

An Ordinance to provide for Licensing,
taxing, regulating and restraining the sale
and disposal of Spirituous vinous or malt
Liquors, and prohibiting the sale or dis-
posal of the same without first obtaining a
License therefor from the City Council
and to regulate Bars, Barrooms, Drinking
shops and Tippling houses

The People of the City of Lebanon do
Ordain as follows

Sec 1

That no person or persons shall be permitted
to vend, sell or otherwise dispose of any Spirituous,
vinous or malt Liquors in less quantities than
one gallon, within the Corporate limits of the
City of Lebanon, Oregon, without first obtaining
a License therefor from said City as hereinafter
provided —

Sec. 2nd

That any person wishing to sell vend or
dispose of Spirituous, malt or vinous Liquor
in less quantities than one gallon, within the
Corporate limits of the City of Lebanon, Oregon,
before obtaining a license therefor as hereinafter
provided shall at his own expense and
trouble, obtain the signatures of an actual
majority of the whole number of ~~all~~ the legal
voters in the Corporate limits of said City to a
petition to the Council of the City, praying that
said license be granted; and no applicant shall
be deemed to have a majority of the legal voters
within the Corporate limits of said City whose
petition does not contain the names of a
number of legal voters of the City equal to a
majority of all the legal voters cast in said City
at the last preceding election in said City, and
greater than the whole number of names of legal
voters of said City, which may be signed to

any remonstrance against - The granting of such License -

Sec 3^d

That - when the signatures of an actual majority of the whole number of legal voters within the City have been obtained, to be determined as provided in the preceding Section, the Applicant - shall at his own expense cause the said petition to be published in said City for four consecutive weeks in any Daily or Weekly Newspaper, published in said City together with the notice of the day on which he will apply to the City Council for such License to sell Spirituous, malt or vinous Liquors, provided that - if there be no Daily or Weekly newspaper published in said City, then the petition and notice herein specified shall be plainly written and posted in three of the most public places in said City of Lebanon, and the proof of such posting shall be made by the affidavit of one of the petitioners and two of the Resident - householders of said City; if said petition and notice shall be published as aforesaid, the proof thereof shall be the affidavit of the printer or publisher of the newspaper in which such notice and petition is published -

Sec 4

That every person applying for a License to sell Spirituous, malt or vinous liquors in less quantities than one gallon, shall pay to the Treasurer of the City of Lebanon the sum of six hundred dollars annually or three hundred dollars semi-annually, taking the duplicate receipt of the Treasurer therefor

Sec 5

Every person who keeps for sale any Spirituous malt or vinous Liquor, in less quantities than one gallon, either as his sole business or in connection with some other occupation shall be

deemed a keeper of a Bar, Barroom, Drinking Shop or Tippling house, within the meaning of this Ordinance

Sec 6

That on the applicant producing to the City Council the duplicate receipt of the Treasurer of the City for the amounts provided for in Section four (4) of this Ordinance, and also producing the petition and notice required by Sections two (2) and three (3) of this Ordinance and the proof of the publication or posting of the same (as the case may be) required by said Sections two (2) and three (3) and filing a good and sufficient bond, duly executed in the manner and form hereinafter provided, and the approval of said bond to such Council, the Council shall order the Recorder to issue a License to such applicant for the term of one year or six months, upon the payment by such applicant to the Recorder of his fees in full for the issuance of such License

Sec 7

That every person applying for a license to keep a Bar, Barroom, Drinking Shop 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 dollars (\$1000⁰⁰) with two or more sureties, which said bond shall be in the following form, to-wit:

Know all men by these presents, That we _____ as principal and _____ and _____ as sureties, all of the City of Lebanon Oregon, are held and firmly bound unto the said City of Lebanon in the penal sum of One Thousand (\$1000⁰⁰) 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 and administrators, jointly and severally, firmly by these presents—

Signed with our hands, and sealed with our seals this ——— day of ——— 189—

The condition of the above obligation is such that whereas the above bounden ——— the principal herein is about to apply for a License from the City of Lebanon, Oregon, to vend, sell and dispose of Spirituous, malt and vinous liquors in less quantities than one gallon within the Corporate limits of said City of Lebanon, for the full term of six months from the first day of ——— 18—

Now, therefore, if the said ——— 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 Ordinances of the City of Lebanon to be conducted, played or carried on, in or about the house, building or premises, where such 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 years or any woman or girl to loiter or remain in or about his place of business, either as guest, servant, waiter or waitress, dancer or singer, musician or otherwise, and will not keep open, or permit to be kept open his place of business, where the traffic of Spirituous, malt or vinous 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 liquors of any kind; and will not keep open his place of Business where said Spirituous, malt or vinous liquors are kept at any time during the first day of the week or Sunday; and will strictly comply with all the requirements of the Laws of the State of Oregon, and the Charter, and ordinances of the City of Lebanon, with respect to the sale of Spirituous, malt or vinous liquors, and gaming and gambling, then this obligation shall be void, otherwise to be and remain in full force and effect—

