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OFFICIAL JOURNAL OF THE CITY OF NEW ORLEANS

OFFICIAL.

SANITARY ORDINANCES

Passed and Adopted by the Board of Health, for the City of New Orleans.

OFFICE BOARD OF HEALTH, City of New Orleans, May 18, 1870.

WHEREAS, Under section six, of an act of the General Assembly of the State of Louisiana, entitled "An act to amend an act entitled 'an act to establish quarantine for the protection of the State,'" approved March 16, 1870, power is given to the Board of Health of the State of Louisiana, to pass and enforce by adequate fine, not to exceed in any case fifty dollars, sanitary ordinances for and within the city of New Orleans, and the parishes of Orleans and Jefferson, on the right bank of the Mississippi river, which said ordinances shall be enforced in the name of said board by civil suit in any court of competent jurisdiction.

Therefore, the said Board of Health have passed and adopted the following sanitary ordinance, for and within the said territory:

CLEANLINESS OF STREETS, ETC.

SECTION 1. Any person who shall keep, throw or deposit any offal, filth, foul or offensive matter, corrupt or putrid water, or any shells, hay, straw, kitchen-stuff, paper, cloth, vegetable matter, or any substance of any kind, that may be offensive to smell or injurious to health, or liable to become so, in any yard, lot, space or building, sidewalk, gutter, drain or canal, or shall suffer or allow or permit the same to be done or to remain, shall be liable to a fine not exceeding twenty dollars for each and every offense; provided, that ordinary refuse and sweepings from stores, dwelling houses, and other tenements, and kitchen offal, shall be deposited in tubs, boxes, barrels, baskets, or other suitable receptacles, and be placed on the outside of the banquettes, convenient to be taken off by the offal carts; and that from the fifteenth of March to the fifteenth of October of each year, such deposits shall be made not earlier than three o'clock A. M., nor later than seven o'clock A. M., and from the sixteenth of October to the fourteenth of March, inclusive, such deposits shall be made not earlier than three o'clock A. M., nor later than eight o'clock A. M.; and the receptacles used as above shall not be left on the banquettes after the hour of half-past nine A. M. during the year; and the phrase "any person" shall be held to include not only the adjacent proprietor, resident, occupant, or person actually doing or who has done any of the things named herein, but also any one whose duty it is by law or contract to remove, or cause to be removed or carried away, any such matters, substances or things as are herein set forth or intended.

SEC. 2. No person shall impede or obstruct the passage or flow of water in any gutter, ditch, draining pipe, or drain, or in any manner dam the same, under a penalty not exceeding ten dollars.

SEC. 3. Any person who shall commit a nuisance in any public place or street, whereby the purity of the atmosphere may be, or be liable to be affected, shall be liable to a fine of not less than five dollars for each offense.

SEC. 4. The Board of Health shall prevent, at any time, the dumping or depositing of offal or offensive matter by the offal carts, or carts employed to remove such offal and offensive matter by persons contracting to clean the public streets, in any place, when and where the said board or its proper officers, shall deem such dumping or depositing detrimental, or liable to become detrimental to health; and said contractors and other persons shall be bound to obey all orders, under this section, issuing from the Board of Health, under a penalty not to exceed twenty-five dollars for each offense.

SEC. 5. The Board of Health may remove or cause to be removed any decayed or decaying, or diseased vegetable matter, or other unhealthful or diseased matter, wherever the same may be, to such place or places as may by said Board be selected, at the expense of the owner of said matter, or the occupant or owner of the premises where or adjacent to which the same may be.

SEC. 6. All slaughterhouses, dairies, stables and other places in which animals are kept, whether for profit, pleasure, use or any other purpose, shall be kept clean and wholesome by daily removal of all ordure, urine, manure, and any other offensive matter; any person liable for neglect under this section shall suffer a fine not exceeding fifteen dollars.

FILLING UP LOTS.

SEC. 7. Any person who shall in part or wholly fill up any lot of ground with street scrapings, manure, offal or any foul or feculent matters, shall be liable to a fine not to exceed twenty five dollars. And if, upon the order of court, such person do not forthwith remove such foul or feculent matters, he shall be liable to be fined again, and such fine shall be repeated until the evil complained of is wholly abated.

PRIVIES.

SEC. 8. Any privy hereafter constructed shall be not to exceed three feet below the surface of the ground, and be walled with brick or stone, laid in cement its whole depth, with water-tight bottom, and said wall shall be raised, at least, one foot above the surface of the ground, and shall be so constructed as not to have any issue or opening on any street, way, yard, or place, nor shall it be within three feet of any street or way, and shall, if built adjacent to any wall, whether a party wall or otherwise, be separated therefrom by solid masonry of not less than two feet in thickness, laid in cement, and thoroughly waterproof, and shall have a flue or ventilator, sufficient for ventilation, extending above the surrounding windows, or communicating with a chimney. Any person building, or causing any privy to be built in contravention of this section, or any part of it, shall be liable to a fine not to exceed twenty dollars. And the court before which suit may be brought for violation of this section, or any part of it, shall, in rendering its judgment, order such privy to be reconstructed in accordance with the provisions of this section within a reasonable time, and, in default of compliance with such order, the party so failing to comply shall be subject to like penalty and punished as in the first instance; and the Board of Health may cause such order to be complied with at the expense of the person ordered as aforesaid; said expense to be recovered in any court of competent jurisdiction at the suit of said board.

