

THE REVISED ORDINANCES

OF THE
Town of Grand Junction, Colo.

An Ordinance for Revising, Consolidating and Amending the General Ordinances of the Town of Grand Junction, and Repealing all other Ordinances of said town.

WHEREAS, It is expedient that the General Ordinances of the Town of Grand Junction should be revised and consolidated with the several amendments thereto, and be published by authority in an appropriate manner; therefore,

Be it ordained by the Board of Trustees of the Town of Grand Junction, in manner following, that is to say:

CHAPTER I.

MEETINGS OF BOARD OF TRUSTEES.

SECTION 1. Regular meetings of the Board of Trustees shall be held on the first Monday of each and every month, at the hour of seven o'clock P. M.

SEC. 2. Special meetings of the Board of Trustees may be called at any time in the manner provided by law.

SEC. 3. The Mayor, or in case of his absence, the Recorder shall preside at all meetings of the Board of Trustees, and in the absence of both Mayor and Recorder, the members of said board shall appoint two of their number to perform the duties of Mayor and Recorder for the time being.

SEC. 4. Any four members of said board shall constitute a quorum for the transaction of business, but a less number may adjourn from time to time and compel the attendance of absent members by fine not exceeding five dollars for each offense.

ORDER OF BUSINESS.

SEC. 5. At all meetings of the Board of Trustees the Order of Business shall be as follows:

- 1.—Roll call.
- 2.—Reading and approval of minutes of previous meeting.
- 3.—Presentation of petitions and reports of officers.
- 4.—Reports of committees.
- 5.—Unfinished business of preceding meeting.
- 6.—Communications to the board.
- 7.—Miscellaneous business.

SEC. 6. All questions relating to the priority of business shall be decided by the Mayor without debate.

SEC. 7. All motions of resolutions shall be reduced to writing if required by the chairman or any member.

SEC. 8. Every member present, when a question is stated from the chair, shall vote thereon, unless excused by the board. The ayes and noes may be called for by any member, in which case the name of each member voting together with his vote, shall be recorded in the minutes.

SEC. 9. All committees shall be appointed by the Mayor or Chairman *pro tem*.

SEC. 10. The Town Marshal or any member of the police force shall serve all notices of special meetings, and the Marshal shall attend all meetings of the Board of Trustees. The Recorder shall have charge of the council room and shall attend all meetings of the board.

SEC. 11. The following standing committees shall be appointed annually:

- 1.—Committee on Finance.
- 2.—Committee on Streets, Alleys and Bridges.
- 3.—Committee on Licenses.
- 4.—Committee on Water for Irrigation and other purposes—and the person first named on the committee shall be chairman thereof.

SEC. 12. The foregoing rules and order of business shall be amended or suspended only by a two-thirds vote of the members present.

CHAPTER II.

TOWN SEAL.

SECTION I. A Seal, the impression of which is as follows: In the centre the word "SEAL," and around the outer edge the words, "THE TOWN OF GRAND JUNCTION, COLORADO," shall be and is hereby established and declared to be the Seal of the Town of Grand Junction.

SEC. 2. All attestations made to papers issued under the authority of and attested by the Seal of the Town of Grand Junction, prior to the date of the passage of this ordinance, the impression of which Seal is as described in the foregoing section, are hereby declared to have been, and now to be, the attestations of the seal of the Town of Grand Junction.

CHAPTER III.

TOWN OFFICERS.

ARTICLE 1—GENERAL PROVISIONS.

SECTION I. There shall be appointed by the Town Board of Trustees, on the first Monday succeeding the annual town election in each year, or as soon thereafter as practicable, a Town Marshal, one or more Assistant Marshals, a Street Commissioner, a Town Treasurer, a Town Engineer, a Town Printer, a Police Magistrate and a Town Attorney, who shall hold their respective offices for one year, and until their successors are appointed and qualified, unless sooner removed.

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SEC. 2. Before entering upon the duties of their respective offices each shall take and subscribe the following oath, viz: "I, _____ do solemnly swear that I will support the constitution of the United States and of the State of Colorado, and that I will faithfully discharge the duties of the office of _____ of the Town of Grand Junction, to the best of my skill and ability; so help me God," which oaths shall be filed in the office of the Town Recorder. The Town Engineer, Town Marshal and each Assistant Marshal, Town Treasurer, Police Magistrate and Street Commissioner shall each give bonds to the Town of Grand Junction, with sureties to be approved by the Board of Trustees, in the penal sums hereinafter named, conditioned that they will faithfully perform the duties of their respective offices, and that they will, when required by the Board of Trustees, pay over all moneys and deliver up all property in their custody belonging to the Town. The penalties in the bonds required by this section shall be as follows: For Town Engineer, \$1,500.00; for Town Treasurer, \$2,000.00; for Police Magistrate, \$500.00; for Town Marshal and each Assistant Marshal, \$200.00; for Street Commissioner, \$300.00. Said bonds when approved shall be filed in the office of the Town Recorder.

SEC. 3. Each officer hereinbefore mentioned shall receive such compensation for his services as the Board of Trustees may determine by resolution, unless otherwise fixed by ordinance: *Provided*, such compensation shall not be increased or diminished during the term for which such officer shall have been appointed.

ARTICLE 2—TOWN ATTORNEY.

SECTION I. It shall be the duty of the Town Attorney to appear in behalf of the Town in all suits and proceedings, which may be pending in any court, wherein the Town is a party; to draft all ordinances, bonds, contracts, leases, conveyances, or other instruments of writing which may be required of him by ordinance or order of the Board of Trustees, and to act as the legal adviser of the Town.

SEC. 2. The Town Attorney is hereby authorized to make or execute in the name of the Town of Grand Junction any affidavit or bond that may be necessary or proper, in any suit or proceeding wherein the Town is a party.

SEC. 3. The Town Attorney shall have the right to be heard upon all questions or motions before the Board of Trustees, amending, repealing, or in any manner affecting any ordinance in force, or to be enacted by the Board of Trustees.

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SEC. 4. The Town Attorney shall receive a salary of thirty-five dollars per month, to be paid out of the Town Treasury, and there shall be allowed to him and taxed with the costs in the Justice's or Magistrate's court, a fee of five dollars (5.00), and in a court of record a fee of ten dollars (\$10.00) for each day that he appears for the purpose of prosecuting, any case, in such courts respectively: *Provided*, that in the prosecution of suits for fines and penalties the Town Attorney shall not be entitled to said fees unless judgment be rendered in favor of the Town, and the costs collected from the defendant.

ARTICLE 3—THE POLICE MAGISTRATE.

SECTION 1. The Board of Trustees shall designate as Police Magistrate some Justice of the Peace, a resident within the Town of Grand Junction, who shall have exclusive jurisdiction of all cases arising under the ordinances of Grand Junction, or the act under which said town was incorporated. He shall sign all processes issued by him as Justice of the Peace.

SEC. 2. If the person so designated shall die, or remove from the town, or if his term of office as such Justice of the Peace shall expire, or if he shall be unable or shall refuse to act, it shall be the duty of the Board of Trustees to designate another person with like qualifications, to perform the duties herein required.

SEC. 3. Any Justice of the Peace, so designated by the Board of Trustees, when performing duties and taking cognizance of cases arising under the ordinances of the Town of Grand Junction, shall be entitled to the same fees as are allowed for like services to Justices of the Peace in the County of Mesa, by the provisions of the Statutes of the State of Colorado: *Provided*, said fees shall not in any event be charged against or collected from the town of Grand Junction.

ARTICLE 4—TOWN TREASURER.

SECTION 1. The duties of the Town Treasurer shall be such as are prescribed in the Act of the General Assembly of the State of Colorado, entitled, "An Act in relation to Municipal Corporations," approved April 4th, 1877, and the Amendments thereto (See General Statutes 1883, Sec. 3329 et. seq.), and as may be hereafter imposed upon him by law or ordinance, or order of the Board of Trustees.

SEC. 2. The Town Treasurer shall receive as compensation a salary of twenty-five dollars per month.

ARTICLE 5—TOWN ENGINEER.

SECTION 1. It shall be the duty of the Town Engineer, from time to time, to make all necessary surveys of streets, alleys, avenues, public squares and all other surveys required in the Town, and also when required by the Board of Trustees, to mark the line of any lot, or any public or private property, and the grade of any street, alley or avenue, and mark the same in some substantial and permanent manner; make correct levelings of the streets, alleys or avenues, the grade whereof is not yet established, and report plans and estimates of any street, alley or avenue, the grading whereof shall be changed or altered, making such land-marks either for surveying or leveling, by planting stones or otherwise, as he shall deem necessary or useful; superintend all surveys authorized by ordinance; mark out all streets, alleys or avenues authorized by ordinance to be opened; construct and keep in his office a correct map of the Town, showing thereon, the several additions thereto, the streets, alleys, avenues, public squares, public buildings and town property, and generally all such conspicuous and permanent topographical objects as he shall deem necessary; and from time to time correct and alter the same as circumstances may require; shall furnish the Board of Trustees with all plans and specifications for laying out, grading and regulating streets and public ways, and for bridges and culverts, and the location of inlets or other improvements, and shall superintend the erection or construction of the same; shall keep in his office certified copies of all records relating to the surveys and improvements connected with the Town of Grand Junction, and an accurate record of all surveys and adjustments of party lines, and also such plans of such parts of said Town and in such form and with such details as shall from time to time be required for official purposes, and all of which shall be the property of the Town of Grand Junction; and he shall at the expiration of his term of office, deliver to his successor in office, all property belonging to said Town.

