

Bylaws of  
The  
Town of New Haven

Incorporated

August 10<sup>th</sup>. 1866

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## Declaration of Incorporation.

Comes now James Thomas, C. C. Orcutt and Norman Schmelker, Inspectors of an election held at New Haven on 21<sup>st</sup> day of July 1866, in pursuance of an order of the Board of Commissioners at their June term 1866, to determine whether the territory described in the proceedings at said term, shall be incorporated, and make return, verified by affidavit of the result of said election, said affidavit appearing to the satisfaction of the Board from an examination of said return, and the ballots, poll books, and tally papers therewith, that a majority of all the votes given at said election had been in favor of such incorporation, and it also appearing from the return of the sheriff of the county that legal notice of such an election had been given, the Board do therefore order and direct that the territory for incorporation mentioned and described in the petition presented to said Board at their June term for 1866, and recorded on page 382 of this record be and the same is hereby declared to be an incorporated town by the name and title of the Town of New Haven

State of Indiana }  
Allen County } 3 p

I, Henry J. Rudisill, Auditor in and for said county do hereby certify that the foregoing to which this is attached, is a full true, complete and perfect copy of an order by the Board of Commissioners of said county at their August Sp. Term for 1866 as appears from the Records of the Board now in my Office



In Testimony Whereof, I have hereunto set my hand and the Seal of the Commissioners' Court, at the City of Fort Wayne, this 10<sup>th</sup> day of August A.D. 1866

(Signed) Henry J. Rudisill  
Auditor of Allen County  
Indiana

State of Indiana }  
Allen County } 3 s  
Town of New Haven }

I, Allan H. Doyall, Clerk in and for said town do hereby certify that the foregoing is a full true and complete copy of a copy of an order by the Board of Commissioners of Allen County at their August special term for 1866 as appears from the copy on file in the office of the Clerk of said town

In witness whereof I have hereunto set my hand at the Town of New Haven this 22<sup>d</sup> day of June 1866  
Allan H. Doyall Town Clerk

## By-laws of the Town of New Haven

Body  
 Politic The President and Trustees of the town, and their successors in office shall constitute a body politic and corporate, by the name of the Town of New Haven.

Amended  
 May 11/65 ~~Stated meetings of the Board of Trustees shall be held on the first Monday of each month.~~

Special meetings may be called at any time by the President.

Amend-  
 ment. ~~Stated meetings of the Board of Trustees shall be held on the first Wednesday of each month.~~

First  
 meeting  
 shall appoint  
 Justice  
 Prosecuting  
 attorney  
 Fees  
 Duty \$2.00  
 Not duty 1.00  
 see page 57

At the first meeting of the Board after elections it shall be the duty of said Board to designate the Justice of the Peace who shall take charge of the Town Docket also to appoint some suitable person as Prosecuting Attorney for the town, who shall be authorized to prosecute all actions brought against parties for breaches of the town ordinances, before the Justice of the Peace so designated as above, and shall defend all actions brought against the town for any cause, but in no case shall the town be liable for costs.

Street  
 Commissioner

At the first meeting of the Board after elections it shall be the duty of said Board to appoint a Street Commissioner whose duty shall be to superintend the working the street tax levied, which can only be worked agreeable to the orders issued by the Board of Trustees he shall also see to the execution of any work or improvements on the streets alleys or Bridges ordered by said Board

See next page

May 11 1868  
Compensation of Municipal Officers.

Resolved that.

For municipal services rendered the Board of Trustees be and they are hereby allowed the sum of Two Dollars and Fifty cents each per diem when actually employed in the capacity aforesaid.

The Assessor be allowed Two Dollars and fifty cents per diem when actually employed

The Clerk be allowed Two Dollars and fifty cents per diem when actually employed

The Marshal be allowed Two Dollars and fifty cents per diem when actually employed by order of the Board or any member thereof.

The Treasurer be allowed as per eight per cent on all monies passing through his hands

The Street Commissioner be allowed One Dollar and fifty cents per diem when actually employed

The Clerk is authorized to demand and receive as fees to and for his own use

For issuing each license twenty five cents

For transferring each license twenty five cents

The Marshal is authorized to demand and receive as fees to and for his own use

For procuring license or transfer of license twenty five cents

For calling and every notice served within the corporate limits twenty five cents

For posting notices, ordinances etc, each set of five copies twenty five cents.

This page amended as set forth page 55  
Allan H. Douglass  
Clerk

Marshal is

Paid a Salary in lieu thereof for 1870

Marshal is paid a Salary all fees and costs to be paid into Treasury for 1870

By Laws  
Compensation of Duties of Officers. May 5 1869

Resolved that:

For municipal services rendered the Board of Trustees be and are hereby allowed the sum of Two Dollars and Fifty cents each per day when actually employed in the capacity aforesaid - and that each meeting not exceeding one half day be considered as one half day -

The Assessor be allowed Two Dollars and Fifty cents per day when actually employed

The Clerk be allowed Two Dollars and Fifty cents per day when actually employed

The Clerk is authorized to demand and receive to and for his own use for issuing each License twenty five cents.

The Marshal be allowed Two Dollars and Fifty cents per day when actually employed by order of the Board or any member thereof

The Marshal is authorized to demand and receive to and for his own use for procuring License twenty five cents for each and every notice served within the corporate limits of the town twenty five cents for Posting Notices, Ordinances etc, each set of five Copies twenty five cents

over

Bylaws Contd.

Compensation of Treasurer

Compensation of Officers Contd.

The Treasurer be allowed as fees eight per cent on all monies collected by him except on Delinquent Tax list

Treasurer's fees

The Treasurer is authorized to demand and receive to and for his own use on all delinquent Tax collected by him, Two per cent penalty and six per cent interest but shall be required to account for the actual tax on which he shall not be allowed any per cent for collection,

Street Com.

The Street Commissioners and the Marshal when supervising the food labor Tax shall be allowed One Dollar and Fifty cents <sup>per day</sup> when actually employed

Down City fees

The Down Prosecuting Attorney shall be allowed a docket fee in all cases tried before the Down Justice of the Peace for violation of the Down Ordinances or upon appeals to the Circuit or Common Pleas Court, when he appears in person, or by deputy, which fee shall be the same as is allowed City Prosecuting Attorneys for similar services, but in no case shall the Down be liable for costs,

Supplement page 23 Acts of 1877 page 46

Marshals fees

The Marshal shall be allowed for services rendered in arresting all offenders and in serving and executing warrants, process or any thing connected therewith, in all cases tried before the Down Justice of the Peace

Bylaws Contd.

the same fees and allowances as by law made and provided for constables in similar cases but in no case shall the Down be liable for any costs in

Duties of Marshal

Duties of Marshal

See page 28<sup>th</sup> of Supplement to Vol I Gavin Ford

same as Constable

The Marshals of the Down shall possess the powers, and be subject to the liabilities possessed and conferred upon Constables, by law; in executing the orders of the Trustees or enforcing the by laws and ordinances of this Down

It shall be the duty of the Marshal to act as conservator of the peace and apprehend and take, forthwith, before the nearest Justice, all who violate the law in his presence; and then charge them with such violation on oath, and in case he makes any such arrests when it is not convenient for the Justice to hear such complaint he may without writ or order of commitment confine the persons so guilty and arrested, in the Down Jail until it is convenient for such Justice to hear said complaint when they shall take such persons before the same, and make or cause to be made the proper affidavit or complaint, against such person, as they should have done if such Justice's court could have been held at the time such arrest was made.

Exceptions

Provided however that no person so arrested by said Marshal or

## Bylaws Court

when bond is tendered Police force shall be confined and kept in such Jail, if, at the time of such arrest, or at any time afterwards, such person shall enter into a recognizance with responsible securities, in such reasonable amount of penalty, as the nature of the offence, and the punishment provided, may require, payable to the State of Indiana, if the arrest is made for violation of the criminal or penal laws of the State, and to the Town of New Haven, if made for violation of the a penal Ordinance of the Town; conditioned that such persons shall be and appear before such Justice's Court at its first sitting thereafter, to answer such affidavit or complaint as may be made against him by reason of the offence committed by such person, and to abide the order and judgement of such Justice's Court therein, which bond the Marshal of the Town is authorized to take and approve.

Marshals duties regard Road Labor Day Ord. No 18. The duties of Marshal in relation to the working out the Road Labor Day are fully set forth in Ordinance No 18 of the Ordinances of the Town of New Haven, entitled "An Ordinance prescribing the time and the manner in which Road Labor Day shall be performed. Passed June 1<sup>st</sup> 1870.

## Bylaws Court

Town Jail,

Law governing  
Town Jail  
from  
Act of Legislature  
1867  
Page 28

That the Town of New Haven having erected a prison within the limits of the town, it is lawful to imprison therein persons convicted of offences against the by laws or Ordinances of the Town, or for offences against the penal laws of the State; and also persons charged with offences punishable by indictment or presentment, temporarily, until they can be removed to the County Jail; so far as the same is practical or applicable, the law governing county jails shall be the law governing the Town Jail, but in all cases where it is more convenient to use the county jail it shall be proper and right so to use it,

Street Com-  
missioner's  
duties over  
Streets, Alleys,  
Bridges, and  
Side Walks

The duties of Street Commissioner under the direction of the Board of Trustees shall be, to superintend the Streets, Alleys, Bridges, Market Places, Public Wharfs and Side Walks; the construction, repairing, cleaning and lighting the same; the building of sewers and drains; the purchase of the necessary implements of labor; and the employment of laborers; and all other duties not here described, but incident to his office.

