

licenses and privileges granted by said town of Sumpter, are hereby ratified, confirmed and continued, in full force and effect as though passed and granted by the city of Sumpter as created by this act.

Section 169. All processes and notices required to be served by this act shall be served by the city marshal, unless otherwise provided herein.

Section 170. No person paying the amount due on a license to the city of Sumpter in order to carry on any business or vocation within the city limits for which a license is required by this act or by any ordinance, shall be required to pay the county authorities of Baker county, any money for the same purpose; and the council shall have exclusive control of all such licenses, and no part of the income derived therefrom shall go to said county of Baker.

Section 171. No member of the city council or other officer of the city of Sumpter shall be interested in any contract the expenses of which are to be paid out of the city treasury.

Section 172. The style of every ordinance shall be: "The city of Sumpter does ordain as follows," and all warrants, writs and processes by virtue of the provisions of this act or any ordinance shall run, "In the name of the city of Sumpter."

Section 173. The official books and papers of all officers mentioned in this act are city property, and must be kept as such by such officers during their continuance in office, and then delivered to their successors; and such books and papers may be inspected at any time by a committee of the council appointed for that purpose, or by the mayor.

Section 174. Whenever any person holding any office created by this act or established by ordinance, shall neglect or refuse to pay over any money belonging to the city at the time fixed by ordinance for the payment thereof, his office shall be declared vacant by the council, and some qualified person shall be appointed thereto as in case of vacancies otherwise created, which person so appointed shall serve as such officer for the remainder of the term for which such removed officer was appointed, if appointed, or until the next municipal election, if such removed officer should have been elected.

Section 175. The council shall by ordinance fix the compensation and fees of all officers, unless otherwise provided in this act, and provided, further, that when the recorder and marshal are performing the functions of a justice of the peace and of a constable respectively, they shall receive from Baker county the fees allowed by law to these officers.

Section 176. The council shall by ordinance fix the amount of the official undertaking of each and every officer of the city who may be required by this act or by any ordinance to execute and file an official undertaking; provided, that there shall not be less than two sureties upon each and every such undertaking.

Section 177. No action, suit or other proceeding to which the town of Sumpter is a party, now pending in any court whatsoever, and no action, civil or criminal, or for a violation of any ordinance now pending before the recorder, shall abate by reason of any of the provisions of this act.

Section 178. The council shall provide for the taxing and collection of costs of a prosecution in the recorders' court for violation of a city ordinance, and may as part of such costs, provide for the collection of an attorney fee, not to exceed ten dollars, all of which costs shall be taxed against the person convicted of the violation of any city ordinance, and which costs shall be collected by the recorder and paid over to the city treasurer.

Section 179. All acts and parts of acts in conflict with this act are hereby repealed.

Section 180. As the town of Sumpter is in urgent need of protection and government, an emergency is hereby declared to exist, and this act shall take effect and be in force from and after its approval by the governor.

Passed the Senate January 23, 1901.

C. W. FULTON,
President of the Senate.

Passed the House February 1, 1901.
L. B. REEDER,
Speaker of the House.
Approved February 6, 1901.
T. T. GEER, Governor.
(Endorsed)

Senate Bill No. 102, S. L. Moorhead, chief clerk. Executive department, State of Oregon, received February 6, 1901. Filed 2:30 p. m., February 6, 1901.

F. I. DUNBAR,
Secretary of State.

UNITED STATES OF AMERICA,
STATE OF OREGON.

Office of the Secretary of State,
Salem, Oregon, Feb. 14, 1901.

I, F. I. DUNBAR, do hereby certify that I am the Secretary of State of the State of Oregon, and Custodian of the Seal of said State; that the foregoing transcript of "An Act to incorporate the City of Sumpter, and to provide a charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State of Oregon, February 6th, 1901, has been by me compared with the original copy of the said Act now on file in this office, and that it is a true and correct transcript thereof, and the whole of said original Act.

IN TESTIMONY WHEREOF, I have hereunto set my hand and [SEAL] affixed hereto the Seal of the State of Oregon.

Done at the Capital, at Salem, Oregon, this 14th day of February, A. D. 1901.

F. I. DUNBAR,
Secretary of State.

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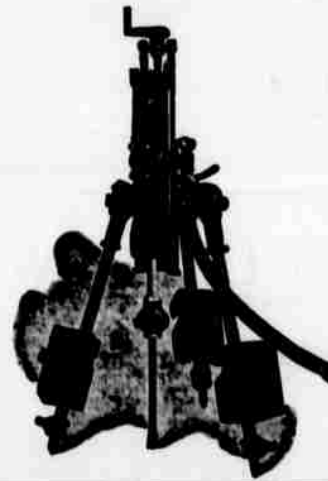
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