SEC. 2. Before any person shall commence the erection or construction of any building, or any stone, brick or iron fence, upon the line of any street, alley or public way, such person shall notify the Town Engineer to survey the premises upon which such building or fence is about to be constructed; and it shall be the duty of the Town Engineer to furnish such person with the lines upon which such building or fence is to be constructed. And if any person shall violate the provisions of this section he shall upon conviction be fined not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00).

SEC. 3. Before any person shall commence the erection of any building upon the line of any street or public highway within the Town of Grand Junction where the grade has been established, he shall apply to the Town Engineer for the grade of such street, and thereupon it shall be the duty of the Town Engineer to furnish to such person the grade of such street or public highway. And if any person shall violate the provisions of this section, he shall, upon conviction, be fined not less than five dollars (\$5.00) nor more than twenty-five dollars (\$25.00).

SEC. 4. The Town Engineer shall be allowed to charge and demand in advance the following fees from the owners of property ordering work to be performed, or against whom the same is properly chargeable: For surveying any one lot, two dollars and fifty cents (\$2.50); for surveying each additional lot at the same time and owned by the same person, one dollar and fifty cents (\$1.50); for furnishing street grade for each lot, two dollars (\$2.00).

SEC. 5. The Town Engineer while incumbent in such office shall not become interested in any contract for any public improvement or be security for any contractor for the same; and if said Town Engineer shall violate this section he shall on conviction thereof be fined not less than twenty-five dollars nor more than one hundred dollars, and may also be removed from office.

SEC. 6. If any person shall wilfully interrupt or molest the Town Engineer or his assistants while engaged in his official duty, or shall change or move any stake or land-mark fixed or determined by him or his assistants, such person so offending shall upon conviction be fined not less than five dollars nor more than twenty-five dollars.

ARTICLE 6—STREET COMMISSIONER.

SECTION 1. The Street Commissioner shall superintend any and all work upon the streets, lanes, avenues and alleys of the town, and shall regulate and determine the supply of water for irrigation in all the ditches within the corporate limits of the town. He shall also superintend the planting of all trees upon the streets and public grounds within the town, and shall see that such trees are properly irrigated and cared for, and shall do such other work as may be required of him by the Board of Trustees. He shall at all times be under the supervision and control of the Mayor.

ARTICLE 7—RECORDER.

SECTION 1. The Recorder shall be clerk of the corporation, and in addition to the duties prescribed by statute, he shall be keeper of the Town Seal and shall affix the same to all instruments which are required to be attested by the Town Seal, and shall have custody of and safely keep all records and documents of the Board of Trustees. He shall record all ordinances passed by the Board of Trustees in a book provided for that purpose; shall countersign all warrants drawn on the Town Treasurer, and all licenses issued in accordance with the provisions of the ordinance concerning the same, and shall perform such other duties as may be required of him by the Board of Trustees. He shall render to the Board of Trustees a report of his transactions in his said office, whenever required so to do.

SEC. 2. The Recorder shall receive as compensation for his services as clerk a salary of thirty-five dollars per month.

ARTICLE 8—MARSHAL.

SECTION 1. The Marshal shall be the principal ministerial and police officer of the town and he and his assistants shall have the same power, that constables have by law co-extensive with the county, in cases of violation of town ordinances and offenses committed within the limits of the corporation. The Marshal shall attend all meetings of the Board of Trustees, and shall serve all notices of special meetings and execute the process of the Mayor and of the Police Magistrate.

CHAPTER IV.

PROCEEDINGS BEFORE POLICE MAGISTRATE.

SECTION 1. Whenever any fine, forfeiture or penalty shall be imposed for the breach of any ordinance of the Town of Grand Junction, the same may be recovered in an action in the name of The People of the State of Colorado as plaintiff, before the Police Magistrate, if one be designated, and if none be designated, then before any Justice of the Peace within said town.

SEC. 2. Actions for violations of ordinances may be commenced by filing with the Police Magistrate, or Justice of the Peace, a statement or complaint, stating the number of the section and title of the ordinance violated, together with the date of its passage, signed by the Town Attorney or any officer of the town, which statement may be in the following form:

The People of the State of Colorado, Plaintiff,
vs.
A. B. Defendant.

The said defendant is indebted to plaintiff in the sum of _____ dollars for violation of the provisions of (here insert number of section and title of ordinance violated), passed by the Board of Trustees, the _____ day of _____ 18____. (Signed), C. D. Town Attorney.

Or if any person shall on oath make complaint that any one has violated any ordinance of this town, stating the number of the section and title of the ordinance violated, together with the date of its passage, it shall be lawful for the Police Magistrate to issue a warrant for the arrest of the offender as hereinafter provided.

SEC. 3. Upon the filing of such statement or complaint, the Police Magistrate shall enter the case upon his docket in the usual manner required by law, and shall issue a summons or warrant returnable forthwith, or at such time not exceeding ten days, as the Police Magistrate shall designate, as the case may require. Whenever any person has been arrested on view or otherwise, according to law, without a warrant, the Police Magistrate shall enter in his docket the fact of his arrest and by whom made, and the officer making the arrest shall file a complaint on oath as provided in the preceding section.

SEC. 4. In case a complaint on oath shall be made as hereinbefore provided, the Police Magistrate shall issue a warrant for the arrest of the offender, which warrant may be substantially in the following form :

STATE OF COLORADO, }
COUNTY OF MESA, } ss.
Town of Grand Junction. }

THE PEOPLE OF THE STATE OF COLORADO :

To the Marshal or any police officer of said Town, or any Sheriff or Constable of said County, Greeting :

WHEREAS—has complained on oath before me that—did, on the—day of—at and within said county and town, violate the provisions of section—of an ordinance of the Town of Grand Junction, entitled—(here insert the title)—, passed by the Board of Trustees on the—day of—18—.

Now, therefore, you are hereby commanded to take the body of said—and bring him forthwith before me to be dealt with according to law.

Given under my hand and seal at the said Town of Grand Junction, this—day of—18—.

(Signed)

_____ } SEAL. }
Justice of the Peace.

SEC. 5. Any person arrested by virtue of a warrant, issued as hereinbefore provided, may be admitted to bail by executing a bond to the People of the State of Colorado with surety to be approved by the Police Magistrate, in double the amount of the highest penalty for the offense charged, conditioned that he will appear, on a day and at an hour therein to be named, before said Police Magistrate and not depart the Court without leave, which bond shall be attested by the Police Magistrate and filed in his office and an entry of the filing thereof shall be made in his docket: Provided, that in no case shall the penalty in such bond exceed the sum of three hundred dollars.

SEC. 6. If the defendant fail to appear according to the conditions of the bond aforesaid, or appearing shall depart the Court without leave, the Police Magistrate shall enter judgment against him and his sureties for the penalty of said bond.

SEC. 7. Upon entering such judgment the Police Magistrate shall issue a process in the name of the People of the State of Colorado, against said sureties, requiring them to appear on a day therein mentioned, not more than ten days from the date of its issuance, and show cause, if any, why said judgment should not be made final and execution issue thereon. If said defendant or his sureties shall appear on the day mentioned in said process, and show good cause for the breach of the conditions of said bond, said judgment shall be set aside, otherwise it shall be made final and execution shall issue thereon. Said process shall be served in the manner provided for service of summons issued by Justices of the Peace.

SEC. 8. A party in custody who cannot be tried on account of the absence of witnesses or other cause, and who cannot give bail for his appearance, may be confined in the town jail or other place of confinement provided for that purpose, not exceeding three days, unless the defendant shall apply for a further continuance, and in every such case the Police Magistrate shall deliver to the officer committing such person, a commitment stating the cause of such detention.

SEC. 9. When a defendant, duly summoned, fails to appear at the time the suit is set for trial, the Police Magistrate shall hear and examine the testimony offered on the part of the town, and shall render judgment by default against the defendant, for such an amount as under the ordinance, the Police Magistrate may deem proper.

SEC. 10. In all cases before the Police Magistrate for any violation of a town ordinance, the defendant may demand a trial by jury, upon paying the jury fees in advance. The jury shall consist of such number and possess the same qualifications, as is required by the general laws of this State in trials before Justices of the Peace. If the jury find the defendant guilty, they shall assess the penalty, except in

case the same is specially determined by ordinance, and the Police Magistrate shall enter judgment against the defendant for the amount so assessed together with the costs. Jurors shall receive two dollars for each case by them tried, under the ordinances of the town, and witnesses shall receive one dollar in each case in which they shall testify, to be taxed and charged as costs in the case against the losing defendant, and the costs shall in no case be taxed against the town.

SEC. 11. Any defendant who shall demand a jury shall advance the jury fees, and if he shall be acquitted of the charge preferred against him, or if the jury shall disagree, he shall not recover or receive from the town the fees so advanced.

SEC. 12. Upon the rendition of judgment against any defendant, for the violation of any ordinance of this town, the Police Magistrate shall make an order and enter the same upon his docket that if the defendant neglect or refuse to satisfy such judgment, and costs of suit, he shall be confined in the town jail, or other place of confinement provided for that purpose, until such judgment and costs shall be fully paid: *Provided*, no such imprisonment shall exceed ninety days for any one offense. Execution shall be issued immediately upon the rendition of judgment.

SEC. 13. Every person, against whom any penalty or fine shall be recovered, under the ordinances of the town, who shall refuse or neglect to pay the same, when demanded upon execution, and shall be committed in default thereof as provided in the foregoing section, shall be required to work upon the streets of Grand Junction or at such other labor as his or her strength will permit, under the direction of the Marshal or Street Commissioner, not less than eight nor more than ten hours each day, and for such work, the person so employed shall be allowed, exclusive of his or her board, the sum of two dollars per day for each day's work, on account of such fine and costs, and if such person shall refuse to labor as aforesaid, or to comply with the directions of the Town Marshal or Street Commissioner in relation thereto, such person shall be kept in close confinement, on a diet of bread and water: *Provided*, such confinement shall not exceed ninety days.