SEC. 9. Whenever any privy shall be filled to within one foot of the surface of said vault, or whenever the Board of Health shall, through its proper officers so order, such privy shall be emptied by the owner or tenant of the premises, within forty-eight hours; and the emptying of such vault, or of any vault, shall take place between the hours of eleven o'clock P. M., and four o'clock A. M., and at least twenty-four hours before the removal of the contents of any vault, it shall be thoroughly deodorized with copperas, carbolic acid or some other agent, as directed by the Board of Health. Any violation of this section or any part thereof, shall subject the offender, whether owner or tenant or person making such removal, to a fine not exceeding twenty-five dollars.

NUISANCE CARTS, ETC.

SEC. 10. Contractors for cleaning public streets and places shall remove all matters and substances deposited in boxes, etc., as provided under section one of this ordinance, at or before the hour named in their contract with the city, and for any neglect so to do, shall be liable to a fine not to exceed twenty-five dollars for each offense.

SEC. 11. Any person who shall convey through any street or public highway, or any suburb, by means of any conveyance whatever, or in any manner any ordure, excrement or other foul or offensive matters, except between the hours of 11 P. M. and 4 A. M., shall be liable to a penalty not to exceed fifty dollars. All carts and vessels for the removal of such ordure, excrement, foul or offensive matters, shall be water-tight, and shall be thoroughly washed and disinfected by such means and such manner as the Board of Health shall direct, immediately after being emptied, and at the point where such carts or vessels shall have discharged their contents. Any person failing so to do, shall be liable to a fine not to exceed twenty-five dollars.

HOGS.

SEC. 12. Any person who shall keep a hog or hogs within the pound limits of the city of New Orleans, or permit such hog or hogs to run at large, shall be subject to a fine not to exceed ten dollars, and the court, in rendering its judgment, shall at the same time order the offender to remove such hog or hogs beyond said pound limits within the next twenty-four hours; and in default of such offender to obey said order, he shall be liable to a fine not to exceed ten dollars; and such fine shall be repeated until such hog or hogs are removed; provided, that this section shall not apply to the Fifth and Sixth Districts of the city of New Orleans, unless in cases where the removal of such hog or hogs is recommended by the respective sanitary inspector of those districts.

DISEASED ANIMALS.

SEC. 13. All animals sick with any contagious, infectious or epidemological disease shall be removed at once beyond the limits of the city of New Orleans by the person or persons owning or having charge of such animals; and in default of such removal, such person or persons shall be liable to a fine not to exceed fifty dollars, and such animals shall be removed by the Board of Health, at the expense of such person or persons.

DEAD ANIMALS.

SEC. 14. Whenever any horse, mule, cow or other animal shall die within the limits under the control of the Board of Health, it shall be the duty of the owner or keeper thereof to have it forthwith removed to properly located and authorized factories, to be disposed of for useful purposes, under proper regulations, or to bury such animal beyond the limits of the city of New Orleans, in a hole of sufficient depth, or to cast the same, or cause it to be cast, from the nuisance wharves into the river, at least a quarter of a mile below the lower limits of the city. And any person failing or neglecting to comply with the provisions of this section, or any part of them, within twelve hours after the death of such animal, shall be liable to a fine not to exceed thirty dollars.

SEC. 15. Any person who shall hereafter cast or throw dead animals, carrion, ordure or other offensive or unhealthful matter into the river, except at the points designated by law, shall be liable to a fine not to exceed fifty dollars.

BUSINESS OR ARTICLES OF COMMERCE PREJUDICIAL TO HEALTH.

SEC. 16. Any person or persons who shall bring or cause to be brought into the limits of the city of New Orleans, any hides, bones, peltry, rags or other articles whatsoever, which may tend to produce infection, or in any way to injure or endanger health, shall be liable to a fine not to exceed fifty dollars; provided, that the Board of Health may issue permits for the introduction of hides, bones, peltry and rags, in cases in which they shall be satisfied that no noxious effects are to be feared from them.

SEC. 17. Any person or persons who shall sell, or offer or expose for sale, in public or private, any blown, stale, decaying, putrid, rotten or unwholesome provisions, vegetables, fruits, or tainted meats or fish, or any impure or unsound food, or any drink liable to be injurious to health, or the flesh of any animal that has died of disease or which was diseased when killed, shall be liable to a fine not to exceed fifty dollars.

SEC. 18. Any person who shall adulterate or cause to be adulterated, in a manner liable to injure health, whether such article be intended for sale or otherwise, any substance intended for food, or any liquor intended for drink, or any drug or medicine, or shall offer for sale any such adulterated article, shall be liable to a fine not to exceed twenty dollars.

SEC. 19. Any person who shall hold, keep or expose for sale any poisonous drug, medicine, preparation or substance, or shall give, prescribe or administer the same, except for lawful purposes and with proper motives, and by persons competent to give the directions and precautions as to the use thereof, or shall deliver or suffer, or cause to be delivered to any person any bottle, box, parcel or receptacle containing such article, unless the same is marked "POISON," in large and legible letters, or under any circumstances to any person who may be suspected, judged or presumed capable or desirous of using such article for any illegal or improper purpose, shall be liable to a fine not to exceed twenty-five dollars for each offense.

