

Ordinance No 35

An Ordinance to provide for licensing
 Taxing, regulating and restricting
 the Sale and disposal of Spiritous
 liquors, brandy, Wine and all
 fermented and malt liquors, beer
 and Ale, and to prohibit the sale
 or disposal of Spiritous liquors
 brandy, Wine, and all fermented liquors
 without a license,

The people of the Town of
 Lebanon Linn County, State of Oregon,
 do Ordain as follows

Section 1

That no person or persons shall be
 permitted to vend, sell or otherwise
 dispose of any Spiritous liquor, brandy
 or Wine, or any fermented or malt
 liquor, beer or ale within the corporate
 limits of the Town of Lebanon, Linn
 County, Oregon, without first obtaining
 a license for the purpose from the Town
 of Lebanon as hereinafter provided,

Section 2

Every person applying for a license to
 sell Spiritous Malt, fermented or
 venous liquors in quantities less
 than one gallon shall pay into the
 treasury of the Town of Lebanon the
 sum of \$300⁰⁰/₁₀₀ in U.S. gold Coin per
 annum or \$150⁰⁰/₁₀₀ Semiannually in
 like gold Coin, Taking therefor the

This Ordinance is repealed by ordinance
 Bill No 36. see page 129 in this Book

receipt in duplicate of the Officer receiving the same, Every person applying for a license to sell ale, or beer in quantities less than One gallon shall pay into the Treasury of the Town of Lebanon the sum of \$150⁰⁰ in U. S. gold coin, Semiannually, Taking therefor the receipt in duplicate of the Officer receiving the same,

Section 3

That on an application producing to the Town Council of the Town of Lebanon the receipt of the proper Officer, for the amount provided for in Section 2, and filing a good and sufficient Bond duly signed in manner and form as hereinafter provided, and the approval of said bond by such Council, the Council shall order the Town Recorder to issue a license to such applicant for the term of not less than 6 months, upon the payment by such applicant to the Recorder of this fee in full for the issuance of such license,

Section 4

That every person applying for a license to keep a bar-room, drinking shop or tippling house, or to sell or dispose of any spirituous, Malt or vinous liquor, ale or beer, shall execute to the Town of Lebanon at the time of making the

application for such license and present to the Town Council for their approval or rejection, an undertaking or bond in the penal sum of \$250⁰⁰/₁₀₀ with two or more sureties, which bond shall be substantially in the following form to wit

Know all Men By these Presents:

That We as principal
and and
 As Sureties of the Town of
Lebanon Linn County Oregon are
held and firmly bound unto the
Town of Lebanon Linn County Oregon in
the penal sum of \$250⁰⁰/₁₀₀ lawful
Money of the United States of America
for the payment of which, well and
truly to be made and done, we hereby
bind ourselves, our heirs, Executors
and administrators jointly and severally
by these presents.

Witness our hands and seals this
 day of 18

The condition of the above obligation
is such that whereas the above bonden
 the principal herein
is about to apply for a license from
the Town of Lebanon to vend, Sell
and dispose of spirituous, fermented,
Malt and vinous liquor ale and
beer in quantities less than one gallon
within the Town of Lebanon Linn County
State of Oregon for the full term of

_____ months from the _____ day
of _____ 18____

Now therefore, if the said _____
principal herein, shall keep
a quiet, decent, orderly house, and
shall not permit any games prohibited
by the State of Oregon, or by the
Ordinances of the Town of Lebanon,
to be conducted or played or carried
on in the house, building, or premises
where such liquors, ale and beer are
to be sold or disposed of or kept for
sale or permitted to be sold or disposed
of, or any malt, spiritous, fermented
or vinous liquor ale or beer contrary
to the laws of the State of Oregon or
the ordinances of the Town of Lebanon
with respect to the selling of spiritous,
fermented, malt or vinous liquors
or gaming or gambling, we hereby
undertake and agree to pay any fine
or fines that may be adjudged against
said _____ principal
herein for any violation of the laws
of the Town of Lebanon so far as applies
to the keeping and selling spiritous, malt,
fermented or vinous liquor, ale or
beer.