Keep time  
book

He shall keep a regular time book, on which he shall enter the names of each and every person, that he shall employ to do any work or service for the Town, who are paid for

## Bylaws

for such work or service, per day; together with the date of each and every day of such work or service, and the number of hours that each and every person shall be so employed, and shall actually labor for said town, also, the kind and description of the work, and when done, each and every day. Also, to enter his own name upon the time book, with the date, time, where and at what employed, the same as he is required to do of the persons employed by him; and it shall be his duty to file with the town clerk a report of the above description monthly.

*remove obstructions* The Street commissioner shall remove, or cause to be removed, all obstructions to free passage along any of the Streets, alleys, Bridges, gutters or sidewalks of said town, and shall on view, or on complaint, give notice to any person, who may have obstructed, or may be obstructing any of said Streets, alleys, Bridges, gutters or sidewalks, or in any way violating any ordinance prohibiting obstructions in the same; and on failure of such person so to do he shall make immediate complaint thereof to the Justice of the Peace of said town.

*perishable articles to be removed* He shall also remove all loose dirt, filth, rubbish, and other noxious or disgusting substances of any kind, found on any of the streets or alleys of said town, and for the prevention and remedy of which no other direct and positive provisions is or shall have been made; and he may for that purpose employ, at the expense of the town, horses and carts, and he shall report monthly the expenses of such

## Bylaws

cleaning, as is provided for other labor heretofore.

*How Sewers*

*Bridges &*

*culverts shall*

*be built*

*Justice in m*

*own ward*

*and*

*Street Commis*

*shall*

*act as Commit*

*on Streets*

*How Justice*

*to be elected*

*Sec. 94 74*

*Sec. 631*

*Act, 67 57*

*- 38*

*Bond is*

*nowhere re*

*quired in*

*the Statutes*

*of Indiana,*

*for a Town Justice.*

*his Bond to the State should therefore be sufficient.*

Whenever, repairs of Sewers or Bridges shall be requisite, or culverts required to be built or Streets to be graded, or gutters opened said Street Commissioner shall have the same done according to the grades, plans and specifications as established and prepared by the Board of Trustees of said town.

Each Justice of the town, in his own ward together with the Street Commissioner or Town Marshal, as the case may be, shall constitute a committee on Streets etc in such ward; and may prescribe the manner in which all work shall be done, in their own wards; when it is necessary to have such work done before the time of Meeting of the Board of Trustees; and they shall make report of all such work done at the first meeting of said Board hereafter.

At the first meeting of the Board after election, it shall be the duty of said Board to designate the Justice of the Peace who shall take charge of the town Docket, before receiving such Docket it shall be necessary for such Justice of the Peace to give Bonds payable to the State of Indiana with freehold securities to the amount of one thousand dollars.

for a Town Justice.

his Bond to the State should therefore be sufficient.

## By Laws cont.

Fees of The Board of Health shall be allowed the sum  
Board of Health of Two Dollars and fifty cents per day, when  
actually employed in the duties of their office  
and that each meeting of the Board of Health  
not exceeding one half day shall be considered  
as one half day

Clerk & The duties of Clerk in relation to the Sinking Fund  
sinking fund of the Town are fully set forth in Ordinance No  
24 of the Ordinances of the Town of New Haven  
Page 190 of this Book

Treasurer & The duties of Treasurer in relation to the Sinking  
sinking fund Fund of the Town are fully set forth in Ordinance  
No 24 of the Ordinances of the Town of New Haven  
Page 190 of this Book.

duties of The duties of the Board of Health are fully  
Board of Health set forth in ordinance No 25 of the ordinances  
of the Town of New Haven to be found on  
Page 193 of this Book - Also in the first  
Volume of Garin and Woods Statutes of the  
state of Indiana page 624 Section XXII.  
Fourth power of the Board of Trustees of said  
Town of New Haven.

J. B. Schmelker  
Pres of Board of Trustees

Attest:

Allan H. Dugall  
Town Clerk

*Book of*  
*Ordinances*  
*for the*  
*Town of New-Haven*

## Ordinance No. 1

An ordinance to regulate & license the sale of intoxicating  
or spirituous liquors

(Approved Oct 26 1866)

Section 1<sup>st</sup> Be it ordained by the board of trustees of the  
Town of New Haven, that it shall not be lawful for any person or  
persons to sell or barter, directly or indirectly any intoxicating  
liquor by a less quantity than a quart at a time, within the town  
limits without first procuring a license therefor from said board.

Included Section 2<sup>nd</sup> - Before procuring license it shall be necessary for such  
Nov 13 1867 applicant to pay to the town Treasurers the sum of Five Dollars  
see Ord. 12 as a fee for license for one year.

page 164  
Read Don  
Penalty Section 3<sup>rd</sup> Any person or persons not being licensed according  
to the provisions of this ordinance who shall sell or barter  
directly or indirectly any intoxicating liquor, in a less quantity  
than a quart at a time shall on conviction be fined in not  
less than Five or more than Ten Dollars for each and every  
offence - with cost of prosecution.

C. T. Dollinger President

Read Approved & Signed  
in open council this 26<sup>th</sup>  
day of October 1866

Alvan H. Douglass  
Town Clerk

# Ordinance No 2

An ordinance to regulate and license the exhibition of Theaters, Circuses, or other performances licensable.  
(Approved Oct 26 1866)

Shows etc. Section 1<sup>st</sup> Be it ordained by the board of trustees of the Town of New Haven, that it shall be unlawful for any person or persons to exhibit or participate in exhibiting within the limits of said town, for any payment or reward charged demanded or received; any Theater, Circus or other performance licensable without procuring a license therefor from said board.

License One To Ten dollars Section 2<sup>nd</sup> Before procuring license it shall be necessary for such Applicant for license to pay to the Town Treasurer the sum of not less than one or more than five dollars (at the discretion of the board) as a fee for each and every day such Theater, Circus, or other performance licensable is exhibited in said town.

Penalty Section 3<sup>rd</sup> Any person or persons not being licensed according to the provisions of this ordinance, who shall exhibit or participate in exhibiting within the limits of said town any Theater, Circus, or other performance licensable shall on conviction for every such offence be fined in any sum of not less than one or more than ten dollars with cost of prosecution.

Attest  
 Allan H. Doyall  
 Town Clerk

L. T. Hollinger  
 President

# Ordinance No 3

An ordinance declaring what are offences  
(Approved Oct 26 1866)

Section 1<sup>st</sup> Be it ordained by the board of trustees of the Town of New Haven, that it shall be unlawful for any person or persons to fire or discharge any common gun, fowling piece, pistol or firearm of any description, or to fire explode or set off any description of squib, cracker, rocket or any other thing containing powder, or any combustible or explosive material, within the limits of said town, except on prescribed holidays or by written permission from said board, which permission shall limit the time of firing.

Section 2<sup>nd</sup> It shall be unlawful for any person or persons on the Sabbath day or night, to keep open any saloon, bar or place where intoxicating drinks are or may be kept, or to sell retail or give away any intoxicating drinks on the sabbath day or night.

Section 3<sup>rd</sup> It shall be unlawful for any person or persons to be found drunk, or in a state of intoxication in any high way, street or thoroughfare, or public place within the limits of the town or in any private house or place to the annoyance of any citizen or person whatsoever.

Section 4<sup>th</sup> It shall be unlawful for any person or persons to make any noise disorder or tumult, to the disturbance of the peace of the town or to the annoyance of any of its inhabitants or to permit such noise, disorder, or tumult to be made in or about his, her or their house or premises.

Section 5<sup>th</sup> Any person or persons who shall violate any or either of the provisions of this ordinance, or any section or clause of any section, or who shall neglect or fail to comply with any or either of the requirements thereof shall on conviction forfeit and pay a fine of not less than one or more than ten dollars with cost of prosecution.

Adm'd March 3 1869 See Ordinance No 13 Page 165

Attest  
 Allan H. Doyall  
 Town Clerk

L. T. Hollinger  
 President

Ordinance 4<sup>th</sup>

An Ordinance, for the protection of Streets Alleys side walks etc  
(Approved Nov 5<sup>th</sup> 1866)

Obstructing Section 1<sup>st</sup> Be it ordained by the board of trustees of the Town of  
Side walks New Haven, that it shall be unlawful for any person or persons to  
place or keep upon, or suffer to be placed or kept upon any sidewalk  
in said town, any goods, wares or merchandise, boxes, barrels, lumber  
timber firewood coal or other substance or materials whatsoever  
without leaving a passage way clear of at least six feet for foot  
passengers, nor shall they suffer such encumbrances to remain  
thereon for a longer space of time than five hours

Amended Section 2<sup>nd</sup> It shall be unlawful for any person or persons to  
March 3<sup>rd</sup> ride, use, or drive any horse wagon sled sleigh or other ve-  
See Page- hicle, on, over, or across any sidewalk within the limits of  
165. said town

Ordinance Section 3<sup>rd</sup> It shall be unlawful for any person or persons at any  
No 13 time to fasten any horse or horses, in such a way that the horse  
vehicle reins or lines shall be an obstacle to the free use of the  
sidewalk

Section 4<sup>th</sup> All street crossings in the town shall be kept and  
manned free from all sleighs wagons, carts, carriages or other vehicles  
and horses or other animals being placed or suffered to stand thereon  
except so far as may be necessary in crossing the same and the owner  
or driver of any sleigh, wagon, cart, carriage or other vehicle, or  
horse, or other animals offending therein shall be subject to the  
penalty herein after prescribed for violation of the provisions of this ordinance

Obstructing Section 5<sup>th</sup> It shall be unlawful for any person or persons to encumber  
with dirt or other public place in the town, by placing therein or thereon  
rubbish any chips, dirt, refuse, ashes trimmings of trees or other rubbish or by digging or  
taking up any earth paving plank or gravel belonging to or forming a part  
of any street, alley, sidewalk or other public place within said town.