SEC. 20. Any distiller, brewer, or keeper of any workshop, manufactory or laboratory, or warehouse-keeper or owner, or soap-boiler, chandler, or any other person, who shall have, keep, or use, or produce or store within the limits of the district under the control of the Board of Health, any foul, fetid, putrid, or offensive or injurious matters, substances, odors or vapors, liable to injure health, shall be liable to a fine not to exceed fifty dollars, and said board shall, if it deem it necessary, and unless the evil complained of be at once abated, close all such places, and stop all such business, the continuance of which is liable to injure health.

SEC. 21. Any person who shall sell, or expose or offer for sale any unwholesome, watered or adulterated milk, or milk known as swill milk, or milk from cows fed on swill, garbage, or other unhealthful matters, or any butter or cheese made from any such milk, or any unwholesome butter or cheese, shall be liable to a fine not to exceed twenty dollars.

OILS, ETC.

SEC. 22. No person shall mix for sale, naphtha and illuminating oils, or shall sell or offer for sale such mixture, except for purposes of re-manufacture, or any illuminating oil, made from coal or petroleum, which will evaporate a gas under one hundred and eight degrees Fahrenheit, or which will ignite at a temperature of less than one hundred and twenty degrees Fahrenheit, to be ascertained by the application of Tagliabue's, or some other instrument approved by the Board of Health. And any retail dealer having in his store or place of business any illuminating oil or oils, made from coal or petroleum, which will evaporate gas, or which will ignite at any lower degree than as in this section before set forth, shall be presumed to have offered such oil or oils for sale. Any person violating this section, or any part thereof, shall be liable to a fine not to exceed fifty dollars.

REMOVAL OF BODIES.

SEC. 23. Any persons, who shall disinter or disentomb any human body or the remains thereof, within the district under the control of the Board of Health, without authority first had from the proper officers of said board, or shall remove beyond the limits of said district, or introduce therein, any human body or the remains thereof, without leave first had from the proper officers of said board, shall be liable to a fine not to exceed fifty dollars.

INFECTIOUS OR CONTAGIOUS DISEASES.

SEC. 24. The Board of Health shall remove to hospital or other place for treatment, any person or persons suffering from small-pox, whenever such removal shall, in the discretion of said board, be deemed necessary for the proper treatment of such person or persons, or for the prevention of the spread of said disease.

SEC. 25. The Board of Health shall, at its discretion, prevent access to or egress from, or cause to be vacated, any infected building, place or locality, and to fumigate, or otherwise disinfect any such building, place or locality, whenever, in the discretion of said board, such action shall be deemed necessary to prevent the spread of said disease.

SEC. 26. The Board of Health shall disinfect or destroy, by burning or otherwise, any infected clothing, bedding, or any substance or material, whenever, in the discretion of said board, such action shall be deemed necessary to prevent the spread of said disease.

SEC. 27. Any person who shall remove, or assist in, or cause the removal of any person sick with any contagious, infectious, or other disease dangerous to public health, from the house or dwelling in which such person may be, shall be liable to a fine not to exceed twenty dollars, except written permission be first had from the Board of Health or its proper officers.

DISEASES TO BE REPORTED.

SEC. 28. All practitioners of medicine, masters of any water craft, hotel, boarding or lodging house keepers, principals or masters of any boarding school or seminary, the chief officers or persons in charge of any public institution of charity or asylum, or otherwise, are hereby required to report, within twenty-four hours, to the office of the Board of Health all cases within their cognizance of Asiatic cholera, yellow fever, typhus or ship fever, malignant scarlet fever, small-pox, varioloid, trichiniasis, or any other cases that may at any time be specified by the Board of Health, and in default or failure to so report such cases, such person so failing or in default shall be liable to a fine not to exceed fifty dollars; provided, however, that said board may declare it unnecessary to report further cases, when any disease shall have been pronounced epidemic.

VACCINATION.

SEC. 29. No child shall be admitted as a pupil in any public school without a certificate from a practising physician, or proof of successful vaccination. The Board of Health will at all times provide the means for gratuitous vaccination at the office of either of the sanitary inspectors.

TOLLING OF BELLS.

SEC. 30. No large or church bell shall be rung or tolled at any funeral without a permit therefor obtained from the Board of Health; nor shall any such bell be tolled at any time to the prejudice or peril of the life or health of any human being. Any violation of this section will render the offender liable to a fine not to exceed twenty dollars.

SEXTONS' REPORTS.

SEC. 31. Every sexton or other person having the care or charge of any cemetery, graveyard or burying ground, shall, on Monday of each week, before the hour of 9 A. M., make a written report and hand the same into the office of the Board of Health, which said report shall contain the full name of each and every person buried or entombed in such cemetery, yard or ground, during the seven days next preceding six o'clock P. M. of the last Sunday before making such report, together with a statement of the color, sex, age, nativity, the cause of death of such person, and such other information as the board may from time to time require, and for failing to make such report within the time, or in the manner herein set forth, such sexton or other person shall be liable to a fine not to exceed twenty-five dollars.

DOGS.