SEC. 14. The Marshal and Street Commissioner shall as often as required make a report to the Board of Trustees of the number of days work performed in pursuance of the foregoing provisions and by whom performed.

SEC. 15. The Street Commissioner is hereby authorized to arrest and confine, or cause to be arrested and confined, any person put under his direction for the purpose of working out any fine or penalty as aforesaid, if such person shall attempt to escape or shall refuse to obey his directions, and said Street Commissioner is hereby authorized to use all reasonable and proper means to secure the faithful performance of labor by persons placed under his direction as aforesaid.

SEC. 16. In all prosecutions for the violation of any ordinance, any officer of the town shall be a competent witness.

SEC. 17. All fines, forfeitures and penalties for breaches of any town ordinance shall, as soon as collected, be paid to the Town Treasurer, who shall give to the officer paying him the same, duplicate receipts therefor, one of which such officer shall deliver to the Recorder, and the Recorder shall keep an account of the moneys thus paid to the Town Treasurer.

SEC. 18. The Police Magistrate and Marshal, in all matters pertaining to the duties of their respective offices in judicial proceedings, and concerning which there is no specific provisions by the ordinances of this town, shall be governed by the laws of this State, regulating the practice and proceedings in cases before Justices of the Peace and the duties of Justices of the Peace and Constables, so far as the same may be practicable.

SEC. 19. In cases arising under the town ordinances, no change of venue shall be granted by a Justice of the Peace who has been designated as Police Magistrate, and no change of venue shall be granted by any Justice of the Peace, where no Police Magistrate has been designated, unless the party applying for the same shall first pay all costs which have accrued up to the time when such change is applied for.

SEC. 20. In all prosecutions for fines and penalties, when the defendant shall be acquitted, the Police Magistrate shall tax the costs against the prosecuting witness or informer, whenever it shall appear that such prosecution was instituted maliciously, vexatiously, or without reasonable cause.

ARTICLE 2—REPORTS OF POLICE MAGISTRATE.

SECTION 1. The Police Magistrate shall at each regular meeting of the Board of Trustees, make a detailed report in writing to said Board, giving the name, residence and occupation, if known, of each and every person tried before him during the preceding month, for breaches of town ordinances, setting forth opposite the names, the nature of the offense with which each had been charged respectively, the disposition made of each case, the amount of fine imposed when defendant was found guilty, whether such fine had been paid, or the offender committed in default, and when any of the parties are old offenders, he shall so note it.

SEC. 2. Such reports shall be published in full from time to time, by the Town Printer, as the Board of Trustees may direct.

CHAPTER V.
MISDEMEANORS.

ARTICLE 1—OFFENSES AGAINST GOOD MORALS, HEALTH AND POLICE.

SECTION 1. If any person shall, in the Town of Grand Junction, personate a police officer by wearing a star or badge, or in any other manner, such person shall on conviction thereof be fined not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00).

SEC. 2. If any person shall appear, in any public place within this town, in a state of nudity, or in a dress not belonging to his or her sex, or in an indecent or lewd dress, or shall make any indecent exposure of his or her person, or be guilty of any lewd or indecent act or behavior, or shall exhibit, sell or offer for sale any indecent, lewd or obscene book, picture or other thing, or shall exhibit or perform any indecent, immoral or lewd play or other representation, every such person shall on conviction be fined in a sum not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00).

SEC. 3. If any person shall inhumanly, unnecessarily or cruelly beat, injure or otherwise abuse any dumb animal, such person shall on conviction be fined in a sum not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00).

SEC. 4. If any person shall be drunk, or in a state of intoxication in any public place within this town, or shall be drunk and disorderly in any private house or place, such person shall be deemed guilty of a misdemeanor and on conviction shall be fined in a sum not less than two dollars (\$2.00) nor more than fifty dollars (50.00).

And the Marshal and all police officers are hereby authorized and

empowered, and it is hereby made their duty to arrest or cause to be arrested, with or without process, any person found violating the provisions of this section, and commit such person to the town jail or other safe place in said town, until sober, at which time, or as soon thereafter as may be, such person shall be taken before the Police Magistrate or Justice of the Peace, to be dealt with according to law.

SEC. 5. Any prostitute, courtesan or lewd woman who shall within the limits of this town, by word, sign or action, ply her avocation upon the streets, or at any place, or at the door or open window of the house or room she may occupy, or make any public meretricious display of herself, upon the streets or in any public place in this town, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than ten dollars (\$10.00) nor more than twenty-five dollars (\$25.00).

SEC. 6. No bawdy house, house of ill-fame, house of assignation, or place for the practice of fornication or common, ill-governed or disorderly house, shall be kept or maintained within the limits of the Town of Grand Junction, and any person who shall keep any such house or place or be an inmate thereof, shall be deemed guilty of a misdemeanor, and shall on conviction be fined not less than five dollars nor more than one hundred dollars for each offense.

SEC. 7. If any person shall keep, set up, maintain, or open any house, room, building, tent or other place of any description, wherein opium or other deleterious drugs are smoked, or are sold or given away to be smoked or used on the premises, wherein the same are sold or given away, or shall be an inmate of, or shall frequent, or be found in, or in any manner connected with any such place, such person shall on conviction be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00).

ARTICLE 2—OFFENSES AFFECTING PUBLIC SAFETY.

SECTION 1. If any person shall, within this town, fire or discharge any cannon, gun, fowling piece, pistol or firearms of any description, or explode or set off any combustible or explosive material, without permission in writing from the Mayor; which permission shall limit the time and place of such firing and shall be subject to be revoked by the Town Board at any time after the same has been granted; such person shall on conviction be fined in a sum not less than one dollar (\$1.00) nor more than one hundred dollars (\$100.00), for each offense.

SEC. 2. If any person shall immoderately ride or drive any horse or other animal in any avenue, street, alley or lane within the limits of this town, every such person shall on conviction be fined in a sum not less than one dollar (\$1.00) nor more than one hundred dollars (\$100.00). And it is hereby made the duty of all police officers, and it shall be lawful for any citizen, to stop any person who may be immoderately riding or driving as aforesaid.

SEC. 3. If any person shall sell, give or deliver to another, within this town, any deadly poison, knowing the same to be such, without marking the same in legible characters "Poison," such person shall on conviction be fined in a sum not exceeding one hundred dollars (\$100.00).

SEC. 4. Any person who shall engage in any sport or exercise likely to scare horses, injure passengers or embarrass the passage of vehicles shall on conviction be fined not less than three dollars (\$3.00) nor more than twenty-five dollars (\$25.00).

SEC. 5. Any person who shall leave or keep open any cellar door, pit or vault or other subterraneous opening on any highway or sidewalk, or shall suffer the same to be left open, or to be left or kept in an insecure condition, so that passers-by will be in danger of falling into such cellar, pit or vault or other subterraneous opening, or who shall suffer any sidewalk in the front of the premises owned or occupied by such person to become or remain so broken or otherwise out of repair, as to endanger life or limb, shall on conviction be fined in a sum not less than three dollars (\$3.00) nor more than one hundred dollars (\$100.00).

SEC. 6. In all cases of persons meeting each other in vehicles on any highway or thoroughfare, or upon or near any bridge within this town, each person so meeting shall turn off and go to the right side so as to enable each vehicle to pass without accident. Whoever shall violate this section shall on conviction be fined not less than one dollar (\$1.00) nor more than twenty-five dollars (\$25.00).

SEC. 7. If any person or persons shall leave any horse, mule or team standing in any avenue, street, alley or thoroughfare, within this town, without the same being securely fastened or guarded, such person or persons shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00); and any police officer finding any horse, mule or team standing in any such place, without being so fastened or guarded, is hereby authorized to take the same into his custody and remove the same to the police headquarters and there keep it until the owner or person in charge of the same shall call for it, or to remove the same to the public pound, there to be dealt with in the same manner as animals running at large.

SEC. 8. Any person not being then and there an officer in the proper exercise of his duty as such, who shall within the corporate limits of the Town of Grand Junction, carry or have concealed upon or about his person, any pistol, gun, bowie-knife, dirk, dagger, slung shot, stone, bludgeon, billy, metal knuckles, or any other deadly or dangerous weapon, or who shall within the limits of said town, exhibit any such weapon in a rude, angry or threatening manner, or who shall have or carry any such weapon or weapons, on or about his person when intoxicated or under the influence of intoxicating drinks, or who shall directly or indirectly sell, barter, loan or deliver any such weapon or weapons to any intoxicated person, or person under the influence of intoxicating drink, every such person shall on conviction be fined not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00).

ARTICLE 3—OFFENSES AFFECTING THE PUBLIC PEACE AND QUIET.

SECTION 1. If any person shall, within the limits of this town, make, countenance or assist in making any improper noise, or disturbance or breach of the peace by challenging any person to fight or by threatening to fight, or fighting any person, or by violent and tumultuous conduct, or shall use profane, obscene or offensive language to any person in a manner calculated to provoke a breach of the peace, every such person shall on conviction be fined in a sum not less than five dollars (\$5.00) nor more than one hundred dollars (\$100.00).

SEC. 2. Any two or more persons who shall assemble together in this town, with the intent to do an unlawful act, or being assembled shall mutually agree to do an unlawful act, with force and violence against the property of the town or the person or property of another, or against the peace or to the terror of others, or shall make any movement or preparation therefor, and every person present at any such meeting or assembly who shall not endeavor to prevent the commission or perpetration of such unlawful act shall on conviction be severally fined not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00), for each and every offense.

SEC. 3. All persons who shall collect in bodies or crowds for unlawful purposes or for any purpose to the annoyance or disturbance of citizens or travellers, shall on conviction be severally fined not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00).