Penalty Section 6<sup>th</sup> Any person who shall violate any or either of the re-  
quirements of this ordinance or any section or clause of any section of this  
ordinance, or who shall fail to comply with any of the provisions thereof  
shall on conviction pay a fine of not less than one or more  
than ten dollars with cost of prosecution. C. D. Collins, Pres.

Street  
Dugan  
Town Clerk

Ordinance No 5<sup>th</sup>

An Ordinance, ordering side walks to be built in town  
(Approved March 4<sup>th</sup> 1867) (Repealed March 13<sup>th</sup> 1867)

Ordinance No 6<sup>th</sup>

An Ordinance, requiring side walks to be built  
along certain streets - (Approved March 13<sup>th</sup> 1867)  
(Amended June 27<sup>th</sup> 1867)

It read,

Sidewalks  
ordered

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of  
the Town of New Haven, that public convenience requires  
that the sidewalks of the following named streets in the  
Town of New Haven should be graded, and plank, or  
covered with gravel. It is hereby ordered, that the owners  
of lots adjoining each street shall grade, and plank or  
cover the sidewalks with gravel.

- From corner of State and main streets of Regis factory  
along the N. and S. sides of Main to Broadway.

- From S. end of Broadway (railroad) N. along E. and  
W. sides of Broadway to Powers.

- From corner of Broadway and Powers E. along  
N. and S. sides of Powers to Ann. (A. Lolo's residence)

- From corner of Powers and Ann N. along E. and W. side  
of Ann to Catholic church.

- From corner of Broadway and Avenue E. along N.  
side of Avenue to Lutheran church.

- From corner of Broadway and Summit E. along  
N. side of Summit to Green Street, (Pacors residence)

- From corner of Broadway and Middle (New  
Haven Hotel) E. along N. and S. sides of middle to  
Chew (W. Binger's Residence)

Section 2<sup>nd</sup> The grade for sidewalks shall be given  
in said town by the Street Commissioner until a  
permanent grade shall be established. The width of  
sidewalks shall be six (6) feet to be built of good  
Oak plank two inches in thickness, well laid together  
or gravel of a depth of at least six inches, sidewalks



## Ordinance No. 8

Ordinance setting forth that Fines & Costs to be satisfied by labor

(Approved May 28<sup>th</sup> 1864)

*Fines & Costs* Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, That in all cases when any person or persons shall be fined by any Justice of the Peace for the violation of any Town Ordinance, or otherwise, shall in default of payment or reply of such judgment and costs (unless the same be a female) be adjudged and required to pay the same by manual labor on the streets or other public works in said town, for which labor said defendant shall be allowed, on such judgment and costs, seventy five cents per day.

*on Street* Section 2<sup>nd</sup> It shall be the duty of the Justice of the Peace when any case shall occur, as provided in the first section of this ordinance, and when such defendant shall neglect or refuse to pay or reply the said judgment and costs, so rendered by the Justice of the Peace, to make out an order directed to the street commissioner or marshal, to take charge of such defendant, and cause the same to labor on the streets or public works in said town, until he shall have paid the whole amount of the judgment and costs which same shall be set out in order, signed by the Justice of the Peace.

*75 a day* Section 3<sup>rd</sup> In all cases, where an order is issued as provided in the second section of this ordinance, the street commissioner or marshal shall require the whole amount of said judgment and costs, as set out in said order, to be worked out in accordance with the judgment and order of said Justice of the Peace, giving the defendant credit for the time so by him worked, at the rate of seventy five cents per day, at eight hours for a day.

Ordinance No 8 Cont<sup>d</sup>

Section 4<sup>th</sup> In all cases where it shall become necessary for the safe keeping of any defendant, it shall be lawful for the officer having such defendant in charge while working on the street or other public improvements of said town, to use on such person a chain and ball, in such a manner as to prevent his escape.

Ball & chain  
may be used

Section 5<sup>th</sup> Such defendant while working such judgment and costs, shall be boarded by the city, and shall be lodged each night of such service in the town jail, at the cost of the town.

lodged in  
jail

Section 6<sup>th</sup> Any person or persons who shall in any manner interfere with the duties imposed by any officer by the provisions of this ordinance shall be fined in any sum not to exceed Ten (10) dollars and costs of prosecution.

Attest

Alvan H. Dwyer  
Town Clerk

A. H. Hollings  
President

## Ordinance No 9

An Ordinance defining what are offences.  
(Approved May 28 1867)

Section 1<sup>st</sup> Be it ordained by the board of trustees of the Town of New Haven, that no person shall urinate or bathe in the canal, or any stream, within the town limits during daylight.

Section 2<sup>nd</sup> It shall be unlawful for any person or persons to appear in public in a state of nudity, or in a dress not belonging to his or her sex, or in any indecent or lewd dress or to make any indecent exposure of his or her person.

Section 3<sup>rd</sup> It shall be unlawful for any person or persons on the first day of the week commonly called Sunday, to fish in the canal, to be engaged at common labor, or at their usual avocations within the limits of the town.

Section 4<sup>th</sup> Any person or persons who shall violate any or either of the provisions of this ordinance or any section, clause or provision of any section of this ordinance shall on conviction forfeit and pay a fine of not less than one or more than ten (10) Dollars with costs.

Attest:  
L. T. Dollinger, President  
Allan H. Dowall  
Town Clerk

Amended March 29 1867 Ordinance No 13 Page 160

See Ordinance  
No 25.

## Ordinance No 10

An ordinance regulating the cleaning of Streets, alleys  
(Approved June 27 1867)

Section 1<sup>st</sup> Be it ordered by the Board of Trustees of the Town of New Haven, that it shall be the duty of all owners or occupants of real estate within the Town to keep the Streets and alleys bordering on the property owned or occupied by them free from all obstructions, filth, manure, or other putrid or perishable matter whatsoever.

Section 2<sup>nd</sup> Whenever any street or alley in said Town is not kept clean, and free from all filth, manure or other putrid or perishable matter, it shall be the duty of the Street Commissioner to serve or cause to be served a written notice on the owner or occupant bordering on said unclean street or part thereof, that unless said owner or occupant, within two days from the time of receiving said notice - cause or procure said street or alley or part thereof to be thoroughly cleaned, the same will be done by the Town of New Haven, at the cost and expense of said owner or occupant.

Section 3<sup>rd</sup> Whenever the owner or occupant of real estate in said Town, shall be required, and notified as aforesaid, to cleanse any street or alley bordering upon any real estate owned or occupied by him it shall be the duty of said owner or occupant to cause the said improvement to be made in the manner and within the time specified in said notice.

Section 4<sup>th</sup> In case the owner or occupant fail or refuse to comply with said requirements, the Street Commissioner shall cause the work to be done and shall then report to the Board of Trustees the amount of said expenditure, giving a description of the lots and other premises liable therefor and

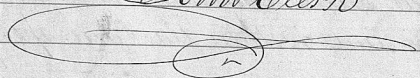
## Ordinance No 10 Contd

the amount for which each is chargeable, The Board of Trustees shall thereupon assess the said expenditures by resolution, upon such lots respectively. Thereupon the Town Treasurer shall demand payment therefor, from the several parties against whom said assessments shall be made. In case any of the owners of the lots so assessed, shall fail or refuse for the space of twenty days after the date of the assessment by the Board of Trustees, to pay the amount thereof due by such person to said Town, the amount of such assessment and the damages incurred thereby, shall be a lien on such lot or premises and may be enforced in any court of competent jurisdiction, by an action in name of the corporation.

Penalty,

Section 5<sup>th</sup> Any person or persons who shall refuse or neglect to comply with the provisions of this ordinance, shall be fined not less than one or more than ten (10) dollars with costs of prosecution in addition to the expense incurred in removing or clearing the same.

W. Zollinger President

Attest  
Mau H. Dougall  
Town Clerk


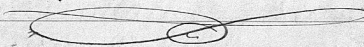
## Ordinance No 11

Preamble and resolution annexing Greens addition to the Town of New Haven  
(Passed Sept 2<sup>nd</sup> 1867)

Annexing  
Greens  
Addition

Preamble - Whereas by the 50<sup>th</sup> section of an act entitled an act for the incorporation of Towns the Trustees of New Haven are authorized whenever there shall be lots laid off and platted adjoining said Town, and a record of the same is made and recorded in the Recorder's office of Allen County to extend the boundary of said Town so as to include such lots -

Resolution - Therefore be it resolved by the Trustees of the Town of New Haven Allen Co Ind that the plat of Greens addition to the Town of New Haven as the lots are designated upon the plat of said addition and recorded in the Recorder's office of the County of Allen, State of Indiana, be and the same are hereby declared to be under the corporation limits of said Town, and to be in the boundary and jurisdiction thereof and the inhabitants residing thereon, and owners thereof shall be subject to all the laws and regulations and entitled to all the privileges of said corporation.

Attest  
Mau H. Dougall  
Town ClerkW. Zollinger  
President


## Ordinance No 121

An ordinance to amend the second section of an ordinance entitled, "An ordinance to regulate and license the sale of Intoxicating or Spirituous liquors Approved Oct 26<sup>th</sup> 1866

Approved Nov 13<sup>th</sup> 1867

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that section two of said last mentioned ordinance which reads as follows - to wit.