SEC. 32. Any person who shall take, or call into, or allow any dog in any public street or place, between the first day of May and the twentieth of October, in any year, unless such dog be securely muzzled, or unless led by a proper chain or string, shall be liable to a fine not to exceed ten dollars.

THEATRES, ETC.

SEC. 33. Any person or persons, being the lessee, manager, conductor or owner of any theatre or any place where any play, concert, opera, circus, exhibition, dance, ball, lecture is had, or place of amusement, who shall cause, or permit, or allow the same, or any part thereof, to be so far overcrowded, or inadequate, faulty or insufficient in respect of strength, ingress or egress, cleanliness or ventilation as that thereby any needless peril to life, limb or health shall come or happen, or be incurred or suffered by any person properly at or in any such place, shall be liable to a fine not to exceed fifty dollars.

LODGING COMPLAINTS.

SEC. 34. It shall be the duty of all good citizens to lodge complaints at the office of the Board of Health, or with the Sanitary Inspectors, or with the officers of the Sanitary Police, of any violations of this ordinance; and in order to facilitate such complaints, books of complaint shall be kept at the office of the Board of Health, and at the office of each Sanitary Inspector; and said books shall, at all times, be open for entering therein any such complaint or wrong.

OBSTRUCTING EXECUTION OF SANITARY ORDINANCES.

SEC. 35. Any person willfully obstructing, hindering or resisting any officer or person, authorized by the Board of Health, to enter into or upon premises for the purpose of examining the same, shall be liable to a fine not to exceed fifty dollars.

SEC. 36. Any person willfully obstructing, hindering or resisting any officer or person authorized by the Board of Health, in the execution or enforcement of any sanitary ordinance, or order of said board, shall be deemed equally offending, and be subject to the same penalty as if he were the real offender.

CONTINUED OFFENSES.

SEC. 37. Whenever, under any of the sections of this ordinance, the offense complained of shall be of such a nature as to require any act or thing to be done, or not to be done, as the case may be, the court shall at the same time it renders judgment, give the proper order to cause such act or thing to be done, or not to be done, as the case may be. And the person so ordered to do, or not to do, as the case may be, any such act or thing, shall, within the delay fixed by the court, obey such order or be liable to be fined again, till such order is fully and completely complied with.

SEC. 38. This ordinance shall take effect and be in force from and after its passage.

C. B. WHITE, President.

S. C. RUSSELL, Secretary.

OFFICIAL NOTICES---CITY.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 64—Administration Series.]

WHEREAS, There is now pending in the several courts of New Orleans, litigation between the Drainage Commissioners, heretofore appointed by law, and the Ship Island Canal Company.

And whereas, in a certain proceeding in the name of the State of Louisiana, ex rel., John Lockwood vs. N. E. Bailey, a certain judgment has been rendered by the Honorable Eighth District Court.

Be it resolved, That the City Attorney be directed to take such steps as he may deem necessary for a due protection of the interests of the city, in connection with such litigation.

Adopted by the Council of the city of New Orleans May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Walton and Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary. 18

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 65—Administration Series.]

WHEREAS, A contract for building an engine house for Milneburg Fire Company No. 1, was sold by the late Controller of the city on December 1, 1869, and adjudicated April 1, 1870, to J. C. Dennon, as principal, and S. Field, Senior, as security.

And whereas, The work in fulfillment of said contract has not been commenced, nor the contract signed, though the terms of the specification are that the work should be commenced ten days after adjudication; therefore be it

Resolved, That the adjudication o the foregoing contract is, by its terms, null and void, and it is hereby so declared; and that the sum of $300 deposited by said contractor with the Controller, as an earnest of his intention to carry out said contract, be declared forfeited.

Resolved further, That the Administrator of Waterworks and Public Buildings be authorized to advertise, giving ten day's notice in the official journal, for proposals for building an engine house for the Milneburg Fire Company No. 1, in accordance with the specification for said building on file in the office of the City Surveyor.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 66—Administration Series.]

Resolved, That the Council authorize and sanction the extension of the banquette on Common street, between Front and Delta streets, to a width of eighteen (18) feet. The work to be done by the owners of the property fronting thereon at their own expense, according to lines and grades to be furnished by the City Surveyor, within ten (10) days after the passage of this resolution; and the work to be completed within thirty (30) days thereafter.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 67—Administration Series.]

Resolved, That the Mayor is requested to present to the Council a statement showing the unoccupied real estate belonging to the city of New Orleans, and

OFFICIAL NOTICES---CITY.

that he be further requested to make recommendations to the Council as to the disposal of the same.

Adopted by the Council of the city of New Orleans May 19, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 68—Administration Series.]

Resolved, That the Administrator of Public Accounts be authorized to warrant on the Administrator of Finance, for the amount of the bill of the Crescent City Ice Company ($74 25) for supplying ice to the City Hall during the month of April, 1870.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 69—Administration Series.]

Resolved, That the public markets of the city of New Orleans be permitted to keep open until twelve o'clock M.

Adopted by the Council of the City of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 70—Administration Series.]

Resolved, That the ordinance creating the office of inspectors of wood and coal, so far as it relates to the inspection of coal be indefinitely suspended.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 71—Administration Series.]

