



# Montooth Boro.

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No. 28

Ordinance  
West Liberty

1

3

Loc.	New Ward	Old Wards, Townships, Boroughs Etc.	
City	1	All of 1-2-6 & Part of 14	
	2	" " 3-4-5-9-10 & Part of 12	
	3	" " 7-8 & Part of 11	
	4	Part " 14	
Between	5	" " 11 & 13	
	6	" " 12-13-16 & All of 15	
Rivers	7	" " 20	
	8	" " 16 & 20	
	9	" " 16 & All of 17	
	10	All of 18 & Part " 19	
	11	Part " 19	
	12	" " 21 & Part of O'Hara Twp.	
	13	" " 21 & All " 37 & 41 & Part of Penn Twp.	
	14	" " 21 & " " 22 & Part of Swissvale Boro	
	15	All " 23	
	S. S.	16	All " 24-25- Part of 27 & Bal. of St. Clair Boro
17		" " 26-28-29 & Part of 27 & 30	
18		Part " 27-30-32-44- All " 31-38 & 42 & Part of St. Clair Boro	
19		All " 33 - 44 & Part " 32-35 & 44	
20		" " 36-39-40-43 " " 35 & ( Part of Chartiers Twp. ( Bal. " Lower St. Clair Twp. ( " " Union Twp.	
21		" " 5 & 6	
22		" " 1 & Part of 2-3 & 4	
23		Part of 3-4-7 & 8	
N. S.		24	All " 13 & Part of 7-8 & 12
		25	Part " 2-3 & 12
	26	All " 10-14-Part " 15 & ( All of Spring Garden Boro. ( Part " Reserve Twp.	
	27	" " 9-11 & " " 15 ( " " Ross "	
S.S.	28	Bal. " Chartiers Twp. & All of Westwood Boro.	
	29	All " Carrick Boro.	
	30	" " Knoxville "	
	31	" " Hays Boro & Part of Mifflin Twp.	
	32	" " Overbrook Boro & Part of Baldwin Twp.	

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26	621	118	4-29-15			"	26
27	366	35	2-15-16			"	
27	444	102	3-29-16			"	
27	444	103	3-29-16			"	
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28	3	324	7-19-16			"	
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61 PL 92 Lincoln Ave

No. 28

No. 1

An Ordinance  
Establishing the grade of Lindo Street, in the  
Borough of West Liberty.

Section No. 1 - Be it ordained and enacted by the Town Council  
of the Borough of West Liberty, in Council assembled,  
and it is hereby ordained and enacted by authority  
of the same, That the grade of Lindo Street be and the  
same is hereby established as follows, to wit:

Section No. 2.

North Curb-

Beginning at the easterly curb line of Lincoln Avenue  
at an elevation of 329 feet; thence by a convex vertical curve  
50 feet to an elevation of 332.59 feet; thence rising at the rate  
of 6.178 per ct. for 322.26 feet to an elevation of 352.5 feet at  
the end of the street.

South Curb-

Beginning at the easterly curb line of Lincoln Avenue  
at an elevation of 330.5 feet; thence rising at the rate of 6.214  
per ct. for 370.11 feet to an elevation of 353.5 feet at the end of the  
street.

Section No. 3. - That any Ordinance or part of Ordinance confliction  
with the provisions of this Ordinance, be and the same is  
hereby repealed, so far as the same affects this Ordinance

Ordained and enacted into a law in Council, this 16<sup>th</sup> day  
of November, A. D. 1896.  
Geo. W. Gibson, President.

Attest: - Geo. H. Beltzhoover, Clerk of Council.

Examined and approved this 19<sup>th</sup> day of November A. D. 1896.  
J. A. Oyer, Burgess.

Recorded in Ordinance book vol. 1, page 56, the 19<sup>th</sup> day of  
November, A. D. 1896.

No. 29.

An Ordinance  
Establishing the grade of Paul Avenue, in the  
Borough of West Liberty.