"Section 2<sup>d</sup> Before procuring license it shall be necessary for such applicant to pay to the Town Treasurer the sum of Five Dollars as a fee for license for one year. Be amended so as to read as follows - to wit.

Section 2<sup>nd</sup> Before procuring license it shall be necessary for such applicant to pay to the Town Treasurer the sum of Ten Dollars as a fee for license for one year

C. Hollings  
President of Board

Attest  
Allen H. Douglass  
Town Clerk

## Ordinance No 123

An ordinance defining what are offenses and the punishment therefor also repealing all ordinances heretofore passed relating to the subject or inconsistent with any of the provisions of this ordinance.

(Approved March 3<sup>rd</sup> 1869)

Vagrants Section 1 Be it ordained by the Board of Trustees of the Town of New Haven that all persons within the limits of the Town of New Haven, who not having visible means to maintain themselves, are without employment, idly loitering or rambling about or staying in groceries, drinking saloons, houses of ill-fame, gambling houses, or railroad depots, or who shall be found trespassing in the night time upon the private premises of others, or begging or placing themselves in the streets or other thorough-fares, or public places to beg or receive alms: also keepers, exhibitors or visitors at any gaming table, gambling houses, house for fortune telling, places for cock fighting, or other places of device, and all persons who go about for the purpose of gaming, or who shall have in their possession, any article or thing used for obtaining money under false pretences, or who shall disturb any place where public or private schools are held, either on week day or Sabbath, or any place where religious worship is held, shall be deemed a Vagrant and upon conviction shall be fined in a sum not less than one (1) Dollar nor exceeding Ten (10) Dollars with costs,

## Ordinance No 13 Court

*Gaming* Section 2<sup>nd</sup> It shall be unlawful for any person to practice any trick, game or device, with intent to cheat or defraud any other person out of any money, property, or other valuable thing

*Swimming* Section 3<sup>rd</sup> It shall be unlawful for any person to swim or bathe in any Creek or canal within the town limits during daylight

*Disorderly Conduct* Section 4<sup>th</sup> It shall be unlawful for any person to make any noise, dig order, or tumult, to the disturbance of the peace of the town, or to the annoyance of any of its inhabitants, or to permit such noise, disorder or tumult, to be made in, or about his, her, or their house or premises

*Drunk* Section 5<sup>th</sup> It shall be unlawful for any person to be found drunk, or in any state of intoxication in any highway, street or thoroughfare, or public place within the city, or in any private house or place, to the annoyance of any citizen or person

*Tumult* Section 6<sup>th</sup> It shall be unlawful for three or more persons to do an act in a violent and tumultuous manner

*Riot* Section 7<sup>th</sup> It shall be unlawful for three or more persons to meet together to do an unlawful act upon a common cause, and to make advances towards the commission thereof.

*Assault and Battery* Section 8<sup>th</sup> It shall be unlawful for any person in a rude insolent, or angry manner unlawfully to touch, strike or beat another

## Ordinance No 13 Court

*Provocate Assault* Section 9<sup>th</sup> It shall be unlawful for any person, by words, signs or gestures to provoke or attempt to provoke another to commit an assault, assault and battery, or other breach of the peace

*Attempt Assault* Section 10<sup>th</sup> It shall be unlawful for any person to make an attempt, coupled with the present ability to commit a violent injury on the persons of another.

*Fighting* Section 11<sup>th</sup> It shall be unlawful for two or more persons, by agreement to fight in any public place or private place within the limits of the town

*Cruelty to animals* Section 12<sup>th</sup> It shall be unlawful for any person to inhumanly, unmercifully or cruelly beat, injure or otherwise abuse any dumb animal or over load any team

*Indecent Exposure* Section 13<sup>th</sup> It shall be unlawful for any person to appear in public in a state of nudity, or in a dress not belonging to his or her sex, or in any indecent or lewd dress, or to make any indecent exposure of his or her person,

*Swearing* Section 14<sup>th</sup> It shall be unlawful for any person to commit any indecent, immodest, lewd or filthy act or utter or speak any bawdy, lewd or filthy words

*Obscene Prints* Section 15<sup>th</sup> It shall be unlawful for any person to expose to view, in any street or public place any obscene print, picture or other indecent exhibition,

*Swearing* Section 16<sup>th</sup> It shall be unlawful for any person to perform any indecent, immoral or lewd play or other representations.

## Ordinance No 13 Contd.

*Selling obscene prints* Section 17<sup>th</sup> It shall be unlawful for any person to sell or utter, or cause to be sold or uttered, any lewd, scandalous or obscene print or paper whatsoever.

*Keep. House of ill fame* Section 18<sup>th</sup> It shall be unlawful for any person to keep or maintain, or be an inmate of or in any way contribute to the support of any disorderly house, or house of ill fame, or bad repute, or be interested as proprietor or landlord of any such house.

*Disorderly House* Section 19<sup>th</sup> It shall be unlawful for any person to keep a disorderly or gaming house within the limits of the town.

*Gaming instruments* Section 20<sup>th</sup> It shall be unlawful for any person to have, keep or permit to be used in any building or place within the town, any instrument, device or thing used for gambling, whereon, or with which money, liquor or other articles shall be played for.

*Runners or Pimps, for House of ill Fame* Section 21<sup>st</sup> It shall be unlawful for any person to frequent, visit, be an inmate of, doorkeeper, runner, solicitor, agent, abettor, or pimp of or for any house store, grocery, ballroom, or any other place where are kept any instrument, device or thing used for gambling, whereon or with which money, liquor or other articles shall be played for, and for the purpose of carrying out the provisions of this and the preceding section, the marshal of this town may seize any instrument, device, or thing used for the purpose of gaming, or by, on or with which money or other articles of value may be lost or won and he may destroy such instruments; and if the owner or keeper of any gambling house or room, or other

## Ordinance No 13 Contd.

place, where gaming is carried on, or any disorderly house, or house of ill fame, shall refuse to permit the Marshal to enter the same, it shall be lawful for him to enter, or cause to be entered, by force, by breaking the doors or other wise, and to arrest, with or without warrant, all suspicious persons found therein.

*Common prostitute* Section 22<sup>nd</sup> It shall be unlawful for any common prostitute to wander in the public streets, or in any place of public resort, and behave in a vicious or indecent manner.

*Harboring prostitute* Section 23<sup>rd</sup> It shall be unlawful for any person to harbor or keep about his or her premises, any prostitute and permit her to follow a lewd course of life.

*Associating with* Section 24<sup>th</sup> It shall be unlawful for any person knowingly or designedly to associate, or keep company with any common prostitute or woman of ill fame.

*Begging* Section 25<sup>th</sup> It shall be unlawful for any person to wander in the public streets, or any place of public resort to beg or gather alms, or cause, or procure, or encourage any child or children to do so within the town limits.

*Play or Bet* Section 26<sup>th</sup> It shall be unlawful for any person to play or bet, in any public street, alley, or place of public resort, at or with any table, instrument or device for the purpose of gaming.

*Play or Bet at game* Section 27<sup>th</sup> It shall be unlawful for any person to play or bet at or upon any game of chance or either lose or win any article of value.

Section 28<sup>th</sup> It shall be unlawful for any person

## Ordinance No 13 Court

Carrying  
Tools in  
Pockets  
to have in his possession or custody any Pick-lock  
key, crow, jack, or other implement with intent  
feloniously to break into any dwelling house  
Warehouse Coach house, stable or out building  
or to be armed with any gun, pistol, bludgeon or  
other offensive weapon, or to have upon him  
any instrument to commit any felonious act.

Injuring to  
Property  
Section 29<sup>th</sup> It shall be unlawful for any  
person to injure or cause to be injured, or wrongfully  
or maliciously to injure or cause to be injured  
any public or private property, or shade or orna-  
mental tree or the box or protection around the  
same, planted in any street or public ground  
of the town

Obstructing  
Street etc  
Section 30<sup>th</sup> It shall be unlawful for any  
person to erect, place, or continue, or cause to be  
erected, placed or continued, any private dwelling  
house or other building, fence, or other structure in  
or upon or projecting into or upon any public  
ground, common, street, alley or sidewalk of the  
town

Throwing  
Stones etc,  
Section 31<sup>st</sup> It shall be unlawful for any person  
to throw or cast any stone, or other missile upon  
or at any building, tree or other public or private  
property, or upon or at any person, in any street  
avenue, alley, lane, public place, or enclosed or  
unenclosed grounds in the town, or aid or  
abet the same.

Cellar Doors  
etc,  
Section 32<sup>nd</sup> It shall be unlawful for any  
person to keep or leave any cellar door, or opening  
of any vault, on any street or sidewalk, or shall  
suffer the same left or kept open, or who shall

## Ordinance No 13 Court

suffer any sidewalk, in front of his premises,  
to become or continue so broken as to endanger  
life or limbs.

