

or his legal representative, is entitled upon demand to a warrant on the Treasurer for such surplus.

#### True Consideration Named

Section 14. In all cases of sale of property for delinquent taxes or assessments, the true consideration thereof shall be expressed in the certificate of sale therefor, and the return of the officer executing the warrant must express the consideration and the name of the purchaser.

#### Alias Warrants; Costs of Collection

Section 15. The Council may provide within what time a warrant for collection of delinquent taxes or assessments may be returned, and may order an alias warrant to issue for the collection of any such taxes or assessments not made on a previous warrant, all costs and charges for collecting delinquent taxes or assessments must be made on the warrant and collected as a part of the taxes or assessments. The Council may prescribe fees and compensation for collecting delinquent taxes, but the same shall in no wise be paid out of the Treasury.

#### Property Not Sold for Less than Taxes; Advertise Certificate of Sale

Section 16. All real property shall be subject to levy and sale for the collection of delinquent taxes by local assessment, whether the same is exempted from general taxation by the Constitution and the laws of the State of Oregon, or not.

No property shall be sold for less than the assessments or taxes assessed against it, and if such amount is not bid, the Marshal or officer executing the warrant shall strike the same off to the City for said amount, and issue to the City a certificate of sale therefor. The Recorder may thereafter, when authorized by the Council, assign such certificate to anyone paying therefor the price that is required for the redemption of said property, and the Recorder may thereafter, under direction of the Council, once each year, until the city obtains a deed, advertise and offer such certificates for sale, but in no case shall he sell for less than the amount required to redeem said property, until the city obtains a deed, and annually thereafter he shall advertise the land for sale, and shall sell the same to the highest bidder for cash, subject to approval by the Council, irrespective of the amount of taxes, charged against the same. The deed of the Marshal conveying real property sold for taxes on account of local improvements, shall be prima facie evidence of the regularity of said proceedings, and no action, suit or procedure shall be brought to set aside the same without first tendering to the purchaser or his assigns the amount of the taxes, penalty, interest, costs and expenses of sale.

#### City a Road District; Road Taxes Collected Therein

Section 17. For the purpose of assessments and collection of road taxes, the territory within the corporate limits of the city of Nyssa is hereby constituted a road district of Malheur County, Oregon and the Street Superintendent or other officer of the city who has charge of the repair of the streets and highways within said city, is hereby made Road Supervisor for said district, and all taxes for road purposes within the corporate limits of said city when collected, shall be paid to the Treasurer of said city, and the same shall be kept by him in a separate fund for road and street purposes within said district, shall be paid out by him upon warrants drawn on said fund by order of the Council of said City.

#### CHAPTER XVII OF MISCELLANEOUS PROVISIONS Fiscal Year

Section 1. The fiscal year of the city shall commence on the first day of January and end on the last day of December, same year, provided the budget year shall begin December 1st and end November 30, of the following year.

#### Licenses; Limitations

Section 2. Obtaining a license from Malheur county, shall not exempt one from paying license to the city of Nyssa for like business occupation.

#### Ordinances Effective

Section 3. All ordinances shall be in force and effect from and after thirty (30) days after their passage unless the same shall contain an emergency clause, when the same shall be in force and effect from its passage.

#### Prohibition of Officers and Employees

Section 4. No member of the Council, or other officer or employee of the city shall be or become directly or indirectly interested in, or in the performance of, any contract for the supply of labor or material to the city, or in the sale of any article, the price or consideration of which, is payable from the city treasury, or in the purchase or lease of any real estate or other property belonging to or to be taken by the city, or which shall be sold for taxes or assessments or by virtue of legal processes at the suit of the city. And in case any officer or employee of the city shall be interested personally as a promoter or stockholder in any firm or corporation, in any grant or privilege or franchise sought by himself or his associates or such firm or corporation from the city of Nyssa, or any public utility which is

sought to be acquired by the city, or which is offered for sale or lease by the city, such officer or employee shall be incapacitated to take any part in the negotiations or proceedings connected with the giving or granting of such grant, privilege or franchise; but such negotiations or proceedings and acts as would otherwise be conducted by such officer or employee shall be conducted and done on behalf of the city of Nyssa by such officer and employee as would have been done and conducted the same in the absence of such interested officer or employee. If any officer or person in this section designated shall violate the provisions of this section in any manner, he shall forfeit his office, and all such contracts, grants, privileges or franchises in the hands of others, except a purchaser without notice for value, shall be void.