If the said _____ principal
herein shall perform and keep all the
obligations herein provided, then
this bond shall be void, otherwise
to remain and be in full force and
effect. Sealed with our seals this _____
day of _____ 18____

State of Oregon } ss
County of Linn }

We _____ and _____

~~and~~ being first duly sworn, each for himself says, I am Surety on the foregoing bond and am a resident and free-holder of the Town of Lebanon, Linn County, Oregon, and am worth over and above all my just debts and liabilities and exclusive of property exempt from execution the sum of \$500.00 That I am not a dealer in wines, spirits or malt liquors, ale or beer, and that I am not a Surety upon any bond of a similar character.

Subscribed and sworn to before me
this _____ day of _____ 18--

Section 6

Every person who keeps for sale any spiritous, fermented, malt or vinous liquor, ale or beer, in less quantities than one gallon, either as a sole business or in connection with some other occupation shall be deemed the keeper of a bar-room, drinking shop or tippling house, within the meaning of this ordinance.

Section 7

That no license for keeping a bar-room or drinking shop or tippling house shall be granted for a less period than six months nor more than one year.

Section 8

If any person or persons duly licensed to engage in the Sale of spiritous, fermented, malt or vinous liquors within the Town of Lebanon or any person in his employ shall sell give away or in any manner dispose of or shall suffer, permit, or allow to be sold, given away or in any manner dispose of, any spiritous, fermented, malt or vinous liquor to any common drunkard or to any woman or girl or to any minor or Indian, or shall suffer, permit or allow any woman, girl or male minor to visit, loiter around or frequent his place of business, or shall keep open or suffer or permit any person or persons to visit his place of business where such liquor is kept for sale on the first day of the week commonly called Sunday, or shall sell, give away or in any manner dispose of on the first day of the week commonly called Sunday in or about his place of business any spiritous, fermented, malt or vinous liquor or shall keep open later than Eleven O. Clock P. M., or open earlier than five O. Clock A. M. shall upon conviction before the Recorder be punished by a fine of not less than \$25⁰⁰ nor more than \$100⁰⁰ or by, imprisonment in the Town jail for a period of not less than five nor more than twenty five days, or both by such fine and imprisonment at the discretion of the Court,

Section 9.

Upon the conviction of any person guilty of any violation under the provisions of this Ordinance the Recorder shall report the same to the Town Council who may thereupon revoke the license of such person or persons. But such revocation of such license shall not in any manner operate to relieve the person from the penalty provided in said bond or the fines herein provided for

Section 10

Any person who shall sell or who shall keep for sale or offer to sell within the corporate limits of the Town of Lebanon any Wine, ~~brandy~~, spirituous or Malt Liquor, ale or beer, without first having obtained a license for that purpose as in this ordinance provided, shall, upon conviction thereof before the Recorder be punished by a fine of not less than \$50⁰⁰ nor more than \$100⁰⁰ or by imprisonment in the town jail not less than ten days not more than fifty days, and each and every sale of any brandy, wine, or any spirituous or malt liquor, ale or beer, shall constitute a separate and distinct violation of this ordinance

Section 11.

Each license issued pursuant to the provisions of this Ordinance shall be dated and take effect immediately following the meeting of the Town Council at which such license was authorized to be issued.

Section 12

All Ordinances in conflict with this Ordinance are hereby repealed.

Section 13

This Ordinance to be in full force and effect from and after five days after publication by posting as provided by Ordinance.

Enacted and passed the Town Council
May 6th 1890

Approved May 7 - 1890

M. A. Miller

President of Town Council

Attest

W. C. Peterson

Town Recorder

State of Oregon } ss
County of Lincoln

This is to certify that the above ordinance was duly published by posting three true copies of the same, duly compared.

by me, One posted at U.S. Post Office
 One at Santa Charles Hotel & One at
 Peterson & Wallace's Real Estate office
 These of the most public places in the
 Town of Lebanon Linn County Oregon.
 On the 10 day of May 1890
~~have herein~~ In witness whereof I
 have hereunto set my hand and affixed
 the seal of the Town of Lebanon This 10
 day of May 1890.

H. C. Peterson
 Town Recorder