Section No. 1.— Be it ordained and enacted by the Town Council of the Borough of West Liberty, in Council assembled, and it is hereby ordained and enacted by authority of the same That the grade of Paul Avenue be and the same is hereby established as follows to wit:

Section. 2.— North Curb Line,

Beginning at the westerly curb line of West Street at an elevation of 406 feet; thence by a convex vertical curve 50 feet to an elevation of 405.67 feet; thence falling at the rate of 3.672 per ct, for 317.65 feet to an elevation of 395.83 feet; thence by a convex vertical curve 100 feet to an elevation of 391.21 feet; thence falling at the rate of 5.466 per ct. for 265 feet to an elevation of 375.51 feet; thence by a convex vertical curve 50 feet to an elevation of 375 feet at the easterly curb line of Lincoln Avenue; thence falling to an elevation of 374 feet at the western curb line of Lincoln Avenue; thence by a concave vertical curve 50 feet to an elevation of 371.03 feet; thence falling at the rate of 9.301 per ct. for 468.11 feet to an elevation of 327.5 feet at the easterly side of an alley.

South Curb Line.

Beginning at the westerly curb line of West Street at an elevation of 408.5 feet; thence falling at the rate of 3.763 per ct. for 308.71 feet, to an elevation of 396.88 feet; thence by a convex vertical curve 100 feet to an elevation of 392.25 feet; thence falling at the rate of 5.50 per ct. for 265 ft. to an elevation of 377.68 feet to the easterly curb line of Lincoln Ave; thence falling to an elevation of 376.78 feet at the westerly curb line of same; thence falling at the rate of 9.714 per ct. for 496.93 feet to an elevation of 328.5 feet at the north side of an alley.

Section No. 3.— That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordained and enacted into a law in Council, this 16<sup>th</sup> day of November, A. D. 1896.

Geo. W. Gibson. President.

Attest:— Geo. H. Beltzhoover, Clerk of Council.

Examined and approved this 19<sup>th</sup> day of November, A. D. 1896.

J. A. Oyer, Burgess.

Recorded in Ordinance Book, vol 1, pages 57-8, the 19<sup>th</sup> day of November, A. D. 1896

No. 37.

3

An Ordinance  
Establishing the Grade of Bigger Street, in the Borough of  
West Liberty.

Section No. 1— Be it ordained and enacted by the Town Council of the Borough of West Liberty, in Council assembled, and it is hereby ordained and enacted by authority of the same, That the grade of Bigger street be and the same is hereby established as follows, to wit:

Section No. 2.— North Curb Line.

Beginning at the northerly curb-line of Lincoln avenue, at an elevation of 353.28 ft. thence falling at the rate of 12.30 per ct. for 123.1 ft. to an elevation of 338.15 ft.; thence by a convex vertical curve 100 ft. to an elevation of 319.23 ft.; thence falling at the rate of 25.54 per ct. for 83 ft. to an elevation of 298.0 ft. at the easterly curb line of Boggston avenue.

South Curb Line.

Beginning at the westerly curb-line of Lincoln avenue, at an elevation of 355.8 ft.; thence falling at the rate of 14.665 per ct. for 105.42 ft. to an elevation of 340.33 ft.; thence by a convex vertical curve 100 ft. to an elevation of 319.93 ft.; thence falling at the rate of 26.15 per ct. for 80 feet to an elevation of 299.0 ft. at the easterly curb-line of Boggston avenue.

Section No. 3.— That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordained and enacted into a law in Council, this 7<sup>th</sup> day of December, A. D. 1896.

George N. Gibson, President.

Attest:— Geo. H. Beltzhoover, Clerk of Council.

Examined and approved this 18<sup>th</sup> day of December, A. D. 1896

J. A. Oyer, Burgess.

Recorded in Ordinance Book, vol. 1, page ~~68~~ 68.

No. 38.

## An Ordinance

Establishing the Grade of Safferty Street, in the Borough of West Liberty.

Section No. 1. — Be it ordained and enacted by the Town Council of the Borough of West Liberty, in Council assembled, and it is hereby ordained and enacted by authority of the same, That the grade of Safferty Street be and the same is hereby established as follows, to wit:

Section No. 2. — North Curb Line.

Beginning at the easterly curb line of Boggston Avenue, at an elevation of 301.0 ft.; ~~thence~~ <sup>thence rising</sup> falling at the rate of 11.615 per cent. for 649.68 ft. to an elevation of 376.5 ft. at the westerly curb line of Lincoln Avenue; thence rising to an elevation of 378.0 ft. at the easterly curb line of same, thence rising at the rate of 11.82 per cent. for 65 ft. to an elevation of 385.68 ft.; thence by a convex vertical curve 200 ft. to an elevation of 402.86 ft.; thence rising at the rate of 5.306 per cent. for 307.39 ft. to an elevation of 419.0 ft. at the westerly curb line of West Street.

South Curb Line.