An ordinance organizing the Department of Assessments.

SECTION 1. Be it ordained by the Council of the city of New Orleans, That the Department of Assessments be and is hereby organized, and its powers and duties defined as hereinafter set forth.

SEC. 2. Be it ordained, etc., That the Department of Assessments shall be under the general superintendence of the Administrator of Assessments, and shall have general superintendence and control of the assessment and valuation of all property in the city of New Orleans, real or personal for all purposes of municipal taxation, and of the imposition of all license taxes on professions, trades and occupations, necessary to provide revenue sufficient to carry on the city government, and pay outstanding debts and contingent expenses, and shall exercise all of the powers and functions heretofore vested in the Board of Assessors, under and by the provisions of the late city charter.

SEC. 3. Be it further ordained, etc., That the Administrator of Assessments shall, by and with the advice and consent of the Council, nominate and appoint one secretary, who shall be entitled to and receive an annual salary of $2400.

Fifteen assessors, who shall be entitled to and receive each an annual salary of $2000.

Six clerks, who shall be entitled to and receive each an annual salary of $1200.

And six additional clerks, who shall be entitled to and receive each an annual salary of $1000.

One porter, who shall be entitled to and receive an annual salary of $600.

One messenger, who shall be entitled to and receive an annual salary of $180.

All of which salaries shall be payable monthly, at the end of each month of service, and all of said employes shall, in all respects, be under the direction and control of the Administrator of Assessments, who shall have full authority to assign any of them to any duty which shall, in his discretion, best advance and accomplish the duties devolving upon the Department of Assessments, and the Administrator of Assessments shall have full power and authority to remove or suspend any of said employes at any time, but shall report such suspension or removal to the Council at its next regular session, together with the cause or reason for such suspension or removal, for the action of the Council thereon.

SEC. 4. Be it further ordained, etc., That the Administrator of Assessments shall have authority to divide the territory, included within the city, into any number of assessment districts which he shall deem best calculated to secure convenience and promptness in perfecting the assessment of property liable to taxation, and establish and define the limits and boundaries thereof, and the numbers by which such districts shall be known and designated and shall report the same to the Council for its approval, and when such division and districts shall have been approved, it shall be the duty of the Administrator of Assessments to cause full notice of such division, together with the boundaries and numbers of said districts, to be published once a week for four consecutive weeks in the official journal of the city, and if any change in the boundary or designation of any assessment district shall be afterwards made, it shall be his duty to cause like public notice to be given of such change.

SEC. 5. Be it further ordained, etc., That the Administrator of Assessments shall have full power to, from time to time, make, ordain and establish all such rules and regulations for the government of his department as may be necessary or expedient to increase the efficiency thereof and insure the prompt assessment of property, not inconsistent with the provisions of the charter and existing ordinances; provided, always, That all such rules and regulations shall be subject to the approval of the Council.

SEC. 6. Be it further ordained, etc., That the Administrator of Assessments, shall on the first day of January of each year, or as soon thereafter as possible, proceed to effect a complete assessment and valuation of all property in the city, subject and liable to taxation for municipal purposes, and shall cause the same to be recorded in books prepared for that purpose in his department, and shall complete the same at the earliest convenient period, and within the first six months of each year, unless the time therefor be extended by public ordinance.

SEC. 7. Be it further ordained, etc., That when the assessment shall be completed and engrossed upon the books of the Department of Assessments, it shall be the duty of the Administrator of Assessments to cause a public notice to be published in the official journal, which shall, in substance and effect, notify all persons interested, that the assessment and tax list for the current year is complete and open for inspection at his office, in the City Hall, between the hours of nine o'clock A. M., and three o'clock P. M., of each day for the period of thirty days from the date of the first publication of such notice (Sundays and days of public rest excepted), and said Administrator shall be present in attendance in his office during said period to hear and determine all complaints that may be made of either excessive or inadequate assessment, and shall have power in his discretion to modify, increase or diminish any particular assessment as justice may require. And it is further provided, that if the said period of thirty days shall be found to be insufficient to determine and adjust all such complaints, the said Administrator, with the assent of the Council, may extend the time for such period as may be necessary for that purpose.

SEC. 8. Be it further ordained, etc., That when the assessment roll of the property liable to taxation in the city shall be complete, and all complaints made within the limit of time hereinbefore prescribed, shall have been determined by the Administrator of Assessments, the Administrator of Assessments shall certify the assessment roll to be true and correct in all respects, and when so certified, the same shall be the fixed and established assessment and valuation of all property included and named therein, for all purposes of municipal taxation.

SEC. 9. Be it further ordained, etc., That for all purposes of assessment and valuation of the property, and determining the value and amount of incomes liable to taxation, and to facilitate the duties of the Department of Assessments, the Administrator of Assessments may cause to be delivered to all persons whom he has reason to believe own or have in their possession individually, as members of any copartnership, corporation, or in trust for any person, persons, corporation or corporations, or in any character whatsoever any property of any character or description whatsoever liable to taxation for municipal purposes, a written or printed notice and demand in form, substance and effect as hereinafter set forth.

DEPARTMENT OF ASSESSMENTS, City of New Orleans, New Orleans, ——, 18—.

