license therefor from the City Council, and to regulate bars, bar-rooms, drinking shops and tippling houses; and to provide for the punishment of any violation thereof; and to repeal all Ordinances or parts of Ordinances in conflict herewith.

The people of the City of Lebanon do ordain as follows:

Section 1. That no person shall be permitted to vend, sell or otherwise dispose of any spirituous, malt or vinous liquors, within the corporate limits of the City of Lebanon, Lin County, Oregon, without first obtaining a license therefor from the City, as provided herein after.

amended by ordinance 5-3 P. 244
Section 2. That every person applying for a license to vend, sell or otherwise dispose of any spirituous, malt or vinous liquors, shall pay to the Treasurer of the City of Lebanon the sum of Seven Hundred (\$700) dollars annually, taking the duplicate receipt of the Treasurer therefor.

Sec. 3. Every person who keeps for sale any spirituous, malt or vinous liquor, either as his sole business or in connection with some other occupation, shall be deemed a keeper of a Bar, Barroom, drinking house or tippling house, within the meaning of this Ordinance.

Sec. 4.

That on the applicant producing to the City Council the duplicate receipt of the Treasurer of the City, for the amount as provided for in Section 2 of this Ordinance and filing a good and sufficient bond, duly executed in the manner, form and amount, as hereinafter provided, and the approval of the said bond by the City Council, the Council shall thereupon order the Recorder to issue a license to such applicant for the term of one year, upon the pay by such applicant to the Recorder of his fees in full the issuance of such license.

Sec. 5.

That every person applying for a license to keep a bar, Barroom, drinking house or tippling house, or to sell, vend or otherwise dispose of any spirituous, malt or vinous liquor, shall execute to the City of Lebanon, and at the time of making application for such license, present to the City Council for their approval or rejection, an undertaking or bond in the penal sum of One Thousand (\$1000.00) dollars, with two or more sureties, which said bond shall be in the following form, to-wit:--

+ Liquor License Bond.

"Know all men by these presents, that we, _____ as principal, and _____ and _____ as sureties, all of the City of Lebanon, Linn County, Oregon, are held and firmly bound unto the said City of Lebanon, in the penal sum of One Thousand (\$1000.00) dollars, lawful money of the United States of America, for the payment of which sum, well and truly to be made and done, we hereby bind ourselves, our heirs, executors, administrators and assigns, jointly

knows
+

and severally, firmly, by these presents.

Signed with our hands and sealed with our seals this ~~was~~ day of ~~ann~~ ~~ann~~

The condition of the above obligation is such that, whereas the above bounden ~~man~~, the principal, herein, is about to apply for a license from the City of Lebanon, Linn County, Oregon, to vend, sell and dispose of spirituous, malt and vinous liquors, within the Corporate limits of the said City of Lebanon, for the full term of ~~ann~~.

Now, therefore, if the said ~~man~~ the principal herein, shall keep a quiet, decent, orderly house, and shall not permit any unlawful gaming or any gaming prohibited by the laws of the State of Oregon, or the Charter or by any Ordinance of the said City of Lebanon, to be conducted, played or carried on, in or about the house, building or premises, where such liquor or liquors are sold or disposed of, or kept for sale; or permit to be sold or disposed of, any spirituous, malt or vinous liquors to any person or persons in an intoxicated condition, or to any woman or girl, or to any minor, or to any Indian, or common drunkard, and will not permit any person under the age of twenty one (21) years, or any woman or girl, to loiter or remain in or about his or their place of business, either as guest, servant or waiter or waitress, dancer or singer, musician or otherwise, and will not keep open or permit to be kept open, his or their place of business, where the traffic in spirituous, malt or vinous liquor or liquors is carried on, nor sell, give away or dispose of, nor suffer or permit to be sold, given away or disposed of, in any manner in or about his place of business, on the first day of the week, commonly called Sunday, any spirituous, malt or vinous

liquor or liquors of any kind; and will not keep open his or their place of business where said spirituous, malt or vinous liquor or liquors are kept, at any time during the first day of the week, commonly called Sunday, and will strictly comply with all the requirements of the Laws of the State of Oregon, and the Charter and the Ordinances of the City of Lebanon, aforesaid, with respect to the sale of spirituous, malt or vinous liquor or liquors, and gaming and gambling, when this obligation shall be void, otherwise to be and remain in full force and effect.

