# Ordinance No. 30

An Ordinance repealing Ordinance No. 21 and Section forty-six and one-half entitled "An Ordinance creating a Board of Light and Water Commissioners for the Village of Yale and providing for the appointment of the members of said board and a secretary thereof, licensing plumbers, pipefitters, electricians and linemen and establishing rules, regulations and penalties for the government, care, protection, preservation and control of the Electric Light and Waterworks system of the Village of Yale, and creating a Board of Light and Water Commissioners and providing for the appointment of the members of said board and of a secretary thereof, licensing plumbers, pipefitters, electricians and linemen, and establishing rules, regulations and penalties for the government, care, protection, preservation and control of the electric light and waterworks system of the Village of Yale, said ordinance to stand and be designated as "Ordinance No. 30" of the Ordinances of said Village.

THE VILLAGE OF YALE ORDAINS:—

Section 1. The village of Yale ordains that there shall be a Board of Light and Water Commissioners consisting of three members.

Section 2. That the president of the village by and with the consent of the village council shall appoint three commissioners who shall be qualified electors of said village, and who with successors shall constitute said Board of Light and Water Commissioners, and the two members of the board whose term of office shall be the last to expire shall receive $10 each a year and the member whose term shall soonest expire shall receive $15 a year as compensation for their services. And the persons composing such board shall take the oath of office prescribed for village officers within ten days from the day of their appointment. The three commissioners so appointed shall hold their office for the term of three years, one of said commissioners shall be appointed on the first Monday of April, 1901, and annually thereafter one commissioner shall be appointed, provided, however, that John Hodges, Jr., Gerhard Schwarzwald and Edward Andrews are hereby appointed as such commissioners and shall constitute said Board of Light and Water Commissioners for the terms for which they have been heretofore respectively appointed as members of the Board of Light and Water Commissioners of said village. The president of the village shall be chairman of said board and the member of said board whose term of office shall soonest expire shall be chairman pro tem of said board.

Section 3. Said Board of Light and Water Commissioners shall have the care and control of the Electric Light and Waterworks system of the Village and shall enforce such rules and regulations as the village council in said behalf may prescribe in relation thereto, and the said board may hereby such persons and purchase such materials as it shall deem necessary for the care and proper maintenance of said waterworks.

Section 4. Said Board shall meet at the Council Rooms in said village on the second Monday in each month. The president of the village may appoint special meetings of said board, notice of which in writing shall be given to each commissioner at least six hours before the meeting. All meetings of said Board shall be public.

Section 5. Said Board shall, by and with the consent of the common Council appoint a qualified elector of said village who is not a member of said board, as secretary of said board. Said secretary shall be appointed annually on the first Monday in April for the term of one year. Provided, however, that Fred T. Palmer is hereby appointed and shall serve as secretary of said Board for the term for which he was heretofore appointed secretary of the Board of Light and Water Commissioners of said village. Said secretary shall take the requisite oath of office and execute a bond running to the village of Yale in the penal sum of one thousand dollars with two sureties to be approved by the village council, conditioned to pay over at the end of each month to the treasurer of the Village of Yale all moneys that may come into his hands, and that he will faithfully discharge all the duties of his office. Such secretary shall receive such compensation as the Village Council may prescribe.

Section 6. The Secretary shall attend the meetings of said Board and shall keep a record of the proceedings thereof; he shall by and with consent of the Board issue and cancel permits for using electric lights and water and shall keep a record thereof, in a separate books to be provided for that purpose, and at the end of each month he shall pay over all moneys collected by him to the treasurer of the village, who shall issue to the secretary duplicate receipts therefor and said secretary shall, on or before the first Monday of each month, make and file with the village clerk a verified written report of all light and water permits issued and cancelled with the dates thereof by said Board, and of all moneys received and paid over by him, with the dates of such receipts and payments, together with one of the duplicate receipts of the treasurer therefor; and of all expenses incurred by said Board in operating said systems and of all warrants issued upon the treasurer with a statement of the items for which such warrant was issued and a statement of the amount of the balance remaining in the light and water fund.

Section 7. All moneys received by the treasurer from said secretary shall be kept by said treasurer in a separate fund to be known and designated as "The Light and Water Fund" and shall be devoted, first, to the payment of the expenses of operating and maintaining the said electric light and waterworks system, and, second, to the payment of the interest and principal of the bonded indebtedness of said village incurred in the construction and maintenance of said system.

