

# The Hermiston Herald

VOL. XV

HERMISTON, UMATILLA COUNTY, OREGON, FRIDAY, APRIL 29, 1921

No. 33

## ORDINANCE NO. 104

An ordinance to regulate and control traffic and the use of the streets and other public places in the City of Hermiston, providing for the punishment of violations of this ordinance and for the disposition of funds arising from such violations, repealing Ordinance No. 71 and ordinances and parts of ordinances in conflict herewith, and declaring an emergency.

The City of Hermiston does ordain as follows:

Section 1. All persons driving, operating or using in any manner or way a vehicle on any of the streets or in any public place within the City, shall in all respects conform to the provisions of this ordinance.

Section 2. The term "driver" shall include any person operating a vehicle, and the term "operator" shall include the term "owner," and the term "Chauffeur," as herein defined.

Section 3. The term "Chauffeur" shall mean any person operating a motor vehicle for hire or as the employee of the owner of a motor vehicle for hire.

Section 4. The word "vehicle" as used in this ordinance shall mean every conveyance, or mechanism, moving over or upon the streets of the City.

Section 5. The word "pedestrian" shall mean any person on foot.

Section 6. The term "motor vehicle" as used in this ordinance shall include all vehicles propelled by any power other than muscular power.

Section 7. The term "motor truck" shall mean a motor vehicle commonly known as an auto truck intended for the purpose of transporting any commodity, goods, merchandise, produce, freight or passengers, and having a rated carrying capacity of one ton or over.

Section 8. The term "trailer" shall signify any vehicle of a carrying capacity of one ton or more and not propelled by its own power, used in connection with a vehicle for the transportation of any commodity, produce, freight or passengers.

Section 8. (a) The term "owner" shall include any person then in the operation of the vehicle and be synonymous for the purpose with the word "chauffeur" for the operation of the same.

Section 9. The laws of the streets everywhere in the city are hereby declared to be as follows:

(1) Vehicles proceeding in the opposite directions shall pass to the right, giving one half of the street to each.

(2) Vehicles proceeding in the same direction in overtaking each other shall pass to the left.

(3) The overtaking vehicle shall maintain its speed until clear of the overtaken vehicle and for such distance thereafter as shall prevent dust and mud throwing upon the overtaken vehicle.

(4) The signal to pass shall be given by one blast or stroke of the horn, bell, whistle, gong or other signaling device.

(5) Should the overtaken vehicle then not give way, three such blasts or signals shall be given, and upon the failure to comply therewith, the overtaking vehicle may at the next suitable place, safe for both vehicles, go by without further signal.

(6) It shall be the duty of the operator of every overtaken vehicle to turn to the right and give one half of the street to the overtaking vehicle and shall not increase his speed while being passed.

(7) Vehicles traveling upon streets running at right angles to one another, when approaching the intersection of such streets shall at all times be under such control as to permit the vehicle approaching the

crossing from the right side of the other vehicle approaching the crossing to cross the intersection in advance of the other vehicle.

(8) At all intersections the vehicles approaching the intersection from the right of any other vehicle approaching the intersection shall have the right of way excepting as to emergency vehicles.

(9) All vehicles approaching an intersection of a street with the intention of turning thereat shall in turning to the right keep closely to the right and in turning to the left shall run to and beyond the center of the intersection.

(10) The driver of any vehicle about to turn, either from a standstill or while in motion, shall give timely signal by hand or whip, or in some other unmistakable manner, indicating the direction of the turn.

(11) The person in charge of any vehicle moving slowly along and upon any street shall keep such vehicle as closely as practicable to the right hand boundary of such street so as to allow more swiftly moving vehicles reasonably free passage to the left.

(12) The operator of a motor vehicle shall, on signal, by raising the hand, from a person riding, leading or driving in the opposite direction a horse or horses or other draft animals, bring such motor vehicle immediately to a stop, and remain stationary so long as may be reasonably necessary to allow such animal to pass, and if traveling in the same direction shall use reasonable caution in passing such animal; provided, that in case such animal appears badly frightened, or the person operating such motor vehicle is so signally do so, such person shall cause the motor of such vehicle to cease so long as shall be reasonably necessary to prevent accident and insure the safety of others.

(13) Every vehicle shall be kept upon the right half of the street and no vehicle shall overtake and pass any other moving vehicle when the view ahead is not clear for at least one hundred yards, except when following moving vehicles.

(14) No race or contest for speed shall be held upon any street in the city, except upon order of the Mayor and under proper public regulations.

(15) Every person operating a vehicle on the public streets shall drive the same in a careful and prudent manner, not to exceed fifteen miles per hour, and in no case at a rate of speed that will endanger the property of another, or the life and limb of any person.

(16) No vehicle shall be moved, run or operated on the streets of the City by any person unable or incapable to control and properly operate the same with due regard to the safety of the public and other vehicles; provided, that in all cases any person in a state of intoxication is deemed conclusively incapable and unable to control and operate the same.