You are required to fill up the statement below, and certify to the correctness of the same as required by law and the ordinances of the city of New Orleans, and return the same to the Department of Assessments, at the City Hall, within ten days:

Statement of the cash value of taxable property owned or held in the possession of — —, residing at No. —— street, —— District, —— capital in trade, including stock of goods, debts owing or due from solvent debtors, whether on account, contract, note, bond, mortgage, or any other obligation, money at interest, or money in trust for others.

Stock or shares in vessels, water craft, or in any incorporated company or private corporation.

Income for the year ending on the thirty-first day of December last, from the following sources: Moneys, salaries, wages, pay, commissions, brokerage and fees received in compensation for labor performed, and all revenues and dividends received upon stocks in moneyed corporations, not taxable by the city of New Orleans, after deducting from your total income the sum of $1000 exempt from taxation.

Personal property, household furniture, silver plate, goods, chattels and movable property, after deducting from the total value the sum of $1000 exempt of taxation.

Number and value of horses, mules, cattle and other domestic animals.

Number and value of carts, wagons and carriages.

Your trade, profession or occupation, and the number of the street and district where you pursue or carry on the same, and immovable property owned by you or by any person or persons whatever for whom you are the agent or trustee; and state from whom the same was purchased or acquired.

At the foot of which statement the person making such statement shall make and subscribe the following certificate substantially:

"I, —— —— do hereby certify upon my honor that the foregoing list contains a full, true and correct statement of all property and objects of taxation and income of which I am possessed, have received, or have under my control either in my own right or as trustee, agent, guardian, executor, administrator, tutor or in any other representative capacity, both as to amount and actual cash value at the date of this certificate.

"Dated New Orleans, ———, 187-."

SEC. 10. Be it further ordained, etc., That the Administrator of Assessments shall have power, in any particular case when he may deem it proper, to deliver to any person or persons more particular and definite questions, either written or printed, touching any matter relating to any taxable property which he may believe, or have reason to believe, is in the possession or under the control of such person or persons; and it shall be the duty of such person or persons to make full, true and complete answer to all of the questions so propounded to her, him, or them, within ten days after the personal service thereof or the delivery of such written or printed notice and demand, either at the place of business or residence of such person; and if any person shall willfully neglect or refuse to make the statement and answer the inquiries as required by this ordinance, or shall willfully make any false and untrue statement or untrue return relative to the amount or value of any taxable property or income owned by, or in his or her possession, with intent to deceive, or prevent or render difficult a just, true and proper valuation and assessment of any property or income liable to taxation for municipal purposes, such person shall, upon conviction, be liable to a fine not exceeding one hundred dollars, or imprisonment for a time not exceeding one calendar month; and a copy of this section shall be printed on the back of all notices served upon any person for the purpose of obtaining a statement of property or income.

SEC. 11. Be it further ordained, etc., That this ordinance take effect and be in force from and after the date of its adoption and promulgation in the official journal of the city.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 72—Administration Series.]

Resolved, That the adjudication by the Administrator of Waterworks and Public Buildings of a contract under resolution No. 25, Administration series, for repairing the house enclosing the old engine of the Waterworks, also the reservoir, unto John T. Hamlin for the price and sum of fifteen hundred and twenty ($1520) dollars, with Joseph H. Wilson as security, in the sum of five hundred ($500), be and the same is hereby approved, the security accepted, and the Mayor authorized to sign and execute, on behalf of the city, the necessary contract before the City Notary to carry the same into effect.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJAMIN F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 73—Administration Series.]

Resolved, That the adjudication by the Administrator of Waterworks and Public Buildings of a contract, under resolution No. 9, administration series, for eight new boilers for City Waterworks, unto John Armstrong, for the price and sum of twenty-four thousand ($24,000) dollars, with Hugh McCloskey, as security, in the sum of five thousand ($5000) dollars, be and the same is hereby approved, the security accepted, and the Mayor authorized to sign and execute, on behalf of the city, the necessary contract before the City Notary to carry the same into effect.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 74—Administration Series.]

Resolved, That the sum of eight hundred and sixty dollars be and is hereby appropriated to meet the expense attendant upon act of contract and mortgage by and between the city of New Orleans and Bank of New Orleans (including revenue stamps and recording same), and that the Administrator of Public Accounts is hereby instructed to warrant on the Administrator of Finance, in favor of A. Hero, Jr., for the aforesaid sum of eight hundred and sixty dollars.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton and Bonzano,

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 75—Administration Series.]

An ordinance for the payment of the April rolls of the school teachers of New Orleans.

Be it ordained by the Council of the city of New Orleans, That the sum of $26,279 45 be appropriated, and the Administrator of Public Accounts warrant on the Department of Finance, for the payment of the pay rolls of the teachers and porters and rents of the public schools of New Orlaans for April, 1870.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Bonzano—6.

Nays: Walton—1.

BENJ. F. FLANDERS, Mayor.

A true copy;

H. CONQUEST CLARKE, Secretary.

OFFICIAL NOTICES---CITY.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 76—Administration Series.]

Ordinance for the payment of certain pay rolls and accounts therein named.

Be it ordained by the City Council of New Orleans, That the following appropriations be, and the same are hereby made, and the Administrator of Public Accounts be, and is hereby authorized to issue warrants upon the Department of Finance in payment thereof.