Section 8. That said Board of Light and Water Commission is hereby authorized to issue warrants signed by its chairman and secretary to the village treasurer for such sums as may be necessary to pay the expenses of operating said systems and said treasurer is hereby authorized to pay said warrants out of said light and water fund, provided, however, that said board shall not issue warrants upon said treasurer shall not pay such warrants on said fund to exceed the sum of one hundred dollars in any one month except by and with the consent of the Common Council.

Section 9. That the rules and regulations hereinafter prescribed or said as shall be hereafter adopted shall be considered a part of the contract with every person, company or corporation that is supplied with light or water through the electric light or water works system of the Village and every such person, company or corporation shall be considered to express his or their consent to be bound thereby and whenever any such rules and regulations are violated the board shall cause the light or water to be cut off from the building or place of such violation, although two or more persons may receive water through the same pipe, or light through the same wire, and shall not be let on again except by order of the board and the payment of the expense of cutting it off and connecting it again and such other terms as the Board may determine and a satisfactory understanding with the party or parties that no further cause of complaint shall arise, and in case of such violation the board shall have the right to declare any payment made for light or water by the person committing such violation to be forfeited and the same shall thereupon be forfeited.

Section 10. No service connections or other attachments to any of the water mains shall be made except by galvanized wrought iron or lead pipe, and in no case will lead pipe be allowed except such as is known to the trade as extra strong and no bore less than three-eighths of an inch or more than three-quarters of an inch, and no tap or bore other than the above will be allowed except by special arrangement with the Board. All joints in lead pipes must be wipe joints and all connections with mains must be at least two feet from any joint therein or from another connection. All electric wiring, motors, apparatus and fixtures used in connection with the electric lighting system shall be in accordance with the rules and requirements of the National Board of Fire Underwriters, or in such other manner as the Village Council or the Board of Light and Water Commissioners shall direct.

Section 11. Any plumber, pipe-fitter, electrician or lineman before making any connection with any service pipe, main or wire, or placing, repairing or removing any pipe, wire or other apparatus or fixture, used in connection with said electric light or water works system, shall furnish to the board of light and water commissioners satisfactory evidence that he is competent to perform such work, and shall procure from the Board a license therefor for which license he shall pay to the secretary of the board the sum of five dollars. Such plumber, pipe-fitter, electrician or lineman shall be responsible to the village for all damage to the electric light or water works system resulting from their acts, and he shall execute a bond running to the village of Yale in the sum of one thousand dollars with two good and sufficient sureties to be approved by the common council to indemnify and save harmless the Village of Yale of and from accident, damages and losses which said systems may sustain on account thereof, and to comply with all the rules and regulations of which are now or may be hereafter established by the Village Council or the board of Light and Water Commissioners in relation to said system.

Section 12. Plumbers, pipe-fitters, electricians and linemen shall make full and complete returns to the secretary of the Board of the uses for and to which the electric current or water is applied under any permit granted. Said returns shall be made by the plumber, pipe-fitter, electrician or lineman doing the work within forty-eight hours after the completion of said work, and must contain a complete list of all articles and fixtures used in connection therewith, as the electric current or water will not be turned on any premises until after said return is made and the work reported to be in accordance with the rules and regulations prescribed.

Section 13. Plumbers and pipe-fitters in making returns of permits shall give the name of street in which the connection has been made, the side of premises at which the service pipe enters and must state accurately the distance of the service cock from the near side line of the nearest street or alley, block or lot running parallel with said service pipe or from some other well defined public place, the measurements to be recorded in feet and inches, and such return shall be made in such manner and form as will enable the secretary of the board to make a record of the exact location of such service cock and pipe and of the connection of the service pipe and main.

Section 14. Electrician and linemen in making returns of permits shall give the names of the owners, street and building, number of lot and block where connections are made with the main lines of the lighting system or such other description of such connection as the secretary of the Board may require to enable him to make a record of the exact location thereof.

Section 15. No plumber, pipe-fitter or any other person shall make any attachment to any old pipe or water fixtures in premises from which the water has been shut off and the supply discontinued without the party desiring such work done having first made application and obtained a re-issue and permit for the same, nor shall any plumber, pipe-fitter or other person make any alteration in any pipe or water fixture attached to the water works distributing pipes to conduct water into adjoining premises or into stables, baths, water-closets, wash basins, cisterns, fountains or any other purposes whatever without application having first been made and a written permit obtained from the board of light and water commissioners for each and every job of such modifications in the water fixtures or pipes, and in no case shall any plumber or pipe-fitter after the completion of any job of pipeline, work or pipe fitting, be it the first introduction of service pipes, an extension or repair, leave the water turned on on the premises, but shall in all cases close the service cock and return his permit.