Obstructing  
Street Crossing  
Section 33<sup>rd</sup> It shall be unlawful for any  
person having the care or control of any conveyance,  
cart, wagon, carriage, buggy or other vehicle, or  
for any person on horseback to allow or cause  
the same to be stopped, or to stop, over, across  
or on any street crossing, foot path or sidewalk  
on any street or alley of the town

Hitching  
Horses to  
Trees etc,  
Section 34<sup>th</sup> It shall be unlawful for any person  
to hitch any horse or other animal, without securing  
the same so that it cannot go upon or over any  
side walk within the town, or to hitch any animal  
to any shade or ornamental tree, awning post or  
lamp post in said town

Posting Bills  
without  
Permission  
Section 35<sup>th</sup> It shall be unlawful for any person  
to post or cause to be posted, on any public or private  
wall, fence, or other structure, any invited advertise-  
ment, bill or notice whatever, without the permission  
of the owner or person having control of the same

Scraming down  
bills  
Section 36<sup>th</sup> It shall be unlawful for any person  
to pull down, deface or destroy any written or  
printed notice, advertisement or bill, posted up at  
any place in the town, which notice advertise-  
ment or bill has been so posted by permission of  
the owner or person having control of the same

Exhibiting  
Stations  
etc,  
Section 37<sup>th</sup> It shall be unlawful for any person  
within the limits of the town, publicly to exhibit  
any station jack or pull, or to have, cause or

## Ordinance No 13 Court

Carrying  
Tools in  
Pockets  
to have in his possession or custody any Pick-lock  
key, crow, jack, or other implement with intent  
feloniously to break into any dwelling house  
Warehouse Coach house, stable or out building  
or to be armed with any gun, pistol, bludgeon or  
other offensive weapon, or to have upon him  
any instrument to commit any felonious act.

Injuring to  
Property  
Section 29<sup>th</sup> It shall be unlawful for any  
person to injure or cause to be injured, or wrongfully  
or maliciously to injure or cause to be injured  
any public or private property, or shade or orna-  
mental tree or the box or protection around the  
same, planted in any street or public ground  
of the town

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Street etc  
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or upon or projecting into or upon any public  
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Throwing  
Stones etc,  
Section 31<sup>st</sup> It shall be unlawful for any person  
to throw or cast any stone, or other missile upon  
or at any building, tree or other public or private  
property, or upon or at any person, in any street  
avenue, alley, lane, public place, or enclosed or  
unenclosed grounds in the town, or aid or  
abet the same.

Cellar Doors  
etc,  
Section 32<sup>nd</sup> It shall be unlawful for any  
person to keep or leave any cellar door, or opening  
of any vault, on any street or sidewalk, or shall  
suffer the same left or kept open, or who shall

## Ordinance No 13 Court

suffer any sidewalk, in front of his premises,  
to become or continue so broken as to endanger  
life or limbs.

Obstructing  
Street Crossing  
Section 33<sup>rd</sup> It shall be unlawful for any  
person having the care or control of any conveyance,  
cart, wagon, carriage, buggy or other vehicle, or  
for any person on horseback to allow or cause  
the same to be stopped, or to stop, over, across  
or on any street crossing, foot path or sidewalk  
on any street or alley of the town

Hitching  
Horses to  
Trees etc,  
Section 34<sup>th</sup> It shall be unlawful for any person  
to hitch any horse or other animal, without securing  
the same so that it cannot go upon or over any  
side walk within the town, or to hitch any animal  
to any shade or ornamental tree, awning post or  
lamp post in said town

Posting Bills  
without  
Permission  
Section 35<sup>th</sup> It shall be unlawful for any person  
to post or cause to be posted, on any public or private  
wall, fence, or other structure, any invited advertise-  
ment, bill or notice whatever, without the permission  
of the owner or person having control of the same

Scraming down  
bills  
Section 36<sup>th</sup> It shall be unlawful for any person  
to pull down, deface or destroy any written or  
printed notice, advertisement or bill, posted up at  
any place in the town, which notice advertise-  
ment or bill has been so posted by permission of  
the owner or person having control of the same

Exhibiting  
Stations  
etc,  
Section 37<sup>th</sup> It shall be unlawful for any person  
within the limits of the town, publicly to exhibit  
any station jack or pull, or to have, cause or

## Ordinance No 3 Contd.

suffer any such animal publicly to cover any manes or corn therein

Molesting Officer Section 38<sup>th</sup> It shall be unlawful for any person to assist or molest any town officer, in the execution of his official duty.

Personating Officer Section 39<sup>th</sup> It shall be unlawful for any person falsely to personate the marshal, or any other officer of the Town or to wear or display any badge pertaining to any officer of said Town.

Religious Worship Section 40<sup>th</sup> It shall be unlawful for any person to make any disquiet, or disturb any congregation or assembly met for religious worship, by making a noise, or by rude and indecent behavior, or by profane discourse, within their place of worship, or so near the same, as to disturb the order and solemnity of the meeting.

Selling Liquor Section 41<sup>st</sup> It shall be unlawful for any person on the Sabbath day or night, to keep open any distilling house, or to keep open any bar or place where intoxicating drinks are or may be kept or to sell or retail any intoxicating drinks on the Sabbath day or night, or to keep an ill-governed or disorderly common house.

Fishing, Mowing etc Sunday Section 42<sup>nd</sup> It shall be unlawful for any person on the first day of the week commonly called Sunday, to fish in the Canal, to be engaged at common labor or at their usual avocations within the limits of the Town.

Firing, Gun etc or any description of fireworks Section 43<sup>rd</sup> It shall be unlawful for any person to fire or discharge any common gun, fowling piece, pistol or firearms of any description, or fire, explode or set off, any squib cracker, or any thing

## Ordinance No 3 Contd.

containing powder, or other combustible or explosive material without permission from the Board of Trustees, or written permission from the president of said Board, which permission shall limit the time of firing, and shall be subject to be revoked at any time, by the authority governing it.

Repealing clause Section 44<sup>th</sup> All ordinances of the Town of New Haven, heretofore passed in relation to the subject matter of or inconsistent with any of the provisions of this ordinance be, and the same are hereby repealed.

Penalty Section 45<sup>th</sup> Any person who shall violate any or either of the provisions of this ordinance, or any section, clause, or provision of any section of this ordinance, or who shall fail or neglect, to comply with any of the requirements thereby, shall on conviction forfeit and pay a fine of not less than one or more than ten Dollars with costs of prosecution.

J. B. Schmelker  
Pres. of Board of Trustees

Attest:

Allan H. Douglass  
Town Clerk

## Ordinance No 14

Preamble and Resolutions annexing Peque's addition to the town of New Haven

(Passed April 27<sup>th</sup> 1869)

Beque's Addition Annexed Preamble. - Whereas by the fiftieth Section of an act entitled an act for the incorporation of towns provides that whenever there shall be lots laid off and Platted adjoining the town of New Haven and a record of the same is made in the Records Office of Allen County, The Trustees of said town may by a Resolution of their Board extend the boundaries of said town so as to include such lots and the lots thus annexed shall thereafter form a part of such town and be within the jurisdiction thereof.

Therefore

Be it Resolved by the Board of Trustees of the town of New Haven that those lots, streets and alleys known and designated as John Peque's Addition to the town of New Haven be, and the same is hereby declared to be annexed to and to be a part of said town of New Haven, and the boundary of said town is hereby extended so as to include all such lots and the jurisdiction of the town to extend over the same

B. Schmelker  
Pres. of Board of Trustees

Attest:

Allan H. Dougall  
Town Clerk

## Ordinance No 15

An Ordinance to License and Regulate Auctioneers and auction establishments and the Penalty for violation of the same

(Passed June 9<sup>th</sup> 1869)

Auctioneers License Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the town of New Haven, that it shall not be lawful for any auctioneer, or other person to sell, offer or cry for sale at public auction any goods chattles personal property, merchandise, or other articles of value within the town limits without first procuring license  
Section 2<sup>nd</sup> Any person who may wish to obtain a license to sell at auction, shall apply in writing to the clerk for the same setting forth the character of the goods, and the place of business, and in no case shall said License be transferable

Five dollars Section 3<sup>rd</sup> Before procuring license every such person shall pay for the use of the town the sum of Five Dollars and Fees for three months  
Penalty Section 4<sup>th</sup> Any Person or Persons who shall sell, offer or cry for sale at auction, in said town, any goods chattles personal property merchandise or other articles of value whatsoever, except under and by virtue of legal process, without first procuring license therefor shall on conviction forfeit and pay for each offence the sum of not less than Five or more than Ten Dollars with costs of prosecution

Attest:

Allan H. Dougall  
Town Clerk

J. B. Schmelker  
Pres. of Board of Trustees

## Ordinance No 16

An Ordinance, requiring sidewalks to be built along Main and Powers Streets

(Passed Oct 6<sup>th</sup> 1869)

sidewalks  
ordn.

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that Public convenience requires that the sidewalks of the following named Streets in the Town of New Haven should be graded and planked or covered with gravel. It is hereby ordered, that the owners of lots adjoining ~~said~~ Streets shall grade and plank or cover the sidewalks with gravel. From South East corner of Main and Broadway East along South Side of Main to Emily Street. From South East corner of Powers and Broadway East along South side of Powers to Ann Street.

Section 2<sup>nd</sup> The Grade of said sidewalks shall be the height of the crown of the Street in front thereof. The width shall be six (6) feet to be built of good oak plank two (2) inches in thickness well ties to gutter or of gravel of a depth of at least six (6) inches, sidewalks to be completed on or before the 1<sup>st</sup> day of November 1869.

Section 3<sup>rd</sup> Any person who shall violate any or either of the provisions of this ordinance, or who shall fail or neglect to comply with any or either of the requirements thereof shall on conviction forfeit and pay a fine of not less than One (\$1) or more than Ten (10) Dollars with Cost of prosecution.

J. B. Schmelker  
Pres of Board of Trustees

Attest:

Allan A. Doucalle  
Town Clerk

## Ordinance No 17

An Ordinance for the protection of Swing Bridges and other Bridges within the Town and the punishment for the violation thereof.  
Passed May 3<sup>rd</sup> 1870

Protection  
of Bridges

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that it shall be unlawful for any person or persons to maliciously or mischievously injure or cause to be injured, whittled or otherwise defaced any Bridge or other public property within the Town of New Haven.