SEC. 4. If any person shall disquiet or disturb any congregation or assembly, met for religious worship, by making a noise or by rude and indecent behavior, or profane discourse within their place of worship, or so near the same as to disturb the order and solemnity of the meeting, such person shall on conviction be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00).

SEC. 5. If any person shall disturb any lawful assemblage of people, by rude and indecent behavior, or in any other manner, such person shall on conviction be fined in a sum not exceeding fifty dollars (\$50.00).

SEC. 6. If any person shall wilfully give or make, or cause to be given or made, a false alarm of fire, such person shall on conviction be fined in a sum not exceeding twenty-five dollars (\$25.00).

SEC. 7. Any person who shall keep any common, ill-governed or disorderly house, or who shall suffer any drunkenness, quarreling, fighting or riotous or disorderly conduct whatever, on his or her premises, shall on conviction be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00); and if holding a license from the town, shall be subject on conviction to a forfeiture of his license, to be entered in every such case as a part of the judgment.

SEC. 8. If any person shall assist or aid, or attempt to assist or aid, any person confined in the town jail, or other place wherein persons may be confined for violating town ordinances, to escape from such jail or place of confinement, such person so offending shall upon conviction be fined not less than twenty dollars (\$20.00) nor more than one hundred dollars (\$100.00).

SEC. 9. If any person shall without the consent of the person in charge of the town jail or other place wherein persons may be confined for violating town ordinances, introduce into said jail or place of confinement, or give to any person either while in jail or while being conveyed to or from jail, any spirituous or malt liquors, or any tool, implement or other thing, such person shall upon conviction be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00).

SEC. 10. Whenever the Marshal or any police officer shall make an arrest under the provisions of this chapter, it shall be the duty of the officer making such arrest to take from the person so arrested any weapons found upon him, and retain the same until he shall have paid whatever fines and costs, if any, shall have been adjudged against him.

ARTICLE 4—OFFENSES AFFECTING STREETS AND PROPERTY.

SEC. 1. If any person shall dig any hole, drain, or ditch in any avenue, street or alley in this town, without first having obtained written permission from the Mayor, every such person upon conviction shall be fined not less than three dollars (\$3.00) nor more than twenty-five dollars (\$25.00).

SEC. 2. If any person shall injure or tear up any sidewalk or pavement without due authority, such person shall on conviction be fined not less than three dollars (\$3.00) nor more than fifty dollars (\$50.00).

SEC. 3. If any person shall hinder or obstruct the making or repairing of any pavement, sidewalk or crosswalk, which is or may be in course of construction pursuant to any ordinance, resolution or order of the Board of Trustees, or hinder or obstruct any work ordered by the Board of Trustees, such person shall on conviction be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00).

SEC. 4. No town officer, contractor or other person in this town shall make any excavation or dig any hole, ditch or drain, in any highway or thoroughfare, without providing during the night either sufficient lights or fence or suitable obstruction around or in front of the same, in order to prevent persons, animals or vehicles from falling into the same; and every person offending against the provisions of this section, shall on conviction thereof be fined not less than five dollars nor more than fifty dollars for each offense.

Sec. 5. If any person shall hitch or fasten any horse or other animal to any ornamental fence or railing, or to any ornamental or shade tree, or shall injure or destroy any ornamental or shade tree, shrub, fence or railing, in or upon any public place, or upon any private premises without the permission of the owner thereof, such person shall on conviction be fined in a sum not less than two dollars nor more than one hundred dollars.

Sec. 6. If any person shall lead, ride or drive, any horse, wagon, sled or sleigh upon or over or across any sidewalk, unless it be in crossing the same to go into a yard or lot, where no suitable means of access, or crossing is provided, such person shall on conviction be fined not less than two dollars nor more than one hundred dollars.

ARTICLE 5—VAGRANTS.

SECTION 1. All able-bodied persons, not having visible means of support, and who live idly without employment, or who shall be found loitering or strolling about, frequenting public places, or places where liquor is sold, or begging or leading an immoral life, or who are found lodging in tippling houses, outhouses or houses of ill-repute, sheds, stables, or in wagons, boxes or in the open air, or who shall be found trespassing in the night time, upon the private premises of others, and not giving a good account of themselves; or wandering abroad and begging; or going about from door to door begging; and all persons upon whose person shall be found any instrument or thing used in the commission of burglary, or for picking locks or pockets, and who cannot give a good account of their possession of the same, shall be deemed vagrants, and upon conviction thereof shall be fined not less five dollars nor more than one hundred dollars.

Sec. 2. On the trial of cases arising under the preceding section, it shall be lawful for the prosecution to introduce in support of the charge, testimony of the general character and reputation of the defendant touching the offense charged, and the defendant may likewise resort to testimony of a like nature, for the purpose of disproving said charge.

CHAPTER VI.

NUISANCES.

ARTICLE 1—NUISANCES GENERALLY.

SECTION 1. Any pen, yard, corral, or premises, in or upon which more than five hogs, shoats or pigs, shall be kept at any one time, and any such place in which less than five swine or other animals shall be so kept, as to make such place offensive, or an annoyance to any person, or injurious to the public health, are hereby declared to be nuisances; and any person who shall own or keep or use any pen, yard, corral or other place, so as to be a nuisance under the provisions of this section, shall be deemed the author of a nuisance, and on conviction shall be fined not less than five dollars nor more than fifty dollars, and a like sum for every day he or she shall allow such nuisance to exist after notice from any town officer to abate the same.

Sec. 2. Any hand bill, poster or placard of any description which shall be stuck, painted or posted upon any public or private house, store or other building, or upon any fence or other premises, without permission from the owner or occupant of the same, is hereby defined and declared to be a nuisance; and any person who shall post or stick, or aid or assist in posting or sticking, any hand bill, poster or placard so as to be a nuisance within the meaning of this section, shall be deemed to be the author of a nuisance, and upon conviction shall be fined not less than two dollars nor more than fifty dollars.

Sec. 3. If any person shall suffer or permit any cellar, vault, private drain, pool, privy, sewer or grounds upon any premises occupied by or belonging to him, to become nauseous, foul, offensive or injurious to the public health, he shall be subject to a fine of not less than five dollars nor more than fifty dollars; and to a like fine for every forty-eight hours the same shall continue after notice has been given him by any town officer, to remove and abate such nuisance.

Sec. 4. Any person who shall by himself or another discharge out of, or permit to flow from any still house, work shop, manufactory, livery stable, hotel, restaurant, eating house, or other house or place, any foul or nauseous liquor, dish water, or other hotel or eating house slops, or any fluid matter whatever that is, or may become offensive, into or upon any adjacent ground or lot, or any street, alley or other public place, shall on conviction be fined not less than five dollars nor more than fifty dollars, and in a further sum of five dollars for every twenty-four hours such nuisance shall continue after notice by any town officer to abate the same.

Sec. 5. When any horse, ox or other animal shall die within the limits of the town, the owner or person having such animal in his possession or under his control or charge, shall immediately remove the body or carcass of such animal to some place without the limits of the

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town and bury the same, and upon failure to comply with the provisions of this section, any such person shall on conviction be fined not less than five dollars nor more than fifty dollars.

SEC. 6. If any person shall throw, place or conduct, or suffer his or her servant, child or family to throw, place or conduct into or upon any street, alley, ditch or lot within the limits of the town any putrid or unsound meat, fish, hides or skins of any animal, or any filth, offal, dung, dead animal, vegetables or other unsound or offensive matter whatever, or anything likely to become offensive, or shall allow any such offensive matter as aforesaid, to be or remain upon his premises, or in any out-house, stable, privy, or other place owned or occupied by him, or in any street or alley in front or rear of such premises, such person shall be deemed the author of a nuisance, and upon conviction be fined not less than two dollars nor more than fifty dollars, and in a like sum for every twenty-four hours such nuisance remains after notice from any town officer to abate the same.

SEC. 7. Any person who shall throw or place into or upon any street, alley or lot any wrapping paper, waste paper, old clothes, boots, shoes or hats, or any combustible material, or shall sweep from any house or place of business, or from any barn or stable, any straw, paper, shavings, hair, or any filth or litter, shall be deemed the author of a nuisance and on conviction shall be fined not less than two dollars nor more than fifty dollars.

SEC. 8. Any person who shall allow any pool of water to remain upon any lot or premises owned or occupied by him, until the same becomes or is likely to become foul, nauseous, offensive or injurious to the public health, shall be deemed the author of a nuisance, and upon conviction shall be fined not less than five dollars nor more than fifty dollars.

SEC. 9. Any person who shall throw into or deposit upon any street or alley any earth, sand, dirt plaster, lime, or any building materials, without the permission of the Mayor, shall be deemed the author of a nuisance, and on conviction be fined not less than two dollars nor more than fifty dollars.

SEC. 10. Whenever any nuisance shall be found within the town, it shall be the duty of the Marshal or any police officer, to whose knowledge the existence of such nuisance shall come, to serve a written or printed notice or notice partly written and partly printed, upon the owner or occupant or agent of the premises upon which such nuisance may be found, or upon him who may be the author of such nuisance, requiring him to abate the same within twenty-four hours, and if such person shall neglect or refuse so to do, it shall be the duty of such officer to make complaint before the Police Magistrate charging such person with such violation of the ordinances, and the officer shall proceed at once, at the expiration of the time mentioned in such notice, to cause such nuisance to be abated, and such owner or occupant or person being the author of such nuisance shall be liable to the town for all expenses incurred in abating the same. Any person being the author of a nuisance shall be subject to arrest and fine as well before as after the service of said notice.

SEC. 11. Whenever any nuisance shall be found within the town, contrary to any ordinance, the Mayor is hereby authorized at his discretion to cause the same to be summarily abated, in such manner as he may direct.