Section 16. No electrician, foreman or other person shall make any connection with the electric light system without having first made application to and obtaining a permit therefor from the board of light and water commissioners.

Section 17. Any plumber, pipe-fitter, electrician or lineman who shall be guilty of a violation of any of the rules or regulations adopted by the village council or the board of light and water commissioners, shall, in addition to the other penalties provided by this ordinance, forfeit his license and such forfeiture shall operate as a suspension of the license held by any co-partner in the same business or any person in his employ.

Section 18. All water rates shall be due and payable at the office of the Secretary of the board of light and water commission quarterly on the first day of January, April, July and October in advance, except lawn rates which are payable on the first day of April in advance and if not paid within ten days thereafter five per cent penalty will be added and if not paid within fifteen days after the same shall become due the water shall be shut off. Water meter rates shall be due and payable at the office of the Secretary of the board of light and water commissioners on the first of each month and if not paid when due shall be subject to the same penalties as herein provided for the non-payment of other water rates. All electric lighting rates shall be due and payable at the office of the Secretary of the board of light and water commissioners on the first of each month, and shall be subject to the same penalties as provided for the non-payment of water rates.

Section 19. Each subscriber to the electric lighting system shall furnish and place all needed wires, insulators, sockets, lamps and fixtures necessary to examine his premises with the system at the outer wall of the building at his own expense.

Section 20. No person except the authorized agent of the board of light and water commissioners, or the chief of the fire department, shall take water from any public or private fire hydrant, fire plug, street washer, draw pipe, hose pipe, or fountain except for fire purposes or for the use of the fire department in case of fire nor shall in any way take or use any water for private use which is furnished by the water works, unless such person shall have obtained a written permit signed by the chairman and Secretary of the board of light and water commissioners, and no person, except the authorized agent of the board of light and water commissioners shall connect, place, cut, remove, displace or interfere with any pole, wire, transformer, lamp or other apparatus connected with the electric lighting system, unless such person shall have obtained a written permit therefor signed by the chairman and secretary of the board of light and water commissioners.

Section 21. No person except a duly authorized agent of the board of light and water commissioners, or a member of the fire department in case of fire or for practice, shall be allowed to open any public hydrant, stop cock or valve, or take, injure or destroy any hose, wrenches, pole, wire, insulator, transformer, meter, lamp or other apparatus or appliance belonging to said water works and electric lighting systems. Any person violating any of the provisions of this section shall be guilty of a misdemeanor and, on conviction thereof shall be punished by a fine not less than five dollars nor more than fifty dollars and costs of prosecution, and in the default of the payment of said fine and costs be imprisoned in the corporation jail of the Village of Yale, or the common jail of the County of St. Clair, until such fine and costs are paid not exceeding sixty days.

Section 22. Persons wishing water must get a special permit from the board of light and water commissioners for each building, business, residence, etc. The fee to be paid the village for each original permit shall be $10.00, such fee must in all cases be paid to the secretary of the board at the time the application is made for such permit, such sum to be placed to the credit of the light and water fund.

Section 23. The expense of tapping water mains and inserting the stop cock and placing box thereon, together with the necessary furnishing of all material for the completion of the above shall be defrayed by the village, and it shall be and remain the property of the village of Yale. The service cock shall be placed as near the curb line of the street as convenient.

Section 24. Every service pipe must be provided with a stop and waste cock for each consumer, easily accessible and so situated that the water can be conveniently shut off and drained from the pipes.

Section 25. The board or its representatives shall be authorized to enter and have free access at all reasonable hours to premises to ascertain the location or condition of all hydrants, pipes, wires, meters, lamps, motors or other fixtures attached to said systems and in case it is found that the water or current is being wasted by reason of negligence or for want of repairs, or if said water or current is being used for any other purpose than that stated in the permit therefor, and if such waste or misuse is not immediately remedied the water or current shall be shut off from premises. In case of any defect in any private water pipe is discovered between the village service pipe and the stop cock, notice in writing shall be left at the premises and if the necessary repairs are not made within twenty-four hours thereafter, the water shall be shut off and not turned on again until such defect is remedied, and the sum of one dollar is paid to the secretary of the board, such sum is to be placed to the credit of the light and water fund.

Section 26. Persons taking water must keep their service pipe and all fixtures connected therewith in good repair and protected from frost at their own expense and must prevent all unnecessary waste of water, or the water will be shut off.