\$5.00 fine  
juster than  
a walk

Section 2<sup>nd</sup> It shall be unlawful for any person or persons to ride, lead, or drive, any wagon, carriage, dray, cart, or other conveyance, or any horse, mare, or other animal, over or across any of the Bridges within the limits of the Town of New Haven at a faster gait than a common walk.

Securing  
Swing Bridge  
open

Section 3<sup>rd</sup> It shall be unlawful for any person or persons when passing the Swing Bridge over the Mahash and Erie Canal with any boat or Water craft. To occupy more than ten minutes in such passage, or to suffer or permit such swing bridge to remain open at any time for more than ten minutes, or to open, or keep open the swing Bridge for any other purpose than the passage of a Canal boat or other Water craft.

Section 4<sup>th</sup> It shall be unlawful for any person or persons whether owner, captain or

## Ordinance No 17 Contd.

running  
against  
springing

employee, or any canal boat or other water craft, navigating the Wabash and Erie Canal to run against, or to suffer or permit any canal boat or other watercraft to be run against the Spring Bridge over said canal within the limits of said town.

Penalty Section 5<sup>th</sup> Any person or persons or Captain owner or employee on any canal boat, or other water craft, who shall violate any or either of the provisions of this ordinance, or who shall neglect or fail to comply with any or either of the requirements thereof, - shall on conviction make good any and all damage done to said property and pay a fine of not less than one or more than ten dollars with costs of prosecution,

J. B. Schmelker  
Pres of Board of Trustees

Attest:

Allan H. Duggall  
Town Clerk

## Ordinance No 18

An Ordinance prescribing the time within which and the manner in which Road Labor day shall be performed

(Passed June 1<sup>st</sup> 1870)

Now Road Section 1<sup>st</sup> Be it ordained by the Board of Trustees Labor day of the Town of New Haven that it shall be the duty of the Town Marshal to order out every person in the town liable to work two days upon the public highways, by giving them at least three days notice, as required by the Statute of Indiana; The Marshal shall cause said notice to be either printed or written, and shall insert therein a notice to said persons, that unless they attend and work as required, or pay the sum of one dollar and fifty cents per day in lieu of said work, they will be prosecuted according to law; and it shall be the duty of said Marshal, within ten days, after the service of said notice, to so prosecute all such delinquents.

Section 2<sup>nd</sup> The Marshal shall report every month to the Board of Trustees the names of all persons who have worked during the month, also the names of all delinquents. - He shall keep an accurate account of the amount of material used, for the construction or repairing of culverts, bridges etc, and report the same monthly to the Board of Trustees who shall cause the same to be entered on their record

Section 3<sup>rd</sup> Each Trustee in his own ward together with the Town Marshal or Street

## Ordinance No 18 Cont'd

Trustees Commissioner shall constitute a committee on  
 and streets etc. in such ward, who shall prescribe  
 Committee the manner in which all work shall be done  
 on Streets in their own wards. All Road Labor Day  
 shall be worked within the ward where the  
 person liable for the payment thereof shall  
 reside, which labor shall be agreeable to the  
 orders of said committee on Streets

Section 4<sup>th</sup>. The Town Marshal shall order  
 out and require all persons liable to work  
 the said two days upon the public roads, to  
 do and perform said work during the months  
 of May, June, July, August, September and  
 October, in each and every year and the  
 Marshal shall superintend said work in person

Section 5<sup>th</sup>. The Marshal shall in no  
 case hire any street hands to perform any  
 street labor on the streets of the town, until  
 the Road Labor Day has been fully ex-  
 hausted, unless with consent of the Board of Trustees

Section 6<sup>th</sup>. All persons who are liable to perform  
 Street Labor Day may pay the sum of three  
 dollars in lieu of work to the Town Marshal, who  
 shall give such person a receipt therefor which  
 receipt shall be sufficient evidence for the re-  
 lease of such person from the performance of  
 such labor; The Marshal shall keep an account  
 of the money so paid in, giving credit to each  
 Ward and Street therefor

Attest:

J. B. Schmelker  
 Town Clerk  
 Allow It Douglall  
 Pres of Board of Trustees

## Ordinance No 19

An Ordinance establishing the grade of Main  
 Street and part of State Street  
 (Passed August 16 1870)

Section 1<sup>st</sup>. Be it ordained by the Board  
 of Trustees of the Town of New Haven that  
 the following shall be the grade of Main  
 Street, From the present grade of the  
 center of Main Street crossing on the West  
 side of Broadway to the Stone Culvert a  
 regular decline plane of one foot fall being  
 ten feet eight inches (2.8) above the present  
 grade of the lowest point of Street,  
 From said culvert a regular incline plane to  
 the present grade of West Fischer's street cross-  
 ing, From said crossing a regular in-  
 cline plane to one foot and four inches (1.4)  
 above the present grade of center of street in  
 front of Kemman Schmelker's residence near  
 High Street. From said point a regular  
 incline plane to eight (8) inches below the  
 present grade of street in front of Anthony  
 Peugnot's residence.  
 From said point a regular decline plane  
 to two (2) inches above the present grade  
 of the center of the intersection of State  
 and Main Street

Section 2<sup>nd</sup>. The following shall be  
 the grade of part of State Street  
 From two (2) inches above the present  
 grade of the intersection of Main and State  
 Streets a regular decline plane to the present  
 grade of the Rail Road iron

## Ordinance No 19 Contd

Section 3<sup>rd</sup> The width of Road bed shall be thirty six (36) feet from Center to Center of ditch ditches to be two feet deep, and equally distant from the fences on each side of Street. Slope of ditch towards sidewalks to be forty (40) degrees. Sidewalks to be eight feet wide and the same grade as center of Street.

repealing Cause. Section 4<sup>th</sup> All Ordinances of the Town heretofore passed relating to the subject matter of or inconsistent with the provisions of this Ordinance in and the same are hereby repealed so far as the Streets and sidewalks herein mentioned are concerned.

J B Schmelker  
Pres of Board of Trustees

Attest:

Allan H Dougall  
Town Clerk

## Ordinance No 20

An Ordinance requiring sidewalks to be built along Green Street

Passed June 14<sup>th</sup> 1871

Sidewalks ordered.

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven that public convenience requires that the sidewalks of the following named streets in the Town of New Haven should be graded and plank or covered with gravel. It is hereby ordered that the owners of lots adjoining such streets, shall grade and plank or cover the same with gravel - from the North side of the D. W. & N. R.R. North along East side of Green Street to Summit Street -

Section 2<sup>nd</sup> The grade of said sidewalks shall be the height of the crown of the Street in front thereof. The width shall be six (6) feet, to be of good oak plank two (2) inches in thickness, well laid together, or of gravel of a depth of at least six (6) inches. Sidewalks to be completed on or before the 1<sup>st</sup> day of August 1871.

Section 3<sup>rd</sup> Any person who shall violate any or either of the provisions of this ordinance or who shall fail, or neglect to comply with any or either of the requirements thereof, shall on conviction, forfeit and pay a fine of not less than one or more than ten Dollars with costs of prosecution.

J B Schmelker  
Pres of Board of Trustees  
Attest:  
Allan H Dougall  
Town Clerk

## Ordinance No 21

An Ordinance requiring sidewalk to be built along Chew Street

(Passed August 2<sup>nd</sup> 1871)

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that public convenience requires that the sidewalks of the following named Street in the Town of New Haven, should be graded and planked or covered with gravel, It is hereby ordered that the owners of lots adjoining such Street shall grade and plank or cover the same with gravel. From the North side of O. & N. W. R.R. North along West side of Chew Street to Lower Canal Bridge

Section 2<sup>nd</sup> The Grade of said sidewalks shall be the height of the crown of the Street in front thereof. The Width shall be Six (6) feet, to be of good oak plank two (2) inches in thickness well tied together or of gravel of a depth of at least Six (6) inches; Sidewalks to be completed on or before the 15<sup>th</sup> day of September 1871.

Section 3<sup>rd</sup> Any person who shall violate any or either of the provisions of this ordinance or who shall fail or neglect to comply with any or either of the requirements thereof, shall on conviction forfeit and pay a fine of not less than One or more than Ten Dollars with Costs of prosecution.

Attest

Allan H. Dowall  
Town Clerk.

J. B. Schmelker  
Pres of Board of Trustees

## Ordinance No 22

An Ordinance requiring sidewalks to be built along Green Street

(Passed May 10<sup>th</sup> 1872)

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that public convenience requires that the sidewalks of the following named street in the Town of New Haven, should be graded and planked, or covered with gravel, It is hereby ordered that the owners of lots adjoining such street shall grade and plank or cover the same with gravel.

From the North side of Summit Street North along the East side of Green Street to the old saw mill yard.

Section 2<sup>nd</sup> The Grade of said sidewalks shall be the height of the crown of the street in front thereof, The Width shall be Six (6) feet; to be built of good oak plank two (2) inches in thickness well tied together or of gravel of a depth of at least Six (6) inches Sidewalks to be completed on or before the first day of August 1872.

Section 3<sup>rd</sup> Any person who shall fail or neglect to comply with any or either of the requirements of this ordinance, or who shall violate any or either of the provisions thereof shall on conviction forfeit and pay a fine of not less than one or more than Ten Dollars with costs of prosecution.

Attest:

Allan H. Dowall  
Town Clerk.