Beginning at the easterly curb line of Boggston Avenue, at an elevation of 301.0 ft.; thence rising at the rate of 11.569 per cent. for 602.59 ft. to an elevation of 370.72 ft.; thence by a convex vertical curve 50 ft. to an elevation of 375.0 ft. at the westerly curb line of Lincoln Avenue; thence rising to an elevation of 376.5 ft. at the easterly curb line of same; thence rising at the rate of 12.12 per cent. for 65 ft. to an elevation of 384.38 ft.; thence by a convex vertical curve 200 ft. to an elevation of 401.80 ft.; thence rising at the rate of 5.306 per cent. for 246.11 ft. to an elevation of 414.84 ft.; thence by a convex vertical curve 50 ft. to an elevation of ~~417.0~~ 417.0 ft. at the westerly curb line of West Street.

Section No. 3. — That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordained and enacted into a law in Council, this 7<sup>th</sup> day of December, A. D. 1896.

Geo. N. Gibson, President.

Attest: — Geo. H. Beltzhoover, Clerk of Council.

Examined and approved this 18<sup>th</sup> day of December, A. D. 1896.

J. A. Oyer, Burgess.

Recorded in Ordinance Book vol. 1, page 69.

No. 39.

5  
An Ordinance  
Establishing the Grade of Sittell Avenue, in the Borough  
of West Liberty.

Section No. 1. — Be it ordained and enacted by the Town Council of the Borough of West Liberty, in Council assembled, and it is hereby ordained and enacted by authority of the same, That the grade of Sittell Ave. be and the same is hereby established as follows, to wit:

Section No. 2. — North Curb Line.

Beginning at the easterly curb line of Boggston Avenue, at an elevation of 290.0 ft.; thence rising at the rate of 7.061 per cent. for 679.82 ft. to an elevation of 338.0 ft. at the westerly curb line of Lincoln Avenue, thence rising to an elevation of 339.0 ft. at the easterly curb line of same, thence by a convex vertical curve 50 ft. to an elevation of 343.36 ft.; thence rising at the rate of 11.458 per cent. for 407.01 ft. to an elevation of 390.0 ft. at the westerly curb line of West Street.

South Curb Line.

Beginning at the easterly curb line of Boggston Avenue, at an elevation of 289.0 ft.; thence rising at the rate of 7.036 per cent. for 682.72 ft. to an elevation of 337.0 ft. at the westerly curb line of Lincoln Avenue; then level to the easterly curb line of same; thence rising at the rate of 11.547 per cent. for 437.33 ft. to an elevation of 387.5 ft. at the westerly curb line of West Street.

Section No. 3. — That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordained and enacted into a law in Council, this 7<sup>th</sup> day of December, A. D. 1896.

Geo. W. Gibson, President.

Attest: Geo. H. Beltzhoover, Clerk of Council.

Examined and approved this 18<sup>th</sup> day of December, A. D. 1896

J. A. Oyer, Burgess.

Recorded in Ordinance Book vol. 1, page 70.

No. 40.

## An Ordinance

Establishing the grade of Boggston Avenue, in  
the Borough of West Liberty.

Section No. 1.- Be it ordained and enacted by the Town Council  
of the Borough of West Liberty, in Council assembled  
and it is hereby ordained and enacted by authority  
of the same, That the grade of Boggston Avenue  
be and the same is hereby established as follows; to-wit

Section 2.- North and West Curb Line.

Beginning at the northerly curb line of Littell Avenue  
at an elevation of 289.0 ft.; thence rising at the rate of 3.143  
per. ct. for 350 feet to an elevation of 300.0 ft. there; thence  
rising at the rate of 0.954 per. ct. for 315.46 ft. to an elevation  
of 303.0 ft.; thence rising at the rate of 1.776 per. ct. for 394.25  
ft. to an elevation of 310.0 at an angle.

South and East Curb Line.

Beginning at the northerly curb line of Littell Avenue  
at an elevation of 290 feet; thence rising at the rate of  
3.91 per. ct. for 281.3 feet to an elevation of 301 feet at the  
southerly curb line of Safferty Avenue; thence level to  
the northerly curb line of same; thence rising at the  
rate of 1.0 per. ct. for 302.28 feet to an elevation of 304.03  
feet; thence rising at the rate of 1.83 per. ct. for 399.7 feet  
to an elevation of 310.98 ft. thence rising at the rate of 2.996  
per. ct. for 328.92 feet to an elevation of 320.67 feet at the  
westerly curb line of Lincoln Avenue; thence falling to  
east curb line of Lincoln Avenue at an elevation of  
319.50 feet thence falling at rate of 9.605 per. ct. for 236.42  
feet to an elevation of 296.79 feet at south curb of  
Washington Avenue.