Section 27. In sprinkling streets each water taker must confine himself to one-half the width of the street of the frontage for which he pays water rent as per tariff of water rates, and in case he sprinkles or permits to be sprinkled more than the above frontage he shall be charged for the whole at the same rate per lot.

Section 28. Any consumer or consumers of water who shall permit others not members of his or their families to use water from his or their hydrants, faucets or other devices without knowing that the proper water rent has been paid, and anyone who shall thus obtain water without the permit from the board shall be fined in a sum of not less than one dollar nor more than ten dollars, and the water shall be shut off from such premises until such fine is paid to the secretary of the board.

Section 29. Hydrants, hose attachments, faucets or any other device which the consumer may adopt for obtaining water from the service pipes shall not be located so as to be accessible to persons living in or occupying neighboring premises, or to the public; and the water shall not be turned on such hydrant, faucet or other device until the same is removed to some unexposed place on said premises.

Section 30. Persons desiring water for cisterns, tanks, or other intermittent supply will be charged regular rates as per schedule or furnish at their own expense a water meter to be approved by the board of light and water commissioners. Persons intending to build or repair any building for which water from the waterworks is to be used, shall make application to the board giving the certified statement of the architect or builder of the number of brick, perches of masonry, yards of plaster to be laid and other uses for the water, and pay the schedule rates therefor; the board shall thereupon grant a permit to use the water for said purpose to the extent of the work certified by the architect or builder. Any abuse of this privilege or neglect to guard against the use of water for other than the purpose stated in the permit will subject the owner to have the water shut off and it will not be turned on again until satisfactory assurances are given that like abuse shall not occur again and the payment to the secretary of the board the sum of one dollar, which shall be placed to the credit of the light and water fund.

Section 31. Hydrants, taps, hose, water closets, urinals, baths and other fixtures will not be permitted to be kept running when not in use without special permit and the payment of additional rates, such rates to be determined by the board of light and water commissioners and all continuous flow to guard against frost is strictly prohibited.

Section 32. The use of hand hose is permitted at all hours of the day for any of the purposes named in the permit, to wit: Sprinkling streets, yards and gardens, washing sidewalks, walks, steps, windows and fronts, except as herein limited, that is to say, for sprinkling lawns, yards and gardens, the water may be used only between the hours of six and nine in the morning and five and eight in the afternoon and its uses for these purposes at other times of the night or day is prohibited. But when there is an alarm of fire the use of the hose is permitted for any of the purposes mentioned in this section. The water shall be turned off from any premises where the provisions of this section have been or are being violated and the same shall not be turned on again until the sum of one dollar has been paid to the secretary of the board, to be placed to the credit of the light and water fund.

Section 33. Any person wishing to discontinue the use of water or electric lights must give notice thereof in writing to the secretary of the board on or before the day to which rent is paid, or they will be charged with water or light rates to next rent day.

Section 34. Service pipes intended to supply two or more distinct premises or tenants, and where only one stop cock is used, the person or persons controlling the same must pay the water rent of all parties thus supplied, as separate water bills will not be made.

Section 35. No hose shall be used in any case unless a permit for such hose been granted by the board, and in no case shall it be used without a nozzle and the nozzle shall not exceed three eighths of an inch in diameter unless specially authorized. Hose larger than three quarters of an inch will not be permitted except upon payment of an additional charge, the amount to be determined by the board of light and water commissioners.

Section 36. No claim shall be made against the village of Yale by reason of the breaking of any pipe, service cock, or wire, or for any interruption of the water or electric supply or by reason of the breaking of any machinery or appliances, or stoppage for necessary repairs.

Section 37. No permit shall be understood to authorize anything not explicitly and truthfully stated in the application for such permit.

Section 38. No person authorized to open hydrants shall delegate his authority to another, [illegible] furnished him or solicit the same to be taken from any hose house of said village except for purposes strictly connected with the fire department or waterworks, or as they accompany hose carts on occasions of fire.

Section 39. No person will be allowed to put in hydrants, sprinklers or private fire plugs without a stop cock.

Section 40. If proprietors of manufactories, lumber yards, halls, stores, elevators, warehouses, hotels, public buildings, being regular consumers of water from the water works wishes to lay large pipes with hydrants and hose couplings to be used in case of fire they will be permitted to connect with the street main at their own expense upon application to the board and under their direction and will be allowed the use of water for fire purposes only, free of charge, but all such pipes must be provided with a suitable valve which must be sealed by the board and a stop and waste cock attached at the bottom. In case seal is broken or water is used from said pipe for any other purposes than for extinguishment of fire the water will be immediately shut off and will not be turned on again except on the payment of a penalty of ten dollars to the secretary of the board and satisfactory assurance given that such violation of this section will not be violated again. No stand pipe will be allowed on premises where water is not used for other purposes.