ARTICLE 2—ANIMALS RUNNING AT LARGE.

SECTION 1. No horses, cattle, mules, asses, swine, sheep or goats shall be permitted to run at large within the limits of the Town of Grand Junction, nor shall any such animal be herded or picketed upon any street, alley or public ground, within the limits of the town, nor shall any such animal be so picketed upon any private ground as to enable or allow such animal to trespass upon any street, alley, sidewalk or public ground within the town.

SEC. 2. Whenever any such animal shall be found running at large, or herded or picketed in a manner prohibited by the foregoing section, it shall be the duty of the Street Commissioner, Marshal or any police officer to take up the same and place it in the public pound, if there be one, and if not, then in some other suitable place for safe keeping. Such officer shall forthwith file with the Police Magistrate his affidavit, stating therein the fact of such seizure, the number, description and probable value of the animals so taken up; whereupon the Police Magistrate shall issue his warrant directed to such officer, commanding him, after giving notice as hereinafter provided, to sell the animal or animals described in said affidavit, at public auction at the pound or place of safe keeping, to the highest and best bidder for cash in hand, and to make due return of his proceedings.

SEC. 3. Upon receiving such warrant the officer to whom it is directed shall cause to be published in the official newspaper of the town, a notice, setting forth the day of seizure, the number and description of the animals so seized; and that by virtue of said warrant he will make sale thereof, at the time and place therein mentioned, unless the same shall be claimed and ownership thereof proven within ten days next following such notice. He shall also post three copies of such notice, one in the post-office, one at the office of the Police Magistrate, and one at the office of the Clerk and Recorder of Mesa County.

SEC. 4. If on or before the tenth day from the date of posting such notice, any person shall make satisfactory proof to such officer that the animal or animals so taken up, belongs to him or her or to some person for whom he or she is the lawful agent, and shall pay all costs and expenses incurred by such taking up, stabling, advertisement, etc., such officer shall deliver such animal or animals to such owner or agent; otherwise the same shall be sold by such officer in accordance with the command of his warrant, and after deducting the costs and expenses incurred, the residue of the proceeds of such sale shall by such officer be paid into the town treasury.

SEC. 5. At any time within one year after such sale, the owner of any animal so sold, may make proof of his ownership before the Police Magistrate, who shall report the matter to the Board of Trustees with his findings therein. If the Police Magistrate find that the ownership is proven, the Board of Trustees shall order a warrant drawn on the Town Treasurer payable to such owner, for the amount of money paid into the town treasury from the sale of such animal or animals. If such proof of ownership be not made within one year from the date of sale, the proceeds thereof shall be forfeited and vest in the town.

SEC. 6. The officer taking up stock under the provisions of this Article shall be entitled to compensation and expenses as follows: For taking up each horse, mule, ass, bull, cow, ox or calf, and placing them in the pound or other place of safe keeping, fifty cents, and fifty cents for each day such animal shall be kept therein; for every head of swine, goats or sheep so taken up, twenty-five cents, and twenty-five cents for each day they are kept therein; for making affidavit, twenty-five cents; for writing and posting notices of sale, one dollar; and in addition thereto the actual cost of advertisement of sale.

SEC. 7. If any person shall break open or in any manner directly or indirectly, aid or assist in breaking open any pound, pen, enclosure or other place used for the safe keeping of any animal taken up under the provisions of this Article, with the intent of releasing any animal therein confined, or shall hinder, delay or obstruct any officer in the discharge of any duty herein enjoined, such person shall, on conviction be fined not less than ten dollars nor more than one hundred dollars.

SEC. 8. The officer taking up any animal as hereinbefore provided shall provide necessary sustenance for the same, while impounded, without further charge than that allowed by Section 6 of this Article.

ARTICLE 3—CONCERNING DOGS.

SECTION I. No dog, bitch or whelp shall be allowed to run at large within the limits of the Town of Grand Junction unless the owner or keeper of the same shall, before the first day of May of each year, pay to the Town of Grand Junction the sum of two dollars and fifty cents for each and every dog over six months old, and the sum of five dollars for each and every bitch over six months old; and shall also place upon the neck of such dog or bitch a collar made of durable

material, and upon the issuing of the proclamation of the Mayor as hereinafter provided, shall also cause the mouth of any such dog or bitch to be securely muzzled with a wire muzzle, for such time as may be prescribed by the Mayor in said proclamation.

Sec. 2. Whenever the Mayor shall apprehend danger of hydrophobia, he shall issue his proclamation requiring all persons owning or keeping any dog or bitch within the town, to confine or securely muzzle the same for such time as he may designate, and it shall be the duty of the Marshal or any police officer to kill any dog or bitch found running at large during such time unless the same be muzzled as above provided, and any owner or keeper of any dog or bitch, found running at large during such time, without being securely muzzled, shall on conviction be fined in the sum of five dollars.

Sec. 3. If any person shall allow any bitch owned or kept by him to run at large, while in heat, he shall on conviction be fined five dollars; and it shall be the duty of the Marshal or any police officer to kill any such bitch so found at large, whether licensed or unlicensed.

Sec. 4. It is hereby made the duty of all persons, owning or keeping any dog or bitch, to apply for a license in the manner provided in the chapter concerning licenses, and make payment of the amounts specified in Section 1 of this article, and upon the presentation to the Recorder of the Treasurer's receipt therefor, it shall be his duty to issue a license to said owner or keeper for one year, or until the 1st day of May in the year next following. The Recorder shall also furnish each person to whom he issues such license, with a numbered metallic tag, which tag shall, by the person licensed, be securely fastened to the collar, mentioned in Section 1. The Recorder shall keep a record, showing to whom each license was issued and the number of the tag furnished him.

Sec. 5. It shall be the duty of the Marshal or any police officer to kill all unlicensed or vicious dogs found running at large within the limits of the town; and it shall be lawful for any citizen to kill such unlicensed or vicious dogs by any means other than shooting.

Sec. 6. A vicious dog is hereby defined to be a dog that bites persons upon the streets, or any public place, or a dog that runs and bites or barks at horses being ridden or driven upon the streets. It shall be unlawful for a vicious dog to run at large, and it shall be lawful to kill such a dog, notwithstanding such dog has been licensed.

Sec. 7. Any person who shall molest, interrupt, hinder or prevent the Marshal or any police officer in the discharge of the duty herein prescribed, shall on conviction be fined not less than five dollars nor more than twenty-five dollars.

Sec. 8. The Marshal or any police officer shall receive the sum of one dollar for each dog he may kill under the provisions of this article: *Provided*, he shall remove beyond the town limits and bury or cause to be removed and buried any dog so killed.

CHAPTER VII.
CONCERNING LICENSES. *See 26 N.B., 560*

SECTION 1. Licenses shall be given to persons to transact business as auctioneers, keepers of billiard tables, keepers of bowling alleys, peddlers, proprietors or managers of theaters, circuses, menageries, concerts, shows and exhibitions, the vendors of spirituous, vinous and malt liquors, the proprietors of hacks, omnibuses, express, teamsters, water vendors and job wagons and drays, pawnbrokers second-hand dealers, intelligence-brokers and hotel runners, upon payment to the Town Treasurer of the sum fixed or established and hereinafter set forth, as the license fee imposed for the particular business or avocation to be licensed. The person receiving such license shall be subject to the ordinances and regulations which may be in force at the time of the issuing thereof, or which may subsequently be adopted or established by the Board of Trustees; and if any person so licensed shall violate any of the provisions thereof, he shall be liable to be proceeded against for any fine or penalty imposed thereby.

Sec. 2. If any person shall transact, carry on, pursue, or engage in any business, avocation or calling mentioned in the foregoing section, without having first obtained a license therefor as hereinafter provided, such person shall upon conviction be fined in any sum not less than five dollars nor more than one hundred dollars; and each day that such business shall be so carried on or engaged in without a license, shall constitute a separate and distinct offense.

Sec. 3. No license (except a vehicle license) shall be assignable or transferable without permission of the Board of Trustees, nor shall any such license authorize any person to do business or act under it but the person named therein. A vehicle license may be transferred by the Recorder, upon the request of the holder thereof.

Sec. 4. No license shall be granted at any one time for a longer period than one year; and in all cases the period or term shall be expressed in the license.

Sec. 5. Any license may be revoked in the discretion of the Board of Trustees, when it shall appear that the licensee has not complied with the ordinances regulating his vocation, or when he shall have practiced fraud, misrepresentation or imposture.

Sec. 6. Any person desiring to obtain a license or permit to conduct or carry on any business, avocation or calling mentioned in Section 1 of this Chapter, or for which a license shall be hereafter required, shall pay to the Town Treasurer, in cash or lawful money of the United States, the amount specified in Section 9 of this Chapter as the license fee for such business. The Treasurer shall thereupon issue to such person duplicate receipts, dated and numbered, which shall specify the amount so paid, and the purpose for which the same was received; and upon filing one of such receipts with the Recorder, it shall be the duty of the Recorder to issue to the person therein named a license for the purpose therein specified.

Sec. 7. All license certificates shall be issued under the seal of the town, be signed by the Mayor and Recorder, and shall be as near as may be in the following form:

LICENSE

TOWN OF GRAND JUNCTION, }
MESA COUNTY, COLORADO. }

I, _____, Mayor of the Town of Grand Junction, to all who shall see these presents, Greeting:

KNOW YE, That whereas _____ on the _____ day of _____ A. D. 18____, paid to the Town Treasurer, the sum of _____ dollars, being the license fee imposed on _____ as _____ and has otherwise complied with the requirements of the town ordinances in this behalf.