Section No. 3.- That any Ordinance or part of Ordinance conflicting  
with the provisions of this Ordinance, be and the same  
is hereby repealed, so far as the same affects this  
Ordinance.

Ordained and enacted into a law in Council, this 7<sup>th</sup>  
day of December, A. D. 1896.

Geo. H. Gibson, President.

Attest:- Geo. H. Beltyhoover, Clerk of Council.

Examined and approved this 18<sup>th</sup> day of December, A. D.  
1896.

J. A. Oyer, Burgess.

Recorded in Ordinance book vol. 1, pages 71 and 72.

No. 41

7

An Ordinance  
Establishing the Grade of Lincoln Avenue, in the  
Borough of West Liberty.

Section No. 1.— Be it ordained and enacted by the Town Council of  
the Borough of West Liberty, in Council assembled,  
and it is hereby ordained and enacted by authority of  
the same, that the grade of Lincoln Avenue be and  
the same is hereby established as follows, to-wit:

Section 2.— East Curb Line.

Beginning at the southerly curb line of Boggston  
Avenue at an elevation of 319.5 feet; thence rising at  
the rate of 16.3 per ct. for 58.21 ft. to an elevation 329.0  
ft. at the northerly curb line of Lindo St; thence rising  
to an elevation of 330.5 ft. at the southerly curb line  
of same; thence rising at the rate of 16.31 per ct. for 273.0  
ft. to an elevation of 373.0 ft. at the northerly curb line  
of Paul Avenue; thence rising to an elevation of  
377.68 ft. at the southerly curb line of same; thence  
by a convex vertical curve 278 feet to an elevation  
of 378.0 ft. at the northerly curb line of Safferty Ave;  
thence falling to an elevation of 376.5 ft. at the southerly  
curb line of same; thence falling at the rate of 14.0 per  
ct. for 50 ft. to an elevation of 369.5 ft.; thence falling  
at the rate of 13.215 per ct. for 230 ft. to an elevation of  
339.0 ft. at the northerly curb line of Sittell Avenue;  
thence falling to an elevation of 337.0 ft. at the southerly  
curb line of same; thence falling at the rate of 4.64 per  
ct. for 105.0 ft. to an elevation of 332.32 ft. thence by  
a concave vertical curve 100 ft. to an elevation of 331.96  
ft.; thence rising at the rate of 3.92 per ct. for 180.0 ft.  
to an elevation of 340.0 ft.; thence rising at the rate of  
9.0 per ct. for 490.0 ft. to an elevation of 384.1 ft.; thence  
by a convex vertical curve 100 ft. to an elevation  
of 390.28 ft.; thence rising at the rate of 3.363 per ct.  
for 140.27 ft. at the curb line of West St, at an elevation  
of 395.0 ft.

West Curb Line.

Beginning at the southerly curb line of Boggston  
avenue, at an elevation of 320.67 ft.; thence rising at the  
rate of 16.30 per ct. for 327.16 ft. to an elevation of 374.0 ft.  
at the northerly curb line of Paul avenue; thence rising  
to an elevation of 374.68 ft. at the southerly curb  
(over)

line of same; thence by a convex vertical curve 278 ft. to an elevation of 376.5 ft. at the northerly curb line of Saffety avenue; thence falling to an elevation of 375.0 ft. at the southerly curb line of same; thence falling at the rate 13.215 per ct. for 230 ft. to an elevation of 344.60 ft.; thence by a convex vertical curve 50 ft. to an elevation of 337.0 ft. at the northerly curb line of Littell avenue; thence level to the southerly curb line of same; thence falling at the rate of 4.516 per ct. for 105.0 ft. to an elevation of 332.26 ft.; thence by a concave vertical curve 100 ft. to an elevation of 331.75 ft.; thence rising at the rate of 3.57 per ct. for 178.63 ft. to an elevation of 338.0 ft. at the northerly curb line of Frederick avenue; thence rising to an elevation of 339.0 ft. at the southerly curb line of same; thence rising at the rate of 9 per ct. for 500 ft. to an elevation 384.0 ft. thence by a convex vertical curve 100 ft. to an elevation 389.96 ft.; thence rising at the rate of 2.92 per ct. for 108.46 ft. to an elevation of 393.12; thence by a convex vertical curve 60 ft. to an elevation of 390.0 ft. at the curb line of West Street.