Section 41. Connection with the service pipe must be laid at least four and one-half feet deep. After service pipes are laid in re-filling, the opening in the earth must be laid in layers of not more than nine inches in depth and each layer thoroughly tamped or puddled to permit settlement and this work together with the replacing of side walks, ballots and paving must be done so as to leave the street in as good condition as before it was disturbed and to the satisfaction of the Board of light and water commissioners. No sidewalk or paving shall be disturbed or trench opened before the plumber is fully prepared to lay the pipe, and no trench shall be left open for a greater length of time than may be actually necessary to preform the work contemplated. All material moved, whether sidewalks, paving or earth from the trenches must be replaced where it will cause the least inconvenience to the public. All such material must be restored to its proper place with the least possible delay. If any defect shall thereafter appear in said work it must be promptly repaired as often as necessary or as required. In case of delay in complying with these requirements the Board of light and water commissioners may if they shall elect so to do make such repairs at the expense of the person holding the license under which said work was done, whether said license be revoked or not. No trench or hole in any sidewalk or street shall be left open during the night without proper guards and lanterns. All other necessary precautions must be taken to guard the public against accident as provided by the ordinances of the village. No opening of the street for tapping mains will be allowed when the ground is frozen without a written permit from the Board of light and water commissioners.

Section 42. No person not an authorized agent of the Board of light and water commissioners shall make any excavation at any place within six feet of any water main, service pipe, hydrant, or other thing being a part of or connected with the waterworks system, except by written permission of the Board of light and water commissioners.

Section 43. Any person making application for a meter to be set in his premises shall be subject to pay all costs of furnishing, setting and regulating such meter, or any person may buy and use any make of meter that the Board of light and water commissioners may approve. Water meters must be placed where they are secure from freezing and the connecting pipes of meter shall be joined with square-faced unions and a stop and waste cock inserted in each service pipe where it enters the building.

Section 44. Any violation of or failure to comply with any of the provisions of this ordinance or failure or neglect to comply with any orders or directions of the Board of light and water commission given in accordance with this ordinance, if there be no specific penalty provided therefor by this ordinance, shall be deemed a misdemeanor and any person on conviction thereof shall be punished by a fine not exceeding fifty dollars and costs of prosecution, and in default of the payment of said fine and costs shall be imprisoned in the corporation jail of said village of Yale, or in the common jail of St. Clair county, not exceeding sixty days.

Section 45. The Village Council reserves the right to alter or amend any of the foregoing rules and regulations as may be found essential to a more perfect protection of the public interest in the management of the electric light and water works system and to impose such additional restrictions as may be deemed proper.

Section 46. That "Ordinance No. 21 and Section No. 46½, entitled "An ordinance creating a Board of Light and Water Commissioners for the Village of Yale and providing for the appointment of the members of said board and a secretary thereof, licensing plumbers, pipe-fitters, electricians and linemen, and establishing rules, regulations and penalties for the government, care, protection, preservation and control of the Electric Light and Waterworks System of the Village of Yale be, and the same are hereby repealed.

Section 47. In all cases where the orifice of the service pipe at its connection with the main pipe shall not exceed the size prescribed in Section 10, of this ordinance, the rates shall be as follows:—

WATER RATES.