Pay roll clerks and assistant in City Attorney's, month of April..	$600 00
City Attorney's salary, three days, at the rate of $4000 per annum..	33 33
City Attorney's salary, twenty-seven days, at the rate of $6000 per annum	468 75
Pay roll of Controller's office, month of April	119 45
District Attorney Luzenberg's fee bill, April 1 to 18, inclusive, as per bill approved by Judge of the First District Court	300 00
District Attorney Luzenberg's bill, April 19 to 29, inclusive	315 00
Chapsky & Teetzel, seals and stamps for Department of Public Accounts	13 80
J. W. Madden, stationery bill, dated April 30, 1870, approved by City Attorney Beckwith	113 75
Joseph Gutbier, for wood and coal taken from him for use of engines at fire	25 00
Republican Printing Company work done for Waterworks, approved by Administrator of Waterworks and Public Buildings	32 00
John J. Martin, judgment in suit of J. J. Martin vs. city of New Orleans, No. 2868 Seventh District Court (with interest and costs).	400 00
W. H. Burroughs, per centage retained in guarantees on repairs done to Lafayette Hook and Ladder Company	40 00
Mrs. Brand, taxes paid in mistake, as per voucher	9 00

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, April 17, 1870.

[No. 77—Administration Series.]

An ordinance to insure the prompt collection of city taxes of 1868.

WHEREAS, The writs in the hands of the Civil Sheriff for the tax bills of 1868, in favor of the city of New Orleans, do not contain full and accurate description of property, or indicate the domicil of defendants, and as such information is indispensable in the execution of said judgments, and can only be procured by the city with great difficulty and attendant expense to the Sheriff—

Be it ordained, That the Civil Sheriff is fully authorized to proceed forthwith to obtain the data necessary to execute these tax writs, and that for such service he shall be allowed a remuneration of five per cent on amounts paid into the treasury; provided that the Sheriff shall receive no compensation for such service on writs not collected, and that in case of the repeal of this ordinance, or any change of incumbent in the office of Civil Sheriff, no claim shall lie against the city for taxes uncollected or on account of previous services rendered under this ordinance toward collecting the same, and the Civil Sheriff shall, on repeal of this ordinance or change in the incumbency of the office, hand over and relinquish all tax bills in his hands; and provided further, that the Civil Sheriff shall accept the provisions of this ordinance in writing before its taking effect.

Be it further ordained, That the Sheriff shall make a full, detailed statement of all writs remaining in his hands on the first day of October, 1870, and the reasons for their non-collection, which service shall be without further compensation than is hereinbefore provided for.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 78—Administration Series.]

Resolution authorizing Administrator of Police to purchase a horse for removal of sick and dead.

Resolved, That the Administrator of Police be, and he is hereby authorized to purchase, at an expense not to exceed one hundred and fifty dollars ($150), one (1) horse, required to carry out the provisions of the second paragraph of resolution No. 36, Administration series, adopted April 26, 1870, relating to removal of indigent sick, and burial of indigent dead.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 79—Administration Series.]

An ordinance providing for the payment of certain accounts.

Be it ordained by the Council of the city of New Orleans, That the Administrator of Public Accounts be authorized to warrant on the Department of Finance in favor of the following persons, and for the following amounts, viz:

Julius G. Badenhauser, for salary as secretary of Department of Commerce for April	$144 45
Henderson McCray, for salary as messenger of Department of Commerce for April	20 00
Steel & Co, for stationery, as per bill	65 75
Mrs. Havemann, for twenty refuse barrels	25 00
John Millet, for washing and cleaning St. Mary Market	91 50
James Gleason, for fitting keys and repairing locks	2 00
Catherine Lynch, for painting and whitening office	32 50
William Maylie, for collecting revenues of St. Mary Market for the months of March and April, 1870	90 51
Total amount	$471 71

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 80—Administration Series.]

An ordinance to provide payment for certain market accounts.

Be it ordained by the Council of the city of New Orleans, That the Administrator of Public Accounts be authorized to warrant on the Department of Finance, in favor of the following persons, and for the following amounts, viz:

J. Amrein, for repairs of St. Mary Market	$353 50
L. J. McNeill, for collecting market dues at Treme Market from May 1 to May 16, 1870, inclusive	25 56
Total	$379 06

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 81—Administration Series.]

Resolved, That the Administrator of Waterworks and Public Buildings be authorized to advertise, giving ten days' notice in the official journal, for proposals for furnishing the Insane Asylum with fresh beef, for the term of one year from the expiration of the present contract, on the first of June, 1870. The terms of the contract, other than price, to be such as may be agreed upon between the Mayor and the successful bidder.

Adopted by the Council of the city of New Orleans May 17, 1870, the members being present and voting:

Yeas: West, Shaw, Delassize, Emley, Pierce, Walton, Bonzano.

Nays: None.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 82—Administration Series.]

WHEREAS, The change in the city government has vacated the office of Commissioners of the McDonogh School Fund and Fink Asylum Fund by abolishing the Finance Committees, whose members constituted the Board of Commissioners aforesaid;

Resolved, That the Mayor, the Administrator of Public Accounts, and the Administrator of Finance, are hereby constituted Commissioners of the aforesaid funds, and are invested with all the powers and duties heretofore belonging to the Finance Committees aforesaid, as defined by existing ordinances.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 83—Administration Series.]