Signed and Sealed this _____ day of

_____ 18

Done in presence

seal

seal

seal

seal

State of Oregon }
County of Lewis } ss

We _____ and

being first duly sworn each one for himself says, I am surety on the foregoing bond; that I am a resident and freeholder of the City of Lebanon, Oregon; that I pay taxes on ~~\$1000~~ worth of property in said City and am worth ~~\$1000~~ over and above all my debts and liabilities and exclusive of property exempt from execution; that I am not a dealer in Spirituous, malt or vinous liquor and that I am not surety upon any other bond of similar character, so help me God—

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

City Recorder

Sec 8

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 bond 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 9

No person or persons to whom a license has been issued authorizing him or them to sell Spirituous malt or vinous liquor, within the Corporate limits of the City of Lebanon, 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 liquors are sold or offered for sale, any bawdy house, house of illfame 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 not less than twenty dollars (\$20⁰⁰) nor more than One hundred dollars (\$100⁰⁰) or by imprisonment in the City Jail not less than ten days nor more than fifty 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 be forfeited and null and void, and of no effect, and if thereafter such person shall sell, or offer for sale, without having first obtained a new license therefor, any Spirituous Malt or vinous liquor, within the Corporate limits of said City, such person shall upon conviction therefor before the Recorder's Court be punished by a fine of not less than twenty dollars (\$20⁰⁰) nor more than one hundred dollars (\$100⁰⁰) or by imprisonment in the City Jail for not less than ten days

nor more than fifty days, or by both such fine and imprisonment at the discretion of the Court for such offense

Sec 10

If any person duly licensed to engage in the sale of Spirituous, Malt or vinous liquor within the City of Lebanon, or any person in his employ, shall sell, give away, or in any manner dispose of, or suffer, permit or allow to be sold, given away or in any manner disposed of, any Spirituous, Malt or vinous Liquor 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 permit, suffer or allow any woman, girl or male minor to visit, loiter around or frequent his place of business whether as guest, servant, waiter, waitress, dancer, singer, musician or otherwise, or to play any game whatever therein, or shall keep open, permit, or allow any person whomsoever, to visit his 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, give away or in any manner dispose of, or suffer, permit, or allow to be sold, given away, or in any manner disposed of, on the first-day of the week commonly called Sunday or in or about his said place of business, any Spirituous, Malt or vinous liquor 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 dollars (\$50⁰⁰) nor more than One hundred dollars (\$100⁰⁰) or by imprisonment in the City Jail not less than twenty-five days nor more than fifty days or by both such fine and imprisonment at the discretion of the Recorder's Court for such offense

Sec 11

That upon the conviction of any person guilty of violating any of the provisions of Section 10, 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 be revoked, the Recorder shall report the same to the City Council, who shall thereupon revoke the license of such person, but such revocation of such license shall not in any manner operate to relieve the person to whom the same was granted from the penalty prescribed by Section ten (10) for the violation of any of its provisions

Sec 12

That upon the revocation of any license provided for in Section eleven (11) of this ordinance, it shall be the duty of the City Council to order the City Attorney to immediately collect the amount of the bond mentioned in Section seven (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 its conditions at any time.

Sec 13

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 14

No license shall be issued under any of 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 place of Business

Sec 15

No license shall be issued under the provisions of this Ordinance, for a less term than six months or more than one year

Sec 16

No person shall be surety on more than one bond at the same time, and no person who shall be engaged in the manufacture or sale of any Spirituous, malt or vinous liquors shall be allowed to be surety on the bond of any person or persons making an application for license, under the provisions of this Ordinance nor shall any person, who is not a resident and freeholder of the City of Lebanon, and who does not pay taxes within said City, on the sum of one thousand dollars (\$1000⁰⁰) 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 17

Each and every person, or firm, taking out License, pursuant to this Ordinance or the provisions thereof, shall be, and is hereby allowed, authorized and permitted to keep without paying license therefor, in his place of business, either one of the following named Tables; a Billiard table, a Pool table, or a Pigeon hole or "Devil among the Tailors table."

Sec 18

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 any Spirituous, malt or vinous liquor without first having obtained 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 dollars (\$50⁰⁰) nor more than one hundred dollars (\$100⁰⁰) or by imprisonment in the City Jail, not less than twenty-five days, nor more than fifty days at the discretion of the Court, and each and every sale, or disposal of or offer to sell or dispose of any such Spirituous, malt or vinous liquors, shall constitute a separate and distinct violation of the provisions of this Section and the person guilty thereof, shall upon conviction thereof, before the Recorder's Court be punished as in this Section

hereinbefore provided —

Sec 19

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 20

All persons who shall be engaged in selling any of the liquors hereinbefore mentioned in the Corporate limits of said City, shall close the place or house wherein such liquor is kept or sold at midnight on Saturday night on each and every week and keep the same closed until midnight 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 Section

Any person violating 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 dollars nor more than fifty dollars, or be imprisoned in the City Jail not less than twelve days nor more than twenty-five days at the discretion of the Recorder

Sec 21

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed

Sec 22

This Ordinance shall be in full force and effect from and after its approval by the Mayor

Enacted and Approved Aug 4 - 1891
 Attest M. A. Miller
 Geo W Rice Mayor
 City Recorder