| | Per Annum |
|---|---|
| Bakeries | 25 00 |
| Barber shops, first chair | 3 00 |
| Barber shop, second chair | 2 00 |
| Each additional chair | 1 00 |
| Bath tubs, public, per tub | 3 00 |
| Bath tubs, private, per tub | 1 50 |
| Billiard rooms | 5 00 |
| Banks, including 1 wash basin | 4 00 |
| Blacksmith shop, 1 fire | 2 50 |
| Each additional fire | 1 50 |
| Building purposes, including setting of brick, per 1,000 | 10 |
| For each cord of stone laid | 15 |
| Plastering, per 100 sq. yds. 3 coats or less | 20 |
| Churches | 7 00 |
| Cigar manufactories, employing 10 hands or less | 5 00 |
| Each additional hand | 25 |
| Cisterns filled, exclusive of water | 1 00 |
| Dwellings, one family | 4 00 |
| Each additional family | 2 00 |
| Dwellings, over stores | 4 00 |
| Dental offices | 4 00 |
| Drug stores | 4 00 |
| Drug stores, including soda fountain | 6 00 |
| Engine or wagon tanks | 25 |
| Fountains, not exceeding 10 hrs. per day, during season from Apr. 1st to Nov. 1st 1 to inch orifice | 5 00 |
| Each additional 1 to inch orifice | 1 00 |
| Foundries, special or meter rates | |
| Hotels, boarding houses, special or meter rates | |
| Hose for washing windows, sprinkling streets or sidewalks on business streets, frontage of 25 feet or less | 2 00 |
| Each additional foot | 05 |
| Ice cream parlors | 3 00 |
| Ice cream parlors including soda fountain | 7 00 |
| Laundries, special or meter rates | |
| Livery stables, including washing carriages, special or meter rates | |
| Lumber yards, special or meter rates | |
| Lawn and garden sprinkler, each four rods or less, one hose only | 3 00 |
| Each additional rod frontage | 25 |
| Each additional hose | 1 00 |
| Meat markets | 5 00 |
| Manufacturers, special or meter rates | |
| Offices, including 1 wash basin | 2 50 |
| Printing offices | 4 00 |
| Photograph galleries | 4 00 |
| Physicians and surgeons' offices | 4 00 |
| Public halls, special or meter rates | |
| Railroads and depots, special or meter rates | |
| Restaurants or eating houses, special or meter rates | |
| Steam engines, special or meter rates | |
| Steam boilers, for house warming, special or meter rates | |
| School houses, special or meter rates | |
| Stables, private, including washing carriages one horse or cow | 1 00 |
| Each additional horse or cow | 50 |
| Stores, including one wash bowl | 4 00 |
| Street sprinkling with wagon, special rates | |
| Urinals in stores, banks, offices, etc., each | 2 00 |
| All urinals must be self closing | |
| Water closet in private house, each bowl | 2 00 |
| Work shops, five persons or less | 2 00 |
| Each additional person | 25 |

METER RATES.

| | |
|---|---|
| Less than 600 cubic feet per month, per 100 cubic feet | 15 |
| 600 to 800 cu. ft. per month per 100 cu. ft. | 12 |
| Over 800 cu. ft per month per 100 cu. ft. | 09 |

All rates not herein enumerated shall be proportioned to the water consumed and all special rates shall be determined by the Board of light and water commissioners.

Section 48. The rates for electric lights shall be as follows: For stores, banks, barber shops, mills and other commercial lighting 7 cents per 1000 watts. For residences, halls and churches, 9 cents per 1000 watts. All lamps must be approved by the board of light and water commissioners.

All rates not herein enumerated shall be proportioned to the service given and shall be determined by the Board of light and water commissioners.

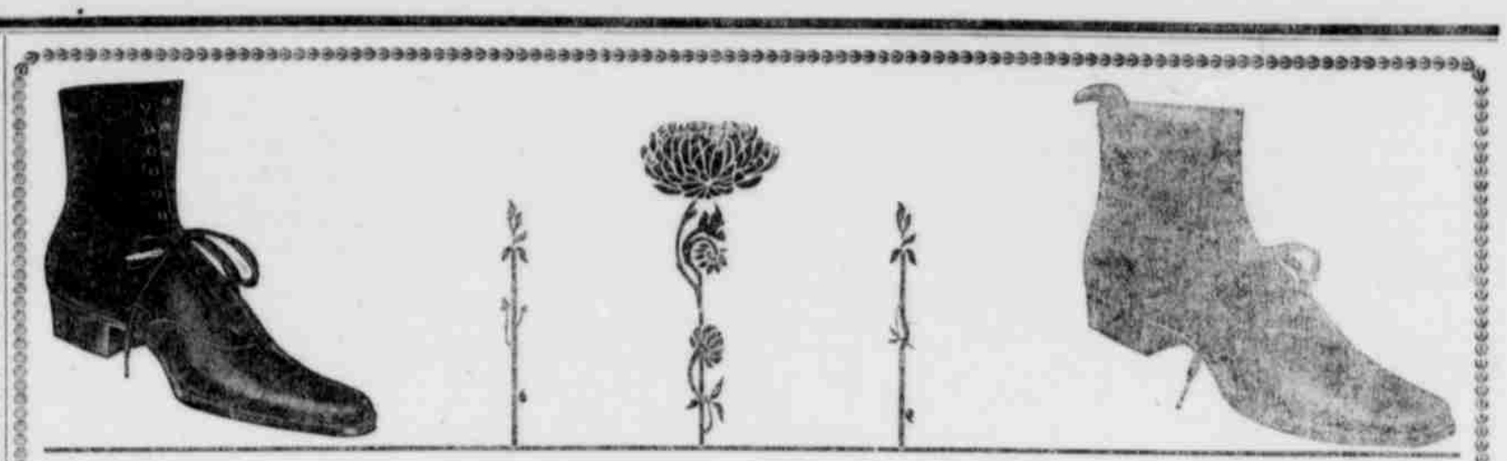
Section 49. That any rate for either water or light may be changed, altered or re-arranged by the Board of light and water commissioners at any time they shall deem it necessary for the best interest of the village, but such change or new schedule of rates shall be uniform and first approved by a resolution of the village council and said schedule with the resolution approving the same shall be published for three consecutive weeks in some village paper and not go into effect within 20 days of its passage. The Board of Light and Water Commissioners shall have the power to provide and place with consumers suitable meters for both light and water and the rental for such meter shall be determined by the Village Council and collected in same manner as other light and water dues. Provided, however that the minimum meter charge for either light or water shall not be less than 50 cents a month and the minimum charge for either light or water meter rent shall not be less than 20 cents a month. Any subscriber to the electric light or water may furnish their own meter to be approved by the Board of light and water commissioner and be furnished water or light by the meter rate.