An ordinance prohibiting structures, shanties, etc., upon the public wharves, landings and levees.

SECTION 1. Be it ordained by the Council of the city of New Orleans, That any permission or authority heretofore granted by the Common Council of the city of New Orleans, to erect, maintain or keep upon the public wharves, levees, or landings of the city of New Orleans, any shed, shanty, booth, tent, or any structure of any kind whatsoever; be and the same is hereby withdrawn and vacated.

SEC. 2. Be it further ordained, etc., That it shall not be lawful for any person or persons to erect, maintain or keep upon the public wharves, levees or landings of the city of New Orleans any shanty, shed, stand, booth, tent, or any structure of any kind whatsoever, without the permission of the Council.

SEC. 3. Be it further ordained, That any person or persons offending against the provisions of the foregoing section shall be liable, for each offense, to a fine of not less than five ($5) dollars nor more than one hundred ($100) dollars, to be recovered in any Recorder's court of this city, and also to imprisonment not to exceed thirty (30) days, at the discretion of the Recorder.

SEC. 4. Be it further ordained, That all ordinances or resolutions, or parts of the same, conflicting with this ordinance, be and the same are hereby repealed.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 84—Administration Series.]

An ordinance amending existing ordinances relating to sidewalks, common alleys or foot passages.

Be it ordained by the Council of the city of New Orleans, That article 1110, 2 Revised City Laws be and the same is hereby repealed.

Be it further ordained, That article 1111, 3 Revised City Laws be and the same is hereby amended by striking out the words "in addition to the cost of making said repairs," and in all other respects shall remain in full force and virtue.

Be it further ordained, That for the payment of any and all fines contemplated and provided for by article 1111, above referred to, as amended by this ordinance, there shall be a lien and privilege upon the property to which the sidewalks, alleys and foot passages aforesaid apply; and it is hereby made the duty of the officer imposing such fine or fines, to cause immediate registry thereof to be made in the office of the Recorder of Mortgages of the parish of Orleans.

Be it further ordained, That all repairs to sidewalks, common alleys or foot passages shall be made of materials of the same quality as were used in their original construction, and the work shall be subject to the approval of the City Surveyor.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 85—Administration Series.]

WHEREAS, The city of New Orleans is becoming involved in litigation with several of the railroad companies coming within the limits of the city with their several lines of roads, and whereas several of such companies are also becoming involved with each other in litigation, all growing out of conflicting views and conflicting interests in relation to the claiming and occupancy of certain grounds by such several roads.

And whereas, Such strife, if allowed to continue, will disturb the harmony of feeling and damage the prosperity of both the city and the railroad companies.

And whereas, There should be the highest reciprocity between the city and the roads, each needing each other, the prosperity of either contributing directly to the prosperity of the other.

And whereas, This Council is not insensible to the great importance of railroad commerce to our city, nor is it unmindful of the city's duty to afford every facility she can to railroad enterprises consistent with the fostering care she owes to other enterprises and interests;

And whereas, It is with deep concern and regret that we note the fact that two railroad companies have laid the lines of their roads upon the entire length of the active part of our levee, thereby greatly interfering with and damaging our noble river and ocean commerce, so great a source of wealth, and of which our city is justly so proud.

And whereas, In the judgment of this Council an amicable adjustment of this whole question of locating the several lines of railroads within our city may be made mutually beneficial by the adoption of lines of approach by the Pontchartrain Railroad Company, the New Orleans, Mobile and Chattanooga Railroad Company and the New Orleans, Jackson and Great Northern Railroad Company in the rear of the city, to a point say in the vicinity of the New Basin, thence coming to the front, on the bank of the river on one common line; therefore be it

Resolved, That a committee of two members of this Council, with the Mayor, are hereby charged with the consideration of the matters above mentioned, and are authorized to confer with the representatives of the railroad companies, with a view of an adjustment that will subserve the interests of the public.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 86—Administration Series.]

Be it ordained by the Council of the city of New Orleans, That James Puckett be, and he is hereby authorized to construct, on the right bank of the Mississippi river, a water box for supplying his plantation with water; provided, all the proper safeguards be thrown around said construction, the work to be done subject to the approval of the City Surveyor.

Adopted by the Council of the city of New Orleans, May 17, 1870.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, May 17, 1870.

[No. 87—Administration Series.]

Resolved, That the ordinance creating the office of inspectors of wood and coal, so far as it relates to the inspection of coal, be indefinitely suspended.

Adopted by the Council of the city of New Orleans, May 17, 1870, the following members being present and voting:

Yeas: Emley, Pierce, Walton and Bonzano—4.

Nays: West, Shaw and Delassize—3.

BENJ. F. FLANDERS, Mayor.

A true copy:

H. CONQUEST CLARKE, Secretary.

'S MONITIONS

vs. Steamboat Nat-

...ES DISTRICT COURT, ...iana, No 9658.—In obe... to me directed in the ...ed and taken into my ... now libeled ... set forth in the ... Court of the ... the owner or person or persons ... title or in... appear at a Dis... the District ... June, 1870, ... the said ... and ... leans,