THEREFORE, this is to certify that _____ is authorized and empowered by the Board of Trustees of the Town of Grand Junction to _____ for the term of _____ months from _____

In testimony whereof, I have hereunto set my hand and caused the seal of the town to be affixed at Grand Junction, this _____ day of _____ A. D. 18____.

* SEAL *
* * *

Attest:

Mayor.

Recorder.

Sec. 8. The Recorder shall keep a license register in which shall be entered the name of each and every person licensed, pursuant to the ordinances of the town, the date of the license, the purpose for which it is granted, the amount paid therefor, and the time the same will expire or continue in force.

Sec. 9. The several amounts which shall be paid to the Town Treasurer, as license fee, imposed by the Board of Trustees upon the applicant, shall be as follows, to-wit:

For auctioneers, twenty-five dollars per annum.

For billiard tables—one table—twenty-five dollars per annum, and for each additional table, fifteen dollars per annum.

For bowling alleys—for one alley—forty dollars per annum, and for each additional alley, twenty-five dollars per annum.

For foot peddlers carrying a pack, one dollar per day.

For peddlers with a one-horse wagon, two dollars and fifty cents per day.

For peddlers with a two-horse wagon, four dollars per day.

For peddlers or hawkers of jewelry or patent medicines, five dollars per day.

For theatre, one hundred dollars per annum.

For circus or circus and menagerie, for one exhibition, fifty dollars; for each additional exhibition, twenty-five dollars.

For side show or traveling exhibition, with circus or menagerie, for which an extra admission fee is charged, ten dollars for each exhibition.

For musical concerts, shows or exhibitions by traveling performers, ten dollars for each exhibition, or such other sum as may be fixed by the Board of Trustees in any particular case.

For retail liquor license, six hundred dollars per annum.

For wholesale liquor license, fifty dollars per annum.

For pawnbrokers, one hundred dollars per annum.

For second-hand dealer, twenty-five dollars per annum.

For intelligence brokers, one hundred dollars per annum.

For each hack or omnibus, twenty-five dollars per annum.

For each transfer or job wagon, twenty dollars per annum.

For vendors of water—each wagon—twenty dollars per annum.

For hotel runners, twenty dollars per annum.

Said fees in all cases to be paid in advance, but where the license fee is fixed at a certain sum per annum, licenses may be issued quarterly, upon the payment of one-fourth of such sum.

Sec. 10. All sales made at public auction, under and by virtue of legal process, and all sales of household furniture made by the owner thereof on the premises shall be exempt from the provisions of this chapter.

Sec. 11. All persons to whom licenses shall be granted to sell spirituous, vinous, fermented or malt liquors of any kind, shall post the said license in a conspicuous place, in the room or place for which the said license has been granted. Any violation of the provisions of this section shall be deemed to work a forfeiture of the license granted, and to subject the party so failing to post such license, to a fine of not less than five dollars nor more than twenty-five dollars.

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Sec. 12. Any person or persons who shall have taken out a license for a billiard table or ball alley, who shall allow any person under the age of sixteen years to play at billiards on such table or at bowling on such alley, or to frequent the room or place where such billiard table or ball alley is situated, shall upon conviction be fined not less than five dollars nor more than twenty-five dollars.

Sec. 13. The term billiard table shall be held to include bagatelle, pigeon-hole, and pool tables and other tables of a like kind.

Sec. 14. Any person licensed as a peddler, who shall be guilty of any fraud, cheat, misrepresentation or imposture, while acting in such capacity, or who shall peddle any other kind of goods, merchandise or article, or use any other mode of conveyance than that specified in his license, shall on conviction be fined not less than five dollars nor more than twenty-five dollars.

Sec. 15. Any person or persons coming into the town, with teams or otherwise for the purpose of selling vegetables, berries, or the produce of their own farms, premises or manufactories situate in the county of Mesa, or any person selling fruit, nuts, cakes, refreshments or bread grown or manufactured in Mesa county, or colporteurs or other persons selling only bibles or the publications of any bible, tract or other religious society, shall not be considered peddlers requiring a license.

Sec. 16. No license for a theatrical show or exhibition shall authorize the licensee to make any exhibition, theatrical or otherwise, that is in its tendency against good morals or decency, and if it shall appear to the Board of Trustees that any person so licensed shall have given any exhibition, theatrical or otherwise, the tendency of which is against good morals and decency, they shall immediately revoke his license; and any person so offending shall upon conviction be punished the same as though no license had been issued.

Sec. 17. Nothing in this chapter shall be held to require the procuring of a license by livery stable keepers doing their ordinary legitimate business nor to include omnibuses or hacks used and run exclusively by hotel keepers in conveying guests and baggage to and from hotels free of charge, nor merchants and retail dealers delivering their goods, wares and merchandise, free of charge, with their own vehicle, provided said teams and vehicles are used exclusively for that purpose.

Sec. 18. Any person who advances or loans money or other valuable thing, on the deposit of personal security, or who deals in the purchasing of personal property, on the condition of selling the same back at a stipulated price, is hereby declared to be a pawnbroker, within the meaning of this chapter.

Sec. 19. Every person licensed as a pawnbroker shall keep at his place of business, a substantial and well-bound book, in which he shall enter in writing a minute description of all personal property, bonds, notes or other securities received on deposit or purchase, the time when they were deposited, together with the name and residence of the person or persons by whom they were left, which said book shall be kept clean and legible, and no entry therein shall be erased, obliterated or defaced, and all entries therein shall be made with ink. Every such licensed person failing to comply with any of the provisions of this section shall on conviction be fined in a sum not less than ten dollars nor more than one hundred dollars.

Sec. 20. Every person licensed as a pawnbroker shall, during the ordinary hours of business, when requested by the Mayor, Marshal or any policeman, submit and exhibit the book mentioned in the foregoing section for inspection and shall also exhibit any goods, personal property, bonds, notes or other securities, that may be left with such licensed person, to the inspection of such officer, or any other person, at the request of such officer; and every licensed person refusing to submit for inspection said book, or personal property as aforesaid, upon such request as aforesaid, shall on conviction be fined not less than five dollars nor more than one hundred dollars.

Sec. 21. No person licensed as pawnbroker shall, within the line of his business as pawnbroker, have any dealings directly or indirectly with any minor. Any person violating the provisions of this section shall on conviction be fined not less than five dollars nor more than one hundred dollars.

Sec. 22. Any person licensed as an intelligence broker, who shall be guilty of any fraud, cheat, misrepresentation or imposition, while acting in such capacity, shall on conviction be fined not less than ten dollars nor more than fifty dollars for each and every offense.

Sec. 23. A hotel runner's license shall authorize the licensee to attend at railroad depots and stage stations within the town, upon the arrival and departure of trains and stages thereat, for the purpose of soliciting guests for the various hotels, boarding houses and other places of entertainment in said town and vicinity, subject to all the ordinances in force at the issuing of said licenses or which may thereafter be enacted, regulating hotel runners, and also subject to the police regulations of said town.

Sec. 24. Any person who keeps a store, office or place of business for the purchase or sale of second-hand clothing or garments of any kind, or second-hand goods, wares or merchandise, is hereby defined to be a second-hand dealer.

Sec. 25. Every person licensed as a second-hand dealer, shall keep at his or her place of business, a substantial and well-bound book, in which he or she shall enter a minute description of all personal property purchased by him or her, the date of the purchase, the name and residence or place of business of the person or persons from whom such purchase was made, which said book shall be kept clean and legible, and all entries shall be made therein with ink. Every person so licensed shall, during ordinary business hours, when requested by the Mayor, Marshal or any police officer of the town, submit and ex-

hibit said above described book, to the inspection of any of the above named officers, and shall also exhibit such goods or personal property to any of the aforesaid officers. All dealers in second-hand goods are hereby prohibited from purchasing from or dealing with any minor or minors under the age of eighteen years. Any person violating any of the provisions of this section, shall on conviction be fined in any sum not more than one hundred dollars.

Sec. 26. A retail liquor license shall authorize the licensee to sell spirituous, vinous, fermented, malt and other intoxicating liquors in any quantities less than five gallons, but shall not authorize the sale of such liquors to minors. A wholesale liquor license shall authorize the licensee to sell such liquors, in any quantities not less than one pint; but such liquor, so sold, shall not be drunk upon the premises where sold.

Sec. 27. A retail liquor license shall only be issued when a written application is made therefor by the applicant, stating particularly the place where such business is to be carried on, and accompanied by a petition to the Board of Trustees, subscribed by a majority in number, of the property owners on both sides of the street, for a distance of one block, in the vicinity of such place, requesting that a license be issued to the person named, to do a retail liquor business at the place stated: *Provided*, that dealers who have already received such license shall not be required to obtain such petition to continue business at their present location.

Sec. 28. All such applications and petitions shall be referred to the committee on licenses, and shall not be considered until reported with the recommendation of said committee. The Board of Trustees may thereupon vote upon the question of granting the license, and if the vote be in the affirmative, the Recorder shall issue the license to said applicant upon filing with him the Treasurer's receipt, showing that the license fee has been paid as provided in Section 6 hereof.

Sec. 29. Licenses issued as above provided shall give permission to the licensee to carry on business at the place designated, and such licenses, together with licenses heretofore granted, may be renewed at their expiration by the Recorder, without further application to the Board of Trustees; but liquor licenses shall not be transferable, except by consent of the Board of Trustees, and shall not authorize the licensee to sell liquors at any other place than that designated in the license.

Sec. 30. The provisions of this chapter shall not be held to include druggists or persons whose chief business it is to sell drugs and medicines, nor to require them to obtain a license for selling any of said liquors for purposes purely medicinal, mechanical or sacramental.

CHAPTER VIII.

SIDEWALKS.

