

DIGEST
OF THE
CHARTERS AND ORDINANCES
OF THE
CITY OF MEMPHIS,
FROM 1826 TO 1867, INCLUSIVE,
TOGETHER WITH
THE ACTS OF THE LEGISLATURE
RELATING TO THE CITY,
WITH AN APPENDIX.

COMPILED, REVISED AND CODIFIED,
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LOTTERIES.

Lottery. 4889. Any person who makes or aids in making, draws or aids in drawing, or is in any way interested or concerned in the making or drawing of any lottery in this State, under any pretence whatever, is guilty of a misdemeanor, and, upon conviction, shall be fined in the sum of one thousand dollars, and imprisoned in the county jail three months.

Lottery tickets. 4890. If any person vend or attempt to vend, directly or indirectly, any lottery ticket in this State, in any scheme to be drawn in this or any other State, or country, he is guilty of a misdemeanor, and, on conviction, shall be fined five hundred dollars, and imprisoned one month in the county jail.

Buying a ticket. 4891. Any person who buys a ticket, share or interest of any kind in the lotteries or schemes herein prohibited, is guilty of a misdemeanor, and shall be fined not exceeding one hundred dollars, and may be imprisoned in the county jail not more than twenty days.

NUISANCE AND ABATEMENT THEREOF.

Nuisances. 4913. It is a public nuisance—

Offal. 1. To cause or suffer any offal, filth, or noisome substance to be collected or remain in any place to the prejudice of others.

Navigation. 2. To obstruct or impede, without legal authority, the passage of any navigable river or collection of water.

Corrupting water. 3. To corrupt or render unwholesome or impure the water of any river, stream or pond to the injury or prejudice of others.

Obstructing ways. 4. To obstruct the public highways, private ways, streets, alleys, commons, landing places and ways to burying places.

Manufacturing powder. 5. To carry on the business of manufacturing gun-powder or of mixing or grinding the materials therefor, in any building within eighty rods of any valuable building erected at the time such business may be commenced.

6. To establish powder magazines near incorporated towns, at a point different from that appointed, according to law, by the corporate authorities of the town. Powder magazine.

4914. Houses of ill-fame kept for the purpose of prostitution and lewdness, gambling houses or houses where drunkenness, quarrelling, fighting or breaches of the peace are carried on or permitted, to the disturbance of others, are nuisances also. Houses of ill-fame, etc.

HOUSES OF CORRECTION.

5410. The County Court of any county, and the authorities of any corporate town, may provide such lands, buildings and articles of any kind as may be necessary for a work-house or house of correction, for such county or town, and may appoint suitable persons for the management thereof, and make all necessary by-laws and regulations for the government of the inmates, and cause the same to be enforced. Work-house.

5411. In no case shall the punishment inflicted in said work-house exceed hard labor. Punishment therein.

5412. Any person who may be required to find sureties for his good behavior under the provisions of the Chapter on Vagrancy, may, for want of such sureties, be sent, by the magistrate before whom he is brought, to the work-house of the town or county in which the offense is committed. Vagrants.

5413. In all cases where a person is by law liable to be imprisoned in the county jail, for safe keeping or punishment, confinement in the work-house, if one be provided, may, in the discretion of the court or Justice, be substituted. Person condemned to jail.

5414. If he be confined for safe keeping, his earnings, after paying his board, shall be paid over to him on his discharge. Earnings.

5415. If he be confined for failure to pay a fine and costs, he shall be detained until he has paid the fine and costs by the proceeds of his labor, and shall not be allowed to discharge himself by the act of insolvency. Fine and costs.

5416. If he be committed for punishment also, the proceeds of his labor, during the term of his punishment, shall go to the county, if he have no wife or children; but if he have, one-half thereof shall be paid to them. Punishment.