Signed and sealed this _____ day of _____

Done in the presence of {

(Seal)

(Seal)

(Seal)

(Seal)

State of Oregon,)
County of Lin.) SS. --

Justification.

We, _____ and _____
being first duly sworn, each for himself says,
I am surety on the foregoing bond, I am a
resident of the City of Lebanon, Lin. County,
Oregon, I pay taxes on one thousand (1000) dollars
worth of property in said county, and am
worth the sum of \$1000. over and above all my
just debts and liabilities, and exclusive of
property exempt from execution, I am not
a dealer in spirituous, malt or vinous liquor
or liquors, and I am not surety on any other
bond of similar character to this bond, so
help me God.

Subscribed and sworn to before me this _____
day of _____

Notary Public for Oregon

Sec. 6.

All bonds executed pursuant to the provisions of this Ordinance shall be filed in the office of the City Recorder, and recorded in a book to be kept for that purpose by him; and if the original be lost or destroyed, a certified copy of the recorded bond may be used in all actions, suits or proceedings arising under this Ordinance, and shall have the same force and effect, as evidence, as the original bond.

Sec. 7.

No person or persons to whom a license has been issued, authorizing him or them to sell spirituous, malt or vinous liquor, or liquors, within the corporate limits of the City of Lebanon, aforesaid, shall keep or permit or allow to be kept in any building or on the premises, lot or property, where such spirituous, malt or vinous liquor or liquors are sold or offered for sale, any bawdy house or house of ill fame or assignation house, and any person violating any of the provisions of this section, shall be deemed guilty of a misdemeanor and upon conviction thereof before the Recorder's Court, shall be punished by a fine of not less than twenty (20) dollars nor more than one hundred (100) dollars, or by imprisonment in the City jail not less than ten days (10), nor more than fifty (50) days, or by both such fine and imprisonment, at the discretion of the Court; and the Court shall also adjudge, as a further punishment for such offense, that the license issued to such person or persons be forfeited and null and void and of no effect; and if thereafter such person or persons shall sell or offer for sale, without having first obtained a new license therefor, any spirituous, malt or vinous liquor or liquors, within the corporate limits of the said City of

Lebanon, such person, shall, upon conviction thereof before the Recorder's Court, be punished by a fine of not less than twenty (20) dollars, nor more than one hundred (100) dollars, or by imprisonment in the City jail for not less than ten (10) days, nor more than fifty (50) days, or by both such fine and imprisonment, at the discretion of the Court.

1 c. 8.

If any person or persons, duly licensed to engage in the sale of spirituous, malt or vinous liquor or liquors within the City of Lebanon, aforesaid, or any person in his or their employ, shall sell, give away or in any manner dispose of, or suffer, permit or allow to be sold, given away or disposed of, any spirituous, malt or vinous liquor or liquors to any common drunkard or to any intoxicated person, or to any woman or girl, or to any minor or to any Indian, or shall suffer, permit or allow any woman or girl or male minor to visit, loiter around or frequent his or their place of business, whether as guest, servant, or waiter, waitress, dancer, singer, musician or otherwise, or to play any game whatever therein or shall keep open, permit or allow any person whomever to visit, his or their place of business, where such liquor is sold or kept for sale, on the first day of the week, commonly called Sunday, or shall sell or give away, or in any manner dispose of, or suffer, permit or allow to be sold or given away or in any manner disposed of, on the first day of the week, commonly called Sunday, in or about his or their ^{said} place of business, any spirituous, malt or vinous liquor or liquors, shall be deemed guilty of a misdemeanor, and upon conviction

thereof before the Recorder's Court, shall be punished by a fine of not less than fifty (50) dollars, nor more than One Hundred (100) dollars, or by imprisonment in the City jail not less than Twenty five (25) days nor more than Fifty (50) days, or both such fine and imprisonment, at the discretion of the Court, for such offense.

Sec. 9.