Section No. 3. — That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance, be and the same is hereby repealed, so far as the same affects this Ordinance.

Ordained and enacted into a law in Council, this 7<sup>th</sup> day of December, A. D. 1896.

Geo. H. Gibson, President.

Attest: — Geo. H. Beltz Hoover, Clerk of Council.

Examined and approved this 18<sup>th</sup> day of December, A. D. 1896.

J. A. Oyer, Burgess.

Recorded in Ordinance Book vol. 1 pages 73 and 74.

No. 46

An Ordinance  
Establishing the grade of West Street,  
in the Borough of West Liberty.

Section No. 1. - Be it ordained and enacted by the Town Council  
of the Borough of West Liberty, in council assembled and  
it is hereby ordained and enacted by authority of the  
same, That the grade of West Street be and the same  
is hereby established as follows, to wit:

West Curb Line.

Beginning at the southerly curb line of Washington  
Avenue, at an elevation of 321.5 ft.; thence rising  
at the rate of 16.056 per ct. for 526.87 ft. to an elevation  
of 406 ft. at the northerly curb line of Paul Avenue; thence  
rising to an elevation of 408.5 ft. at the southerly curb line of  
same; thence by a convex vertical curve 294.29 ft.  
to an elevation of 419.5 ft. at the northerly curb line  
of Safferty Avenue; thence falling to an elevation  
of 41 ft. at the southerly curb line of same; thence  
falling at the rate of 9.036 per ct. for 298.76 ft. to an  
elevation of 390 ft. at the northerly curb line of Sittell  
Avenue; thence falling to an elevation of 387.5 ft. at  
the southerly curb line of same; thence falling at the rate of  
.864 per ct. for 355 ft. to an elevation of 387.43 ft.; thence by a  
concave vertical curve 100 ft. to an elevation of 386.82 ft.;  
thence rising at the rate of 5.636 per ct. for 400 ft. to an  
elevation of 409.36 ft.; thence by a convex vertical curve  
209 ft. to an elevation of 405.05 ft.; thence falling at the rate  
of 9.955 per ct. for 100.91 ft. to an elevation of 395 ft. at the  
northerly curb line of Lincoln Avenue; thence falling  
to an elevation of 370 ft. at the southerly curb line  
of same; thence falling at the rate of 16.65 per ct. for  
396.42 ft. to an elevation of 324 ft. at the northerly  
curb line of Boggs Avenue.

Section No. 3. - That any Ordinance or part of Ordinance conflicting  
with the provisions of this Ordinance, be and the same  
~~are~~ hereby repealed, so far as the same affect this  
Ordinance.

Ordained & enacted into a law in Council, this  
21<sup>st</sup> day of December, A. D. 1896

Geo. H. Gibson, Pres.

Attest: Geo. H. Beltz Hoover, Clerk of Council.

Examined and approved this 11<sup>th</sup> day of January A. D. 1897. J. A. Oyer, Burgess.  
Recorded in Ordinance Book Vol. 1, page 50

## An Ordinance

9' Granting unto the Brownsville Avenue Street Railway Company, its successors, lessees and assigns, the right to construct, maintain and operate a street railway over and along certain streets & Avenues in the Borough of Montooth, Allegheny Co., Pennsylvania.

Section 1. Be it ordained and enacted by the Borough of Montooth in council assembled, and it is hereby ordained & enacted by the authority of the same, that the Brownsville Ave street Railway Co., its successors, lessees & assigns shall have the right, and is hereby authorized to enter upon the following named streets & avenues included within its route, to wit;

Beginning at the intersection of Paul Avenue & Third St. at the City line of the city of Pittsburg, thence along Paul Ave. to Lincoln Ave; thence southwardly along Lincoln Avenue to West St.; along West St. to Seventh street, line of the Thirty eighth ward of the City of Pittsburg. To construct, maintain, operate and use during the term named in its charter, its railway as aforementioned, with single tracks or with double tracks together with the necessary turnouts, sidings & switches, and to use electricity as a motive power, and to erect, maintain and use upon the streets and avenues aforesaid an overhead or other electric system for the supply of motive power, and to erect, maintain and use such posts, poles, or other supports as such company may deem necessary and ~~convenient~~ convenient for the support and maintenance of such overhead system.