Section 50. Any subscriber to the electric light and water works who shall by their own carelessness injure, destroy or break any of the meters belonging to said electric light and water works system shall be charged with the cost of repairing said meter and the said cost shall be collected in the same manner as other light and water dues.

Section 51. This ordinance to take effect after ten days from the time of its passage.

Passed, approved and adopted, this, the 17th day of March, A. D. 1904.

E. F. PEAD, President.
F. T. PALMER, Clerk.

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PROBATE ORDER.

State of Michigan County of St. Clair, ss.

At a session of the Probate Court for said County of St. Clair, held at the Probate Office in the City of Port Huron, on the 24th day of March, in the year one thousand nine hundred and four.

Present, Stephen A. Graham, Judge of Probate.

In the matter of the estate of Alexander W. Ferguson, Deceased. Horace E. Beard and Mabelle Ferguson, having filed their petition with this Court, praying that the real and personal property of said deceased may be partitioned and distributed among the heirs of said deceased.

It is ordered that Monday, the 18th day of April next, at nine o'clock in the forenoon, at said Probate Office be appointed for hearing thereof;

And it is further ordered that a copy of this order be published three successive weeks previous to said day of hearing, in the Yale Expositor, a newspaper printed and circulating in said County of St. Clair.

(A true copy.) STEPHEN A. GRAHAM,
48-4 Judge of Probate.

PROBATE ORDER.

State of Michigan, County of St. Clair, ss.

At a session of the Probate Court for said County of St. Clair, held at the Probate Office, in the City of Port Huron, on the 24th day of March in the year one thousand nine hundred and four.

Present, Stephen A. Graham, Judge of Probate.

In the matter of the estate of Alexander W. Ferguson, deceased. Horace E. Beard having filed with this Court his final administration account as administrator of said estate, together with a petition praying that the said account be allowed, the administrator discharged, the estate closed and the residue of the said estate assigned to the persons entitled thereto.

It is ordered that Monday, the 18th day of April next, at nine o'clock in the forenoon, at said Probate Office be appointed for hearing thereof;

And it is further ordered that a copy of this order be published three successive weeks previous to said day of hearing, in the Yale Expositor, a newspaper printed and circulating in said County of St. Clair.

(A true copy.) STEPHEN A. GRAHAM,
48-4 Judge of Probate.

PROBATE NOTICE
FOR HEARING CLAIMS BEFORE COURT.

State of Michigan, County of St. Clair, ss.

Notice is hereby given that by an order of the Probate Court for the County of St. Clair, made on the 26th day of March, A. D., 1904, four months were allowed for creditors to present their claims against the estate of Thomas Carlese, late of said county, deceased, and that all creditors of said deceased are required to present their claims to said Probate Court, at the Probate Office, in the City of Port Huron, for examination and allowance, on or before the 26th day of July next, and that such claims will be heard before said Court, on the 26th day of May and on the 26th day of July next, at ten o'clock in the forenoon of each of those days.

Dated March 26, A. D., 1904.

STEPHEN A. GRAHAM,
50-5 Judge of Probate.


E. H. DRAKE,
—Attorney-at-Law.

ABSTRACTS EXAMINED, MONEY TO LOAN on Real Estate, Marriage Licenses Obtained.

Probate Practice a Specialty. Successor to Law Practice and Offices of Judge Harvey Tappan.

YALE, MICH.



HEAVES.