SECTION I. Whenever the owners of more than one-half of the frontage upon either sidewalk of any street or any specified portion thereof, within the Town of Grand Junction, shall petition the Board of Trustees for the construction of such sidewalk, or whenever a majority of the Board of Trustees shall decide that such improvements are necessary, they shall immediately order such sidewalks to be constructed.

Sec. 2. Unless otherwise specified in the order, all sidewalks shall be constructed of not less than two-inch plank, six inches in width and twelve feet in length, to be laid at right angles with the street, on sills of scantling at least two-by-four inches, firmly imbedded in the earth or well supported underneath. The space between the scantlings shall not exceed three feet from centre to centre, and all lumber used

about said walks must be sound and marketable spruce or pine and be firmly spiked to said sub-sills; the whole to be laid to the established grade, which grade shall be furnished by the Town Engineer at the expense of the town. Sidewalks shall be repaired with the same kind of material as that used in the original construction of the same.

Sec. 3. During the last quarter of each fiscal year, the Town Engineer shall advertise for and receive proposals for the construction and repair of sidewalks according to the specifications in the foregoing section, and the specifications of such other plans as the Board of Trustees may approve. After receiving such proposals, the Board of Trustees shall award the contract for the construction and repair of sidewalks for the next fiscal year, to the lowest responsible bidder therefor, with the understanding that the contractor shall collect his assessment bills of parties from whom they are due, if possible; the town agreeing on its part, to give said contractor all of said work upon sidewalks, which is not done by the owners of the property in accordance with the order requiring their construction.

Sec. 4. Whenever the Board of Trustees shall order the construction or repair of any sidewalk the Town Engineer shall immediately serve a written or printed notice upon the owner or agent of each lot or parcel of land fronting upon such sidewalk, requiring him to construct or repair so much thereof as may be in front of the lots or parcels of real estate owned by him or for which he is agent, within thirty days, in case of the construction and within five days in case of the repair of said sidewalk, from the date of said notice, according to the plans and specifications provided by ordinance or by the Board of Trustees, and under the direction and to the satisfaction and approval of the Town Engineer. In case the owner of any such lot or lots shall be a non-resident and shall have no agent in the town upon whom such notice may be served, the Town Engineer shall post such notice upon said premises and also publish the same in the official newspaper for a period of two weeks.

Sec. 5. In case of the failure on the part of the owner or agent, to construct or repair such sidewalk within the time specified in such notice, the Town Engineer shall cause the same to be done by the contractor engaged by the town for such purpose. And the Town Engineer shall upon completion of such work, make out and deliver to such contractor an assessment bill against the owner of the lot or parcel of real estate fronting upon the same, showing the amount assessed against the said lot or parcel and a description of the property, with his official certificate that the same is correct.

Sec. 6. The said assessment bill shall be and remain a lien upon the property described therein, until the amount charged therein shall be fully paid, and in case said bill is not paid within thirty days from the date of its delivery to said contractor, he shall return the same to the Town Recorder, who shall issue a town warrant to said contractor of equal amount in its stead. The Town Recorder shall thereupon file said assessment bill for record, in the office of the Clerk and Recorder of Mesa county, and the same shall be and remain a lien upon the property described therein, until the amount therein specified shall be paid to the town: *Provided*, that suit shall be commenced by the town to foreclose said lien, within six months from the date of the filing of said assessment bill for record.

Sec. 7. It shall be the duty of the Town Attorney, within six months after the date of the filing of any such assessment bill for record, to commence suit in some court of competent jurisdiction in the name of the Town of Grand Junction, against the owner or owners named in said assessment bill, for the collection of the amount therein specified and costs of suit, and for the foreclosure and enforcement of said lien.

Sec. 8. If at any time after the filing for record of any such assessment bill, the owner named therein or any one for him or her, shall pay or tender to the Town Recorder the amount specified in such assessment bill, together with all costs which may have accrued or been incurred by reason of the filing of the same for record or the commencement of suit thereon, it shall be the duty of the Town Recorder to enter or cause to be entered of record, an acknowledgement of satisfaction of the same, under the seal of the town.

CHAPTER IX.

FIRE DEPARTMENT.

ARTICLE 1—FIRE LIMITS.

SECTION 1. All that portion of the Town of Grand Junction, embraced within the following described limits, shall be known as the fire limits of said town, to-wit: Beginning on Second street at its intersection with the alley between Main street and Rood avenue, thence east along said alley to Seventh street, thence south along Seventh street to the alley between Colorado avenue and Ute avenue, thence west along the alley last aforesaid to Second street, thence north to place of beginning.

Sec. 2. No wooden building shall be hereafter erected or constructed within said fire limits, or removed into the same from without such limits, or removed from one place to another within such limits, without the permission of the Board of Trustees of said town. Any person who shall violate or assist in violating any of the provisions of this section, shall on conviction be fined not less than twenty-five dollars nor more than three hundred dollars, and to a like fine for every day such person shall continue in violation of the same.

ARTICLE 2—FIRE WARDENS.

SECTION 1. There may be appointed by the Board of Trustees one or more Fire Wardens, who shall hold their office for any length of time not exceeding one year, to be determined by the Board of Trustees, and receive such compensation as may be allowed by said Board. It shall be the duty of the Fire Warden, or wardens, to see that all ordinances of the town, concerning the fire department, are enforced. In case no Fire Warden shall be appointed, the Town Marshal shall be ex-officio Fire Warden, and shall perform all of the duties of such office.

Sec. 2. Every person who shall be present during a fire shall be subject to the orders of the Fire Warden, in extinguishing such fire, and in removing and protecting property, and if any person shall neglect or refuse to obey such orders, he shall on conviction be fined not less than five dollars nor more than fifty dollars.

ARTICLE 3—PRECAUTIONARY REGULATIONS.

SECTION 1. It shall be the duty of the Fire Wardens to examine all buildings, occupied or unoccupied, and all buildings in process of construction, and all depositories of ashes, and manufacturing establishments and report to the Board of Trustees all violations of law and the ordinances of the town in relation thereto.

Sec. 2. The Fire Wardens shall also, from time to time, inspect all stoves, fire-places, hearths, grates, furnaces, boilers and other places where fire may be kept, and all stove-pipes, chimneys, ovens and other apparatus or fixtures, connected therewith, for the purpose of ascertaining whether the same be in a safe and proper condition, and such inspection shall be made on the request of any citizen, at any proper time, for the purpose of ascertaining the condition and safety thereof. And whenever in the opinion of the Fire Warden any such place is in such a condition, as to render the keeping of fire therein unsafe, it shall be his duty to order and direct the occupant of the building in which the same may be, or with which the same may be connected, to discontinue the making of fires therein, and to make all necessary alterations and repairs, to render the keeping of fire therein safe, in the opinion of the Fire Warden inspecting the same; and if any person shall make or continue a fire therein, without first making such alterations and repairs as directed by the Fire Warden, such person shall on conviction be fined not less than five dollars for each and every day he shall continue to so use the same without making such alterations and repairs as aforesaid: *Provided*, that any person, feeling himself aggrieved by the decision or direction of any Fire Warden, may appeal to the Board of Trustees, at their first meeting thereafter; but in all cases the orders of any Fire Warden to discontinue the making of any fire shall be complied with until the final decision of the Board of Trustees on such appeal. Any person who shall resist or obstruct any Fire Warden in the execution of the duties herein enjoined upon him, shall on conviction be fined not less than five dollars nor more than one hundred dollars.

Sec. 3. Any person who shall use or allow to be used in any stable or other place where hay, straw or other like combustible material is kept, any lighted candle or lamp without having the same well secured in a lantern, shall on conviction be fined not less than two dollars for each offense.

Sec. 4. No chimney shall hereafter be built in this town with less than four inches in thickness of brick or stone completely imbedded in lime mortar and plastered on the inside with a smooth coat of the same. No flue shall in any case be less than four-by-eight inches. Holes for stove-pipes shall have a sheet-iron thimble inserted into the chimney, imbedded in mortar, and when not in use a tin or sheet-iron stopper, with a flange at least one-half of an inch wide outside the brick. Every person who shall hereafter build or cause to be built a chimney contrary to the provisions of this section, shall on conviction be fined not less than five dollars, and in the further sum of five dollars for each week that the same remains unaltered after notice from the Fire Warden to alter the same: *Provided*, that persons desiring may erect or build chimneys of terra cotta or other hard earthen material, and if built of such material, they shall in all respects be built as directed by any Fire Warden; and on failure or refusal to build as directed, the person so failing or refusing, shall on conviction be fined not less than five dollars and in the further sum of ten dollars for each week that such chimney remains contrary to the directions of such Fire Warden.

Sec. 5. Stove-pipes shall not be placed less than four inches from any wood or other combustible material, unless there be a double circle of tin or sheet-iron, connected together and air holes through the connecting tin, between said stove-pipes and the combustible material. Any person violating the provisions of this section, shall on conviction be fined in the sum of five dollars, and in the further sum of five dollars for each day he shall continue violating this section.

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Sec. 6 added
 building fire
 p. 240

CHAPTER X.
 STREETS AND ALLEYS.

SECTION 1. The survey of Section Fourteen (14), Township one (1) South, Range one (1) West, as made by the Grand Junction Town Company, with the plat thereof as filed in the office of the Recorder of Gunnison county, Colorado, and afterwards in the office of the Recorder of Mesa county, Colorado, be and the same are hereby recognized and adopted as the official survey and plat of the Town of Grand Junction, to the extent of the grounds embraced in said limits, and that the streets, avenues and alleys, public parks and other public grounds therein designated, are recognized, adopted and accepted as such.

Sec. 2. Any person who shall willfully or carelessly encumber or obstruct any street, avenue, alley or other public place within the limits of the town, shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than five dollars, and in the further sum of five dollars for each day such encumbrance or obstruction is allowed to remain: *Provided*, that this section shall not be so construed as to prohibit a reasonable use of such streets by contractors, builders or others engaged in the construction or repair of any building.