(17) No person under sixteen (16) years of age, shall be permitted to operate a motor vehicle on the streets of the City.

(18) No vehicle used upon the public streets shall be left standing unsecured, and its motive power shall be so secured that the same can not operate or move the vehicle without some action upon the part of the owner or operator so to do, and no motor shall be left running when any motor vehicle is left standing on any street or in any public place, in the City.

(19) No vehicle shall be operated with an excessive smoking exhaust or open cut outs upon the streets. Gongs and sirens whistles shall not be used on any vehicle other than ambulances or vehicles operated by police department, fire department, sheriff or other police officer, public safety vehicle, and vehicles engaged in the United States Military or postal service and upon any such vehicles only when moving in response to emergency calls.

(20) Ambulances, while being operated as such, and vehicles for the use of doctors, physicians and surgeon, shall while answering emergency calls only, be exempt from the provisions of this act as to speed, but not as to traffic regulations where preference for right of way can be given them with due regard to the safety of the public.

(21) United States mail, patrol wagons, police ambulances, fire patrols, fire engines and fire apparatus shall in all cases with due regard to the safety of the public, have right of way, all provisions of this act to the contrary notwithstanding, but this ordinance shall not protect the driver of any such vehicle from consequences in the arbitrary exercise of this right or for injuries willfully inflicted.

(22) In all localities where an authorized officer, marshal, constable or policeman, conspicuously displaying his star, or badge and then discharging the duty of regulating and directing traffic in his locality, shall signal any vehicle to take any direction or to stop or otherwise proceed for the safety of the public, it shall be the duty of the driver of any vehicle to comply with the orders of said officer.

(23) It shall be the duty of every person owning, driving, operating or controlling any truck, dray, delivery wagon, automobile, motorcycle, bicycle, wagon, buggy or other vehicle of any kind or character to refrain from entering upon any street or part of any street with such vehicle upon being warned or notified not to do so by the Chief of police or other police or parade or traffic officer of the city, and to remove the said vehicle from any street or part of street immediately upon demand of such officer and not to return with said vehicle to the said street or part of street until such time as the purpose for which said removal was demanded shall have ceased to exist.

(24) It is hereby made the duty of any person owning, controlling, operating or using any obstruction in any street or part of street to immediately remove the same upon demand of the Chief of police or other police, parade or traffic officer of the city and not to return to such street or part of street with such obstruction until such time as the purpose for which such removal was demanded shall have ceased to exist.

(25) It is hereby made the duty of every "chauffeur" and every "operator" of a motor vehicle within the city to procure a license as such from the Secretary of State which shall be carried by the licensee at all times when operating a motor vehicle and shall be produced by him for inspection upon request of any peace officer of the city and failure to procure such a license or to carry the same when operating a motor vehicle upon the streets of the city shall be deemed a violation of this ordinance and shall be punished by fine or imprisonment as herein provided.

(26) Should any pedestrian, vehicle or other object from any cause come in contact with a moving vehicle in the roads, streets or highways of the city, it shall be the duty of the driver of said vehicle to stop and render aid and assistance as may be required and in case of injury to person or damage to any vehicle, it shall be the duty of the driver of either vehicle, or any occupant thereof, to furnish the driver of the other vehicle, or to any occupant of such vehicle or witness of the accident, or in case of an injured pedestrian to such pedestrian or witness, the license number of his vehicle, the true name and address of the owner, the name and address of the driver and of each occupant of said vehicle, his or her true name and address, and the drivers of said vehicles, or any other parties concerned in such accident, shall make written notation of the time, place, date and other data, together with the names and addresses of witnesses present. Each and all of said information, however, shall not be construed or determined as fixing liability in either case of fault or negligence of either party, but shall be a means of identification of the facts and circumstances only, and either party to a collision or consequent resulting from a mistake in

## The High School Mirror

Vol. 1

Devoted to the Interest and Development of the Hermiston Schools

No. 20

On Saturday, April 30 the West End Track Meet will be held at Hermiston. Two entries in each event are allowed. In the tryouts held last week the following were selected:

50-yard dash, Herbert Hall, Perry Jensen; 100-yard dash, Niel Boynton, Herbert Hall; 220-yard dash, Max Warriner, Perry Jensen; 440-yard run, Niel Boynton; 880-yard run, Max Warriner; 1 mile run, Hollis Gordon, Matthew Gordon; Shot Put, Neil Boynton, Carl Myers; Pole Vault, Leo Smith, Everett Parker; High Jump, James Hall, Richard Correll; Broad Jump, James Hall, Claude Haddock; Low Hurdles, Perry Jensen; Relay-1/4 mile, Neil Boynton, Max Warriner, Herbert Hall, Perry Jensen.

Mr. Grier of Spokane addressed the high school and upper grades last Friday morning. The theme of his address can best be summed up in the words "Keep fishing." Only by continually plodding ahead can anything worth while be accomplished. Mr. Grier illustrated this by a very fitting poem entitled "Keep Fishing."