#### CHAPTER XVIII Repealing Clause

Section 1. All acts of the legislative assembly of the State of Oregon heretofore passed relating to the incorporating of the Town of Nyssa or its powers, duties or responsibilities or in conflict with this Charter, and particularly the act of said assembly, filed in the office of the Secretary of the State of Oregon on February 24, 1903, are hereby repealed to the extent and in so far as the same are inconsistent or in conflict herewith, and all provisions and amendments to the present Charter of the Town of Nyssa in conflict herewith are hereby repealed.

Section 2. Inasmuch as the present Charter of the Town of Nyssa is insufficient and inadequate for the needs and requirements of the Town of Nyssa, this proposed act and amended Charter is necessary for the immediate preservation of the peace, health, and safety of the people of the Town of Nyssa, an emergency exists and this Charter should be in full force and effect immediately upon its adoption by a majority vote of the legal voters, cast at an election to be held on the 24th day of September, 1929, for its adoption or rejection, by the legal voters of the Town of Nyssa, Malheur County, Oregon and be and continue in full power and effect thereafter until legally amended or repealed.

Section 3. Ballot Title for the Above Act.

#### "An Act

Referred by the Common Council of the Town of Nyssa, in Malheur County, Oregon to the legal voters of said Town re-incorporating said Town of Nyssa, in Malheur County, Oregon, and providing a Charter therefor and repealing all acts or parts of acts inconsistent or in conflict therewith."

If voting for the above act mark an X between the words "Act" and "Yes." If voting against the above act mark an X between the words "Act" and "No."

For above Act.....Yes.

For above Act.....No.

The polls of said election shall be open at the hour of Eight o'clock A. M. on said 24th day of September, 1929, and remain open until the hour of Seven o'clock P. M., when the same must be closed.

The officers appointed to conduct said election are:

JUDGES: E. J. Burrough, Chairman; T. F. Coward.

CLERKS: Lizzie Marshall, Ethel Crawford, Mable Brown.

All persons who are qualified voters at all general elections who, in addition thereto are qualified to vote at Town of Nyssa elections, as provided in the present charter of said Town of Nyssa, shall be entitled to vote at said election and not otherwise.

IN TESTIMONY WHEREOF, By order of the Common Council of said Town of Nyssa, Malheur County, Oregon, I have hereunto set my hand and affixed the official seal of said Town of Nyssa this 5th day of August, 1929.

A. R. MILLAR

City Recorder.

First publication August 16, 1929.

Last publication September 20, 1929.

## Don M. Graham

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#### VALE

Mr. and Mrs. Tom Nordale of Nyssa and their guests, Mr. and Mrs. Elmer Luther and sons Elmer and Keith of Chicago, spent Wednesday evening at the home of Judge and Mrs. J. D. Rogers. Mrs. Luther is a daughter of Mr. Nordale.

Announcement is made of the next meeting of the Christian ladies aid to be held at the home of Mrs. George Ellis September 20.

Clarence Stacey made a business trip to Prairie City Tuesday.

It is reported that Fred Vogt sold about 500 tons of hay to W. P. Allen well known sheepman of Juntura. It is understood that Mr. Vogt is arranging to build sheep sheds.

Mrs. H. R. Humphrey and son

Jimmy went to Bliss, Ida., Thursday for a visit until Saturday.

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10 per cent Off  
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WEISER AND PAYETTE

In WEISER on Wednesday, Sept. 25,  
At the Washington Hotel and in  
PAYETTE on Thursday, September

26, at the Bancroft Hotel  
From 10 a. m. to 4 p. m.  
Evenings by telephone  
appointments only

ONE DAY ONLY

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