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CHAPTER XI.
 DITCHES.

SECTION 1. It shall be lawful for any person to construct a ditch along any alley, for the purpose of conducting water to the premises of such person, to be used for irrigation and household purposes.

Sec. 2. If it should be impracticable to conduct water to any premises for the purposes aforesaid, by means of a ditch running along a street or alley, then in that case the Board of Trustees, upon the ap-

plication of the occupant of such premises, may in their discretion, give permission in writing for the construction of a ditch or ditches running otherwise than as above described.

Sec. 3. Any person making a ditch across any sidewalk shall bridge said ditch for the full width of such sidewalk, and on failure so to do shall be fined not less than five nor more than fifty dollars.

Sec. 4. If any person shall construct any ditch running otherwise than as prescribed in Section one (1) hereof, without having first obtained written permission from the Board of Trustees, such person shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than five dollars nor more than fifty dollars.

Sec. 5. If any person shall willfully obstruct any ditch made in compliance with the provisions hereof, or willfully divert water from the same, or shall move, alter or in any manner displace any flood or other gate, which is in or upon any of the irrigating ditches of this town, which are under the supervision or direction of the Street Commissioner, without having first obtained permission from said Street Commissioner, such person shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than three nor more than twenty-five dollars for each offense.

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Sec. 6. Every person shall keep the ditches in front and rear of the premises owned or occupied by him or her, clean and free from filth, dirt and litter, and shall not throw or conduct into any ditch any slops or other filthy or offensive matter, or matter whatever likely to become offensive or filthy. Any person violating the provisions of this section shall on conviction be fined not less than one dollar nor more than twenty-five dollars for each offense.

Sec. 7. No person shall take or conduct water from any irrigating ditch, in greater quantities or for a longer period than may be necessary for his or her immediate use, nor shall any person place any obstruction in any ditch in such manner as to cause the water to overflow any street, alley or sidewalk.

Sec. 8. Any person who shall willfully or negligently violate any of the provisions of the foregoing section, or who shall knowingly disobey any lawful notice or order of the Street Commissioner or his deputy, concerning said ditches or the water therein, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not less than two dollars nor more than twenty dollars for each offense.

Sec. 9. If any person shall drive or cause to be driven, any wagon, cart or other wheeled vehicle across any water ditch, at any place other than a regular crossing, such person shall upon conviction be fined not less than one dollar nor more than twenty-five dollars.

Sec. 10. For the better enforcement of the foregoing provisions of this chapter, the Street Commissioner shall, under instruction from the Board of Trustees, have full and entire control of said irrigating ditches and of the distribution of the water therein; and he is hereby clothed with the power to arrest any and all persons, who shall disobey his orders or instructions concerning said ditches or the water therein, or who may be found violating any of the provisions of this chapter, and take them before the Police Magistrate, in like manner as the Town Marshal or other police officers are or may be authorized to do for violations of town ordinances.

Sec. 11. Any Street Commissioner who shall be guilty of any partiality or favoritism in the distribution of water, or abuse the powers herein conferred upon him, shall be deemed guilty of a misdemeanor, and on conviction shall be fined not less than five nor more than fifty dollars for each offense.

CHAPTER XII.

FINANCE.

ARTICLE I—MISCELLANEOUS PROVISIONS.

SECTION 1. The fiscal year of the Town of Grand Junction shall commence on the first day of April in each year.

Sec. 2. General taxes for town purposes shall be levied and collected as provided by law.

Sec. 3. All bills against the town shall be presented in the form of an itemized account, stating specifically the nature of the indebtedness, and shall be sworn to by the claimant, his agent or attorney. The affidavit may be in the following form:

STATE OF COLORADO, }
COUNTY OF MESA. } ss.

I, A. B. —, on oath state that the foregoing account is just and due, and no portion thereof has been paid, and it comprises all claims I have against the Town of Grand Junction to date.

And all such bills shall be read to the Board of Trustees in open session, and either referred to committees, or otherwise disposed of as the Board may deem proper.

Sec. 4. All town warrants or orders lawfully drawn upon the Town Treasurer shall bear interest at the rate of ten per cent. per annum from date of presentation thereof for payment to the Town Treasurer, until there shall be money in the treasury for the payment thereof; and it shall be the duty of the Town Treasurer, to endorse upon any such warrant or order, which may be presented to him for payment, the date of such presentation, and the rate of interest the same will draw from that date, and to subscribe the same with his official signature.

ARTICLE 2—POLL-TAX.

SECTION 1. Each able bodied male citizen of this town, between the ages of twenty-one and sixty years, shall annually pay to the Street Commissioner a poll-tax of two dollars: *Provided*, that any person in lieu thereof may labor one day in each year, upon the public streets of said town, under the direction and supervision of said Street Commissioner.

Sec. 2. The Street Commissioner shall, between the first day of April and the first day of November in each year, notify each and every person subject to such tax, to appear at such time and place and with such tools as he may designate, to perform the amount of work required in lieu of said tax; or, to pay to him said tax, within ten days from the date of such notice.

Sec. 3. Any person failing to present himself for labor as required by said notice, and failing to pay said tax within ten days from the date of such notice, shall be sued for the amount in an action of debt, and no set-off shall be allowed thereto.

Sec. 4. The Street Commissioner shall, when required, make to the Board of Trustees a full report of his acts under the provisions of this article, and of the number of days work performed and the amount of money collected, and a list of the delinquents.

CHAPTER XIII.

VACATION OF STREETS.

SECTION 1. Whereas the right of way of the Denver and Rio Grande Railway embraces the following limits in the southwestern corner of Section 14, T. 1 S., R. 1 W., Ute Principle Meridian, to-wit: Commencing at the southwest corner of said section and running thence east along the south line of said section 734 feet; thence northwesterly to a point on the west line of said section 842 feet north of the said southwest corner of Section 14; thence south 842 feet to the place of beginning; therefore, so much of the west ends of South and Pitkin avenues, and of the south end of First street, as lie within the above described limits, be and the same are hereby vacated, together with all parts of alleys lying within said limits.

Sec. 2. And whereas the right of way of said Denver and Rio Grande Railway embraces the following limits in the southeast corner of said Section 14, to-wit: Commencing at a point on the south line of said Section 14, 994 feet west of the southeast corner of said section, and running thence east along the south line of said section 678 feet; thence northeasterly to a point on the east line of said section 94 feet north from the southeast corner of the same; thence north along the east line of said section 210 feet, thence southwesterly to the point of beginning; therefore so much of the east end of South avenue, together with so much of any alley or alleys as lie within the above described limits, be and the same are hereby vacated.

CHAPTER XIV.

PIONEER DITCH EXTENSION.

SECTION 1. The Pioneer Extension Ditch Company is hereby authorized to construct its line of irrigating ditch through and along the following streets in the Town of Grand Junction, and the right of way for that purpose is hereby granted, to-wit: Beginning at the corporate limits of said town at the intersection of Twelfth street and Teller avenue, thence westerward along Teller avenue to Eleventh street, thence northward along Eleventh street to the alley in block 21, thence westward along said alley in Block 21 to Tenth street, thence northward along Tenth street to Belford avenue, thence westward along Belford avenue to Eighth street, thence northward along Eighth street to the north side of North avenue. Said company shall construct its said ditch along said streets in the best manner and by the best course, so as to interfere with travel as little as possible, and shall cause safe and convenient bridges to be constructed over said ditch at all crossings.

CHAPTER XV.

TOWN SITE.

SECTION 1. The Mayor of Grand Junction shall have the power and authority, and it is hereby made his duty, to execute and file in the United States Land Office, a declaratory statement, declaring the intention of the corporate authorities of Grand Junction to enter at the proper land office all the lands within the corporate limits of said town, for the several use and benefit of the occupants thereof, and to enter at the proper land office, all lands included within the corporate limits of said town, in trust for the several use and benefit of the occupants, under the act of Congress of March 2nd, 1867.

Sec. 2. Thomas B. Crawford, of Gunnison (Mesa) county, State of Colorado, be and is hereby appointed and is authorized to act as Commissioner to sell and convey any real estate which may hereafter be entered by the corporate authorities of the Town of Grand Junction, in trust for the several use and benefit of the occupants upon such real estate, under and in accordance with the provisions of an act of the General Assembly of Colorado, entitled: "An Act to provide for the disposal of town lots and the proceeds of sales in town sites entered on the public lands." Approved March 1st, 1881.

CHAPTER XVI.

REPEALS.

SECTION 1. All of the ordinances of the Town of Grand Junction passed and adopted prior to the first day of November, A. D. 1884, be and the same are hereby repealed: *Provided*, that the repeal of said ordinances shall not affect any act done, or any right accruing or accrued, or acquired or established or any suit or proceeding had or commenced in any civil or criminal case, before the time when said repeal shall take effect.

CHAPTER XVII.

AN ORDINANCE TO AUTHORIZE THE REVISED ORDINANCES OF 1884.

Be it Ordained by the Board of Trustees of the Town of Grand Junction :

SECTION 1. That this ordinance embracing seventeen chapters, be known as and called the REVISED ORDINANCES OF 1884, and that the same be published by authority of the Town of Grand Junction.

Sec. 2. That there also be published in pamphlet form with this ordinance, a catalogue of the officers of the town since its incorporation, and an appropriate index to the whole.

Passed by the Board of Trustees of the Town of Grand Junction, this 3rd day of December, 1884.

Attest :

W. E. SHAFFER, RECORDER.

W. H. TALBOTT, MAYOR.

*Attest W. E. Shaffer
Recorder*

*W. H. Talbott
Mayor*