That upon the conviction of any person guilty of violating any of the provisions of section eight (8) of this ordinance, if such conviction shall have been by a jury after a full hearing, and such jury shall find that the license of such person or persons should be revoked, the Recorder shall report the same to the City Council, at its regular meeting, who shall thereupon revoke the license of such persons, but such revocation of such license shall not in any manner operate to relieve the person or persons to whom the same was granted from the penalty prescribed by Section eight (8) of this Ordinance for the violation of any of its provisions.

Sec. 10

That upon the revocation of any license provided for in Section nine (9) of this Ordinance, it shall be the duty of the City Council to order the City Attorney, if there be one, and if not, then some suitable Attorney, to immediately collect the amount of the Bond mentioned in Section (7) of this Ordinance, and if the same be not immediately paid, to institute proceedings to recover the amount of said Bond before any Court of competent jurisdiction, but nothing

in this Section contained shall be so construed as to prevent an action upon said Bond for the violation of any of its conditions at any time.

Sec. 11.

Any person wishing to present to the City Council a bond for its approval or rejection, under the provisions of this Ordinance, shall duly present the same at any regular meeting of said Council in any month.

Sec. 12.

No license shall be issued under the provisions of this Ordinance to any woman or any minor, or to any person, who during the term of his previous license permitted or allowed any woman, girl or male minor to visit, loiter around or frequent his or their place of business.

Sec. 13.

No license shall be issued under the provisions of this Ordinance for less or greater term than one (1) year.

Sec. 14.

No person shall be surety on more than one such bond at the same time, and no person who shall be engaged in the manufacture or sale of any spirituous, malt or vinous liquor or liquors shall be allowed to be surety on the Bond of any person or persons making application for license under the provisions of this Ordinance, nor shall any person who is not a resident of the city of Lebanon, aforesaid, and who does not pay taxes on the sum of \$1000 worth of property within the said County and who is not worth the sum of \$1000 over and

above all his debts and liabilities, and exclusive of property exempt from execution, be allowed to be surety on any such bond.

Sec. 15.

Each person or firm taking out license pursuant to this Ordinance, shall be, and is hereby allowed, authorized and permitted to keep, without paying a license therefor, in his or their place of business, either of the following named tables, a Billiard Table, a Pool Table, a Pigeon Table, or a "Devil a mawg the Tailors Table."

Sec. 16.

Any person who shall sell, or in any manner dispose of, or who shall keep for sale or offer to sell, or give away, or in any manner dispose of within the corporate limits of the City of Lebanon, aforesaid, any spirituous, malt or vious liquor or liquors, without first obtaining a license therefor, as in this Ordinance provided, shall upon conviction thereof before the Recorder's Court, be punished by a fine of not less than Fifty (50) dollars, nor more than One Hundred (100) dollars, or by imprisonment in the City jail not less than twenty ^{five} (25) days, nor more than Fifty (50) days, or by both such fine and imprisonment, at the discretion of the Court, and each and every such sale or disposal of or offer to sell or dispose of, any such spirituous, malt or vious liquor or liquors, shall constitute a separate and distinct violation of the provisions of this Section, and the person or persons guilty thereof shall, upon conviction thereof before the Recorder's Court, be punished as in this Section provided.

Sec. 17. Each license issued pursuant to the provisions of this Ordinance shall be dated and shall take effect and be in force on, from and after the approval of the bond by the City Council.

Sec. 18. All persons who shall be engaged in selling any of the liquors heretofore mentioned, in the corporate limits of the said City of Lebanon, shall close the place or house, where such liquor or liquors are sold or kept for sale, at mid-night on Saturday night of each and every week, and keep the same closed until mid-night the following Sunday night, and allow no person to be in such place or house during the time the same is required to be closed by the provisions of this Ordinance. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof before the Recorder's Court shall be fined not less than twenty five (25) Dollars, nor more than Fifty (50) dollars, or be imprisoned in the City jail not less than twelve (12) days nor more than twenty five (25) days, or both such fine and imprisonment, at the discretion of the Court.

Sec. 19. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Sec. 20. This Ordinance shall be in full force and effect from, on and after its approval by the Mayor.

Passed by the City Council on the 4th
day of January, 1899.

Approved by the Mayor on the 4th
day of January, 1899.

C. B. Montague,
Mayor of the City of
Lebanon, Oregon.
Attest;
W. C. Peterson,
Recorder of the City of
Lebanon, Oregon.