Last Wednesday was the day for the election of officers for next

year's Student Body. Doris Swayze was elected president, James Hall vice-president, Lucille Sullivan secretary, Mary Addleman treasurer, Orval Silvey sergeant at arms, and Irwin Shotwell yell leader.

The high school baseball team went down to defeat for the third time last Friday against the Echo high school team, the score being 6 to 3. The Echo boys proved their superiority in the field as well as at the bat and showed the local boys their need of practice.

The members of the senior class and a few of their friends, chaperoned by Mrs. Kinney, had a beefsteak fry last Thursday night. The primary object of the excursion was to view the eclipse of the moon. They first went to the Umatilla Butte but were interrupted by a number of juniors who entertained high hopes of making themselves guests but were disappointed by the seniors who cleverly outwitted them and made their get-away, continuing their evening's pleasure at the river above the power plant.

Miss Viola Bennett has been substituting as teacher in the grades

this week:

### Grade News

The grades have been working hard to get in condition for the track meet to be held here Saturday. The tryouts were held Monday, Tuesday and Wednesday of this week.

There are eight more school days until the eighth grade final examinations.

The sixth grade won the Parent-Teachers Association banner for this month.

John Pace Jr. has entered the sixth grade from the Portland schools.

A mixed team of the sixth and seventh grade boys defeated the seventh grade baseball team of the Stanfield school with a score of 19 to 5.

Harold Pace has entered the third grade.

A number of the seventh grade girls gave a party Saturday, April 23 in honor of Clara Hedwall's thirteenth birthday.

Judgement or arising from accident shall move away from the place of its occurrence without complying with this section, and if this complying with this section is not done, it shall be a violation of this ordinance and punished accordingly as herein provided.

(27) The drivers of all vehicles shall within twelve hours after causing injury to any person or damage to any vehicle, report the same to the constituted police power of the city, giving the information obtained as hereinbefore provided.

(28) No person shall operate or drive a motor vehicle on the public streets or ways of the city unless such vehicle shall have the number plates assigned to it by the Secretary of State conspicuously displayed on the rear and front of such vehicle in plain view and so as to be easily read by the public; and it shall be unlawful to display more than one registration on the rear and front of any vehicle or any number which does not entitle the holder thereof to operate such vehicle upon the public highways of the State of Oregon.

(29) Every motor vehicle operated within the city shall be provided with adequate brakes sufficient to control the vehicle at all times and a suitable and adequate bell, horn, whistle or other signaling device, and shall, during the period from one hour after sunset to one hour before sunrise, display at least two white lights in lamps on the front and one red light in the rear of such vehicle;

provided that motor bicycles or motor motorcycles and all vehicles other than motor cars shall be required to display but one lighted lamp.

(30) Any marshal or police officer of the city shall have full power and authority within the limits of the city to arrest any person known personally to such officer to have violated any of the provisions of this ordinance and to immediately bring such offender before the City Recorder and any such person so arrested shall have the right to an immediate trial; and if the hearing cannot then be had, such accused person may be released from custody on giving his personal undertaking to appear in answer to such violation at such time and place as shall then be indicated secured by a sum of money equal to the maximum fine for the violation charged, or in lieu thereof by leaving the vehicle being operated by such person with the officer in charge, or the accused may be forthwith released from custody upon giving his name and address to the officer making the arrest and depositing with such officer a sum of money equal to the maximum fine for the offense for which such arrest is made, or in lieu thereof by leaving the vehicle being operated by such person with the officer; provided, that in such case the officer making such arrest shall give a receipt in writing for such sum or for such vehicle as the case may be and notify such person to appear on that or the following day before the recorder, specifying

the place and the hour. In case security shall be deposited as in this section provided to the person forthwith being admitted to bail.

Section 10. No tire on any motor vehicle or any other vehicle except such vehicle be actually engaged at the time in construction or repair work on the streets, shall have on the periphery of its wheels any block, stud, cleat, bead, chain or any other protuberance of its wheels which projects more than one-fourth of an inch beyond the tread or traction surface of the tire; but this section shall not be construed as to prohibit the use of chains of reasonable proportions on motor vehicles when required for safety because of snow, ice or other conditions tending to cause such vehicle to skid, nor as to prevent the use of traction engines with cleats on the driving wheels thereof on dirt or unimproved streets. Any person violating the provisions of this section thereof shall be fined for such offense, as hereinafter provided.

Section 11. No person shall throw or deposit any glass bottle, glass, nails, tacks, hoops, wire, cans or any other substances likely to injure any person, animal or vehicle upon any street of the city.

Section 12. No person, except an authorized officer, marshal, constable or policeman shall, without the consent of the owner or person lawfully in charge of a motor vehicle, climb upon or into such motor vehicle, whether the same be at rest or

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Department A

## The Telephone in Business

By far the greater portion of business today in this country is transacted by telephone. It has become the ordinary means of securing prompt and satisfactory results in the business world. Many business firms are extending the use of the telephone to include their transactions over the entire territory they serve. Buying and selling by long distance telephone is bringing satisfactory results whenever tried.

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