The new discovery called HEVE-O for heaves, distemper and coughs is a big success. If you have occasion to use a preparation of that kind do not neglect getting HEVE-O. This new discovery is ONLY FOR HEAVES, COUGHS AND DISTEMPER. Its remarkable results have proven its superiority. Price 50 cents. Grant Holden.


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MORTGAGE SALE.

DEFAULT having been made in the payment of the money secured by a certain mortgage dated the 1st day of May, A. D., 1902, executed by Orlando Stark and Betrica Stark, his wife, of the Township of Brockway, St. Clair County, Michigan, to the Pioneer Bank, a corporation organized under the laws of the State of Michigan, of North Branch, Lapeer County, Michigan, which said mortgage was recorded in the office of the Register of Deeds for the County of St. Clair in Liber 79 of Mortgages on page 598, on the 4th day of May, A. D., 1902, at 1:05 o'clock p. m., and which said mortgage was duly assigned by the said Pioneer Bank to the State Savings Bank, a corporation organized under the laws of the State of Michigan, of Lapeer, Lapeer County, Michigan, on the 14th day of June, A. D., 1902, which assignment was duly recorded in the office of the Register of Deeds for the County of St. Clair on the 17th day of June, A. D., 1902, in Liber 11 of Assignments of Mortgages on page 526 and which said mortgage was duly assigned by the said State Savings Bank to the Pioneer Bank aforesaid on the 2nd day of January, A. D., 1904, which assignment was duly recorded in the office of the Register of Deeds for the County of St. Clair on the 20th day of January, A. D., 1904 in Liber 14 of Assignments of Mortgages on page 106, and which said mortgage contained the following agreement and stipulation, viz: "Should default be made in the payment of said principal, or interest or any part thereof, when the same are payable as above provided, and should the same, or any part thereof, remain unpaid for the period of thirty days thereafter, then the aforesaid principal sum with all arrearages of interest, shall, at the option of said mortgagee, its successors and assigns, become payable immediately thereafter, although the period above limited for the payment thereof shall not then have expired, anything hereinbefore contained to the contrary thereof in any wise notwithstanding," and the interest due May 1st, A. D., 1903, not having been paid and more than thirty days having elapsed since the same was due, and the same being yet in arrears and unpaid, the said Pioneer Bank, mortgagee, under and by virtue of the condition in said mortgage contained, elects to declare and hereby declares the whole amount of said principal and all arrearages of interest due and payable, and whereas the whole amount claimed to be due on said mortgage at the date of this notice, is the sum of ten hundred and twelve dollars ($1012), and no suit or proceedings at law or in equity having been instituted to recover the money so secured by said mortgage, or any part thereof; now, therefore, by virtue of the power of sale contained in said mortgage and the statute in such case made and provided; notice is hereby given that on Monday, the 9th day of May, A. D., 1904, at one o'clock in the afternoon, I shall sell at public auction to the highest bidder at the front door of the Court House in the City of Port Huron, in the County of St. Clair, that being the place where the Circuit Court for said County of St. Clair is held, the premises described in said mortgage or so much thereof as may be necessary to pay the amount due on said mortgage with interest and all legal costs, together with an attorney fee provided for by Statute and in said mortgage contained. Said premises being described in said mortgage as follows: The East Half (½) of the South East Quarter (¼) of Section Nineteen (19), Town Eight (8) North, Range Fourteen (14) East, in the Township of Brockway, St. Clair County, Michigan.

Dated Feb. 8th, 1904. PIONEER BANK,
J. A. RAPLEY, Yale, Michigan, Mortgagee.
Attorney for Mortgagee. 49-13

GUARDIAN'S SALE OF REAL ESTATE.

State of Michigan, County of St. Clair, ss.

In the matter of the estate of Eliza Herron, an insane person.

Notice is hereby given, that in pursuance and by virtue of an order granted to the undersigned, as guardian of the estate of said Eliza Herron by the Hon. Stephen A. Graham, judge of probate in and for said county, on the 11th day of January, A. D., 1904, there will be sold at public vendue, to the highest bidder, at the premises in the Village of Yale in said County, on Friday the 29th day of April, A. D., 1904, at two o'clock in the afternoon of said day all the right, title, and interest of said Eliza Herron in and to the following described lands and premises, situated in the Village of Yale, County of St. Clair, State of Michigan, to wit: Lot three (3) in Block four (4) of Reed & McNutt's addition to the Village of Yale.

E. H. DRAKE,
Guardian of the estate of Eliza Herron, an insane person.

Dated March 16th, A. D., 1904.

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