J. B. Schmelker  
Pres of Board of Trustees

## Ordinance No 213

An Ordinance to create a Fire Department in the Town of New Haven; to provide the necessary apparatus for the extinguishment of fires; and to provide the means of paying for the same.  
(Passed July 10<sup>th</sup> 1872)

Section 1<sup>st</sup> Whereas a petition has been received by the Board of Trustees of the Town of New Haven signed by the citizen owners of five eighths of the taxable property of the town, asking for the purchase of a good and efficient Hand Fire Engine and other material necessary to constitute a sufficient and complete Fire Department for said Town, and it appearing to the satisfaction of the Board of Trustees of said Town that all matters connected with said petition are legal and in due form,

Therefore; Be it ordained by the said Board of Trustees that public convenience demands the creation of a Fire Department and the purchase of a Fire Engine and other apparatus necessary for the extinguishment of fires in said town: they do hereby order that a Fire Department be created, and a Fire Engine and other apparatus necessary for the extinguishment of fires, be purchased for the use of said Town not exceeding in the aggregate the sum of Thirty Five Hundred (\$3500) Dollars

Fire department created

Fire Engine ordered

How to be paid

## Ordinance No 23 Contd

Section 2<sup>nd</sup> That the Board of Trustees of the Town of New Haven are hereby authorized to purchase a Fire Engine and the necessary apparatus for the extinguishment of fires, within said Town, in the name of the Town of New Haven, and to pay therefor not exceeding the sum of Thirty Five Hundred (\$350) Dollars.

Section 3<sup>rd</sup> That in order to pay for the same, the Board of Trustees of the Town of New Haven are hereby authorized to prepare, throw upon the market and negotiate the Bonds of the Town of New Haven in the usual way of preparing, and disposing of similar Bonds, and that said Bonds be of the denomination of Five Hundred (\$500) Dollars each payable in not less than Five (5) or more than Ten (10) years from date of issue with interest at the rate of Seven (7) per cent payable semi-annually and that the whole issue for said purpose do not exceed in the aggregate the sum of Thirty Five Hundred (\$350) Dollars. The agent for the preparation and negotiation of said Bonds, and the place for the payment of the interest of said Bonds to be designated hereafter

Attest:

J B Schmelker  
Trusty Board of Trustees  
Allan H. Donald  
Town Clerk



## Ordinance No 24

An ordinance to provide a Sinking Fund for the payment of the principal and interest of the Bonds of the Town of New Haven, issued for the purchase of a Fire Engine, and other apparatus for the extinguishment of fire.  
(Passed December 4<sup>th</sup> 1872)

*Sinking Fund created* Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that for the purpose of securing the prompt payment of the interest accruing on the Fire Department Bonds issued by the Board of Trustees of said Town by virtue of Ordinance No 23. "entitled an Ordinance to create a fire department in the Town of New Haven, to provide the necessary apparatus for the extinguishment of fires; and to provide the means of paying for the same." Passed July 10<sup>th</sup> 1872 and for the purpose of securing the payment of the principal of said Bonds, at as early a day as practicable, there shall be levied and collected and paid into the Town Treasury, in the same manner as other Town Taxes are levied, collected and paid for the year One Thousand Eight Hundred and Seventy Two, and for each and every year thereafter until the interest and principal of said Bonds are fully paid; the sum of fifty (50) cents on each one hundred Dollars valuation of the taxable property of this Town; which revenue, when so collected shall be denominated the Sinking Fund of the Town of New Haven

Amount  
57p 100

Section 2<sup>nd</sup> That all such moneys so collected are hereby set apart for the payment of

## Ordinance No 24 Contd.

to be kept  
exclusively  
to pay bonds

such interest and principal ~~exclusively~~; and shall not under any circumstances, be drawn or paid out of the Town Treasury for any other purpose whatever, And it is hereby made the duty of the Clerk and Treasurer of the Town, upon the payment of any of the money arising from the provisions of this act, into the Town Treasury, to pay the same to the credit of this fund on the books of their respective offices. Provided however, The Board of Trustees of the Town reserves the right to invest the surplus of the Sinking Fund, over and above sufficient to pay one instalment of interest, in such a manner as they shall deem for the best interest of said Town

How payments  
to be made

Section 3<sup>rd</sup> At some convenient period not exceeding fifteen (15) days before the first days of March and September in each year the Clerk of the Town shall draw an order on the Treasurer, requiring him to transmit and pay into the New York National Exchange Bank in the City of New York such sums of money belonging to the Sinking Fund as may be necessary to pay the interest of the Bonds mentioned in this ordinance, and when the principal is due a similar order to pay said principal; said Treasurer, shall at once transmit the money to the New York National Exchange Bank in the City of New York

Provided however, that no more money shall be drawn and

## Ordinance No 24 Contd

transmitted at one time, than is sufficient to meet the aggregate amount of interest and principal then about to become due

Penalty Section 4<sup>th</sup> Any person who shall violate any or either of the provisions of this ordinance or any section, clause, or provision of any section of this ordinance, or who shall fail or neglect to comply with any of the requirements thereof shall on conviction forfeit and pay a fine of not less than one or more than ten dollars with the cost of prosecution

J B Schmelker  
Pres of Board of Trustees

Attest:  
Alfred H Dougall  
Town Clerk

See Ordinance  
No 10

## Ordinance No 25

An Ordinance creating a Board of Health for the Town of New Haven, defining their powers, also the penalty for refusing to comply with their orders

(Passed Dec 12<sup>th</sup> 1873)

Board of Health created How elected Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven, that at the first meeting of the Board annually they shall appoint, as a Board of Health for said Town, three respectable householders, residents thereof, at least one of whom shall be a Physician, which Board shall serve for one year, and until their successors are appointed and qualified

How organized Section 2<sup>nd</sup> Said Board shall appoint one of their number President, to preside at their meetings, and a Secretary, who shall keep an accurate record of their proceedings in a proper Book to be furnished by the Town. Any two of said Board shall constitute a quorum -

Power of same to use prompt efficient measures Section 3<sup>rd</sup> Said Board shall have the Power whenever they deem it necessary for the security of the health of the Town to take the most prompt and efficient means to prevent the introduction of contagious, malignant, dangerous or infectious diseases into the Town; and for the immediate and safe removal, to a proper place, of any person or persons who may be found therein infected with any such disease, and also to prevent the spread of such disease in said Town; And it is hereby enjoined upon the Town

## Ordinance No 25 contd

*Mayor Marshal* Marshal to be attentive, prompt, and vigilant in assisting the Board of Health, whenever requested; in the performance of their duties

*Board to suppress nuisances* Section 4<sup>th</sup> Each and Every member of the Board of Health are hereby authorized and required, on complaint, or on view of any place or thing, which by the ordinances of the Town are declared nuisances, or injurious to the health of the Town, to report the same to the prosecuting Attorney for prosecution; And for the purpose of carrying out the foregoing requirements each and every member of said Board, shall be permitted at all times, from the rising to the setting of the sun, to enter into any house, store, stable, or other building, and to cause the floors to be raised; if they or either of them shall deem it necessary in order to or thorough examination of cellars, vaults, sinks or drains,

*To recommend measures to prevent disease* Section 5<sup>th</sup> It shall be the duty of said Board of Health from time to time to recommend to the Board of Trustees, such measures as they may deem necessary to promote and secure the health of said Town, and to prevent the introduction or spread of contagious, malignant or infectious diseases, and to report to the Board of Trustees all expenses which may be incurred in discharge of the duties aforesaid,

*To take measures to prevent spread of small-pox* Section 6<sup>th</sup> The Board of Health may take such measures as they may from time to time deem necessary to prevent the spread

## Ordinance No 25 contd

*may order vaccination* of the Small-pox, and all other contagious or pestilential diseases, by issuing an order requiring all persons in the Town, or any part thereof to be vaccinated within such time as they shall prescribe, and all persons refusing or neglecting to obey such order shall be liable to the penalties herein after prescribed for the violation of this ordinance.

*and provide for those unable to pay* Provided, that it shall be the duty of the Board of Health to provide for the vaccination of such persons as are unable to pay for the same, at the expense of the Town

*filth not to be thrown in streets or alleys* Section 7<sup>th</sup> No person shall throw, place or conduct, or suffer his or her servant, child or family, to throw, place or conduct into any street, alley, or lot any putrid or unsound beef, pork, fish, hides, or skins of any kind, or any filth, offal, dung, dead animals, vegetables, oyster shells, or other unsound or offensive matter as aforesaid, to be or remain upon their premises, or in any outhouse, stable, privy, or other place, owned or occupied by them, or in any alley or street in front of such premises, in such a manner as to be offensive to the neighborhood, or injurious to the health thereof.

*filth not to be thrown in water* Section 8<sup>th</sup> No person or persons shall throw place or deposit or cause to be thrown placed or deposited, any dung, carrion, dead animals, offal, or other putrid or unwholesome substances, or the contents of any privy upon the margin or banks, or in the waters of the

## Ordinance No 25 Contd

any creek or ditch, or into the waters of the Wabash and Erie Canal, or upon any public grounds, or upon any lot within the limits of said town

*Duty of Practising Physicians*  
 Section 9<sup>th</sup> Every Practising Physician in the town, who shall have a patient laboring under any malignant or yellow fever, small-pox or other infectious or pestilential disease, shall forthwith, within six hours, make report thereof in writing to the Board of Health, describing the name of the street, and locality of the house, or place where the said patient may be located; so that it may be easily found.

*Small-pox patient not to be put out.*  
 Section 10<sup>th</sup> No person shall put out or remove, or allow to be put out or removed from the premises or place occupied or owned by him, into any street, Alley or other public place, in said town, any person having the small-pox or any other infectious or pestilential disease, but such owner or occupant shall immediately report such case to the Board of Health.

