

J. B. Bayd.
THE CODE

OF THE

CITY OF MONTGOMERY,

PREPARED IN PURSUANCE OF AN

Order of the City Council of Montgomery.

—•—
BY JOHN W. A. SANFORD.
—•—

MONTGOMERY, ALA :

GAINES & SMITH, CALORIC BOOK AND JOB PRINTERS
1861.

as may be prescribed by ordinance, by execution against the person or property, or committing to jail, as they may deem necessary or proper, which fines shall be appropriated in such manner as the said City Council may prescribe; *Provided*, that this act and all the by-laws, and ordinances of said city shall at all times be subject to revision or repeal by the General Assembly.

To enforce
by execu-
tion against
the person
or property.

Proviso.

SECTION 6.—*And be it further enacted*, That the said Mayor and Aldermen, shall have power and authority for the ordinary current expenses of said city, to assess, levy and collect annually, a tax on real estate, not exceeding one-half of one per cent. on the cash value thereof, and no more in any one year, and the City Council of Montgomery shall not contract any debt or incur any liability for, or on account of the city of Montgomery, which is not to be paid out of the ordinary current revenue of the year in which said debt or liability is contracted or incurred, and any such debt or liability attempted to be contracted or incurred by the said City Council, in violation of the foregoing provisions shall be void, as against the city of Montgomery. The Mayor and Aldermen shall have power and authority to pass laws for the assessment, levy, and collection of taxes not exceeding the following rates:

To assess
and collect
taxes.

Amended
by act Feb.
15, 1856.

A poll tax, not exceeding two dollars on each white male inhabitant above twenty-one years of age: *Provided*, He shall have resided in said city two months immediately preceding the time said tax shall be levied; on each slave over ten and under fifty years of age, not exceeding one dollar; on every free negro or mulatto, who shall reside in said city, not exceeding ten dollars; a tax on all pleasure carriages, gigs, chairs and sulkies, not ex-

Poll tax.

Tax on
slaves, free
negro or
mulatto,
carriages,
carts, wag-
ons, &c.

Tax on re-
tailers, mer-
chants &c.

Amended by
act Feb. 25,
1860.

Livery sta-
ble, Lotter-
ies, &c.

ceeding one per cent on the value thereof; on every cart, dray, wagon and other vehicle, used for the transportation of goods and commodities from one part of said city to another for hire, a tax not exceeding twenty dollars; on every retailer of spirituous liquors, a tax not less than forty, nor more than five hundred dollars; on every vendor of goods, wares and merchandise, drugs and medicines, or either of them, a tax not exceeding twenty-five dollars per annum; on all goods sold at auction, a tax not exceeding one per cent. on amount of sales, or not exceeding fifty dollars per annum; and for each livery or sale stable, fifty dollars; lottery offices or agencies two hundred dollars; insurance offices, foreign or otherwise, fifty dollars; free banks or bank agencies, one hundred dollars; negro traders or brokers, one hundred dollars; all persons buying cotton on commission, or otherwise, twenty-five dollars; hotels, fifty dollars; theatres, shows, or other exhibitions, five dollars for each day's performance or exhibition, lectures when an admission fee is charged except for charitable or benevolent purposes, five dollars for each lecture; circuses for each day's or night's performances, twenty dollars; peddlers, thirty-five dollars; lawyers, doctors, dentists, and daguerrian artists, five dollars each; billiard, pool, bagatelle, or other tables kept for playing, one hundred dollars each; ten pin alleys or alleys with any other number of pins, fifty dollars; restaurants, fifty dollars each; concerts for profit, five dollars each; auctioneers, fifty dollars; warehouses for the storage of cotton, one hundred dollars; public scales, twenty-five dollars each; furniture, silver-plated ware, above the value of five hundred dollars, one-fourth of one per cent. on the value thereof; horses and mules brought to market

for sale by other persons than the proprietors of livery stables, one dollar for each ; pistol galleries, fifty dollars ; gold watches, fifty cents ; silver watches and clocks, thirty-five cents ; gold safety or watch chains, thirty-five cents ; companies for the manufacture of gas, one hundred dollars ; independent of the value of their property ; steamboats lying at the wharf for each day or any part thereof, five dollars.

SECTION 7.—*And be it further enacted*, That retailers of spirituous liquors who may procure a license from said City Council of Montgomery, shall be exonerated from paying anything to the county of Montgomery for the privilege of retailing in the city aforesaid.

Retailers to procure license.

Retailers pay no county tax.

SECTION 8.—*And be it further enacted*, That the said Mayor and Aldermen shall be ex-officio, vested with and may exercise in said city, all the powers and authority that belong to Justices of the Peace, by the laws of this State, and the said Marshal shall be ex-officio, Constable, and shall be vested with and exercise all the powers and authority of other Constables of this State ; and the said Mayor, Aldermen and Marshals, shall respectively be liable to the same penalties and restrictions as are imposed by the laws of this State, upon the several offices with which they are invested ; and the Sheriff of said county of Montgomery, and all ministerial officers shall obey the said Mayor and Aldermen, and truly and faithfully execute the warrants and processes committed to them for service, according to the mandate ; and it is made the duty of the Jailor of said county to receive all prisoners committed by warrants of the said Mayor and Aldermen, and the person or persons so committed, safe-

To exercise powers as justices of the peace.

Marshal a Constable.

All officers shall obey the Mayor and Aldermen.

Jailor shall receive prisoners.