*Flagrants to be placed on house in feet.*  
 Section 11<sup>th</sup> It shall be the further duty of the Board of Health to cause a notice printed or written in large letters to be placed upon any house in which any person may be affected or sick with small-pox upon which shall be written Small-pox - No person shall deface, alter, destroy, mutilate or tear down such notice, without permission of the Board of Health, The occupant of any

## Ordinance No 25 Contd

house upon which such notice, shall be placed or posted as aforesaid, shall be held responsible for the removal of the same and if the same shall be removed without the permission of the Board of Health, such occupant shall be subject to the fines and penalties hereinafter imposed for the violation of this ordinance

*Members of Board*  
 Section 12<sup>th</sup> Said Board of Health shall each be paid for their services a just and reasonable compensation to be fixed by the Board of Trustees of the Town of Adams

*Shall perform duties*  
 Section 13<sup>th</sup> Said Board of Health shall perform all of the duties required of them by this ordinance

*Duty of Board in case of pauper*  
 Section 14<sup>th</sup> It shall be the duty of said Board of Health whenever any person or persons are reported to them as being affected or sick with any pestilential or infectious disease to enquire into the circumstances of the person so affected, and if he be a pauper then it shall be the duty of said Board to notify the Township Trustee of Adams Township of said fact, to have said pauper taken care of, or removed to some safe place, In case said Township Trustee refuses or neglects to remove said pauper, upon such notice being given, then said Board shall remove such pauper to such place as they may deem proper so that the health of the town may be preserved  
 Provided - That in no case except

Ordinance No 25 Cont<sup>d</sup>  
with the express sanction of the Board of Trustees, shall the Town of New Haven be liable for any costs or charges incurred for attendance or medicines furnished for said pauper.

To make ex-  
amination of  
times a year

Section 15<sup>th</sup> It shall be the duty of said Board of Health, at least four times in each year, or oftener, if directed by the Board of Trustees, to make a thorough and systematic examination of the Town, and report the same to the Board of Trustees.

To establish  
by laws etc

Section 16<sup>th</sup> Said Board of Health shall have power to establish, publish and enforce all by-laws, rules and regulations necessary for exacting the observance by all the inhabitants and visitors of said Town, of all such sanitary regulations and restrictions as may be deemed by said Board best calculated to prevent the prevalence or spread of such diseases as aforesaid.

unlawful to  
introduce or  
aid in intro-  
ducing small  
pox

Section 17<sup>th</sup> No person shall at any time hereafter knowingly, introduce aid or assist in introducing the small-pox or any other contagious or infectious disease into said Town; and no person occupying or using any premises or canal boat where there is a strong probability that it may occur, shall neglect or refuse to comply with any order or direction, which by said Board

Ordinance No 25 Cont<sup>d</sup>,  
or by any member thereof; may be given calculated to secure or promote the health of said Town.

Penalty

Section 18<sup>th</sup> Any person who shall violate any or either of the provisions of this Ordinance, or any section clause or provision of any section of this ordinance, or who shall neglect or fail to comply with any or either of the requirements thereof, shall on conviction pay a fine of not less than one or more than ten Dollars with costs of prosecution.

J. B. Schmelker  
Pres of Board of Trustees

Attest

Allan St. Douglass  
Tobru Clerk

## Ordinance No 26

Preamble and Resolutions annexing Elisha N. Green's addition of out lots; to the Town of New Haven and declaring an emergency  
(Passed March 31<sup>st</sup> 1873)

*Green's addition of out lots annexed*  
Whereas - The fiftieth section of an act entitled "an act for the incorporation of towns" provides that whenever, there shall be lots laid off and platted adjoining the Town of New Haven and a record of the same is made in the recorder's office of the county of Allew, State of Indiana, the Trustees of said Town may by a resolution of the Board extend the boundaries of said Town so as to include such lots, and the lots thus annexed shall thereafter form a part of such Town, and be within the jurisdiction thereof.

Therefore - Be it resolved by the Board of Trustees of the Town of New Haven, that those lots, streets and alleys, known and designated as Elisha N. Green's Addition of out lots to the Town of New Haven be and the same is hereby declared to be annexed to and to be a part of said Town; and the boundaries of said Town are hereby extended so as to include all such lots and the jurisdiction of the Town to extend over the same.

*Emergency*  
Also - Be it resolved, that an emergency exists for the immediate taking effect of this ordinance, therefore the same shall be in force from and after its passage.

Wm. B. Schmelker  
Pres. of Board of Trustees

Attest:  
Allan H. Dougall  
Town Clerk

## Ordinance No 27

An Ordinance requiring Sidewalks to be built along Adams and Summit Streets  
(Passed June 16<sup>th</sup> 1873)

Sidewalks ordered

Section 1<sup>st</sup> - Be it ordained by the Board of Trustees of the Town of New Haven that public convenience requires that the sidewalks of the following named Streets in the Town of New Haven should be graded and planked or covered with gravel. It is hereby ordered that the owners of lots adjoining such Streets, shall grade and plank or cover with the same with gravel along the East side of Adams Street from the Col. Wabash & Western Railway South to Summit Street thence West on the South side of Summit Street to Green Street. Also along the South side of Summit Street from Broadway East to Eben Street.

Section 2<sup>nd</sup> - The grade of sidewalks shall be the height of the curb of the Street in front thereof, the width shall be six (6) feet to be built of good Oak plank Two (2) inches in thickness well tied together or of gravel of a depth of at least six (6) inches. Sidewalks to be completed on or before the 16<sup>th</sup> day of August 1873.

Section 3<sup>rd</sup> - Any Person who shall fail or neglect to comply with any or

## Ordinance No 27 Court

either of the requirements of this ordinance or who shall violate any or either of the provisions thereof shall on conviction forfeit and pay a fine of not less than one or more than ten Dollars with costs of Prosecution.

J. B. Schmelker  
Pres of Board of Trustees

Attest

Henry A. Schmelker  
Town Clerk

## Ordinance No 28

An Ordinance to prohibit the running at large of hogs and other animals except hogs of average band providing for the taking up and impounding of all such animals as are found running at large also the penalty for the violation of the Ordinance (Passed June 3<sup>d</sup> 1894)

Restrain  
hogs and  
other  
animals.

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Hope State of Indiana Allen County, That it shall be unlawful for any person or persons being the owner of any hog sheep pig or any other animal with the exception of hogs of any age to suffer or permit the same to run at large within the limits of said Town

Section 2<sup>nd</sup> It shall be the duty of the Marshal of said Town to take up and impound any and all such animal found running at large in the public pound and immediately thereafter he shall proceed as prescribed here and with the exception that any and all funds after paying expenses arising from the so impounding shall be paid to the Town Treasurer.

Section 3<sup>d</sup> Any person who shall violate any or either of the provisions of this ordinance or any section or provision of any section of this ordinance or who shall neglect or fail to comply with any or either of the requirements thereof shall on conviction forfeit and pay a fine of not less than one or more than ten Dollars with costs of prosecution.

Attest

H. A. Schmelker  
Town Clerk

J. B. Schmelker  
Pres of Board of Trustees

See 974 page 65

## Ordinance No 29

An Ordinance requiring sidewalks to be built along Eben Street

Sidewalks ordered  
 Section 1<sup>st</sup> Passed November 15<sup>th</sup> 1874  
 Section 1<sup>st</sup> 191 ordained by the Board of Trustees of the Town of New Haven that public convenience requires that the sidewalk of the following named Street in the Town of New Haven should be graded and planked or covered with gravel. It is hereby ordered that the owners of lots adjoining such Street shall grade, plank or cover the same with gravel along the West side of Eben Street from canal bridge along South to Canal Street

Eben Street  
 Section 2<sup>nd</sup> The grade of sidewalk shall be the height of the crown of the Street in feet. The width shall be six (6) feet to be built of good Oak plank 2 inches in thickness well laid together or of gravel of a depth of at least Six (6) inches sidewalk to be completed on or before the 1<sup>st</sup> day January 1875

Section 3<sup>rd</sup> Any person who shall fail or neglect to comply with any or either of the requirements of this Ordinance or who shall violate any or either of the provisions thereof shall be in violation for fear and pay a fine of not less than one or more than Ten (10) Dollars with costs of prosecution.

J. G. Goffe  
 Pres of the Board of  
 Trustees

Attest  
 H. H. Schuelker  
 Town Clerk

## Ordinance No 30

An Ordinance requiring Sidewalk to be built along North Side of Main Street  
 Passed August 4<sup>th</sup> 1875

Section 1<sup>st</sup> Be it ordained by the Board of Trustees of the Town of New Haven Albany County Indiana. That public convenience requires that the sidewalk of the following named Street in the Town of New Haven should be graded and planked or covered with gravel. It is hereby ordered that the owners of lots No 91-92-93-94 Old Plat to the Town of New Haven adjoining such Street shall grade plank or cover the same with gravel along the North side of Main Street from Jobst Fischer's butcher shop East to Broadway Street

Section 2<sup>nd</sup> The grade of sidewalk shall be the height of the Street crown of the Street in feet thereof the width shall be six (6) feet to be built of good Oak plank Two (2) inches in thickness well laid together or of gravel of a depth of at least Six (6) inches sidewalk to be completed on or before October 10<sup>th</sup> 1875

Section 3<sup>rd</sup> Any person or persons who shall fail or neglect to comply with any or either of the requirements of this ordinance or who shall violate any or either of the provisions thereof shall <sup>be in violation</sup> for fear and pay a fine of not less than One or more than Ten Dollars with cost of prosecution

Attest  
 H. H. Schuelker  
 Town Clerk  
 J. G. Goffe  
 Pres of the Board  
 of Trustees of the  
 Town of New Haven