Section 2. The consent of council granted on the preceding section is given upon the following conditions:

1. The said company shall lay its tracks and lines of tracks and sidings of the standard width or gauge between rails, and use the "Johnson" girder rail, or rail similar to the same, for its tracks, and supports for its overhead system of such pattern and size as may be approved by the Street Committee and Engineer of said Borough.
2. The said company shall, at its own proper cost and expense, do all the necessary grading for its tracks and eight feet on each side of tracks on such streets, and shall pave between its tracks and one foot outside thereof, and shall put the same in a passable

condition for teams.

- 3 The construction of said railway shall be commenced within one year and completed within two years after the date of passage of this ordinance.
- 4 The cost of advertising this ordinance, in accordance with the Act of Assembly relating thereto, shall be paid by the said railway company.
- 5 The said railway shall file with the Borough Clerk within thirty days after the final passage of this ordinance, its certificate of acceptance hereof, said certificate to be used under the seal of the company, and attested by the President and Secretary thereof.
- 6 Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same <sup>may</sup> affects this ordinance.

Ordained and enacted into a law in the council of Mountzoth Borough, this 2<sup>nd</sup> day of May, A. D., 1898

Attest: Geo. B. Anderson, Clerk. David Brittle, President.

Approved this 3<sup>rd</sup> day of May, A. D., 1898.

A. T. Goff, Burgess.

Attest: Geo. B. Anderson, Clerk.

Number Two.

An Ordinance.

Granting unto the Brownville Avenue Street Railway Company, its successors, lessees, and assigns, the right to construct, maintain and operate a street railway over and along certain streets and avenues in the Borough of Montooth Allegheny County, Pennsylvania.

Section 1. Be it ordained and enacted by the Borough of Montooth in Council assembled, and it is hereby ordained & enacted by the authority of the same, that the Brownville Avenue Street railway Company, its successors, lessees & assigns, shall have the right and is hereby authorized to enter upon the following named streets & avenues included within its route, to wit:

Beginning at a point in Lincoln Ave, at the intersection of Lincoln avenue & Paul avenue, thence along Lincoln ave in a northerly direction to Boggston avenue, thence along Boggston avenue to Washington avenue, thence along Washington avenue to a bridge on Saw Mill Run at a point known as Bell Tavern.

To construct, maintain, operate & use during the term named in its charter, its railway as aforementioned with single tracks or with double tracks, together with the necessary turnouts, sidings & switches, and to use electricity as a motive power, and to erect, maintain and use, such posts, poles or other supports as said company may deem necessary and convenient for the support and maintenance of such overhead system.

Section 2. The consent of Councils granted in the preceding section is given upon the following conditions:

1. The said company shall lay its tracks & lines of tracks and sidings of the standard width or gauge between rails and use the "Johnson" girder rail, or rail similar to same for its tracks, and supports for its overhead system of such pattern & size as may be approved by the Street Commissioner or the chief engineer of said Borough.

2. The said company shall, at its own proper cost and expense do all necessary grading for its tracks, and eight feet on each side of track or tracks, on such streets and shall pave between its tracks and one foot outside thereof and shall put the same in a passable condition for terms

3. The construction of said railway shall be commenced within one year and completed within two years after the date of passage of this ordinance.
4. The cost of advertising this ordinance, in accordance with the act of Assembly relating thereto, shall be paid by the said railway company.
5. The said railway shall file with the Borough Clerk within thirty days after the final passage of this ordinance, its certificate of acceptance hereof, said certificate to be used under the seal of the company and attested by the President and Secretary thereof.
6. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed, so far as the same may affect this ordinance.

Ordained and enacted into a law in the Council of Montooth Borough this 2<sup>nd</sup> day of May, A.D. 1898.

David Brittle,  
President.

Attest: Geo. B. Anderson,  
Clerk.

Disapproved this 3<sup>rd</sup> day of May, A.D. 1898.

A. J. Goff, Burgess.

Passed over Burgess' veto May the 18<sup>th</sup> 1898.

David Brittle, Chairman.

Attest: Geo. B. Anderson, Clerk.

## Number Three.

## An Ordinance

Fixing the Millage and Tax Levy of the Borough of  
Montooth for the Year 1898 and Providing for the  
Collection and Disbursement Thereof.

Be it ordained by the Borough of Montooth in Town  
Council assembled, and it is hereby ordained and enacted  
by the authority of the same,

1<sup>st</sup> That a tax of eight mills is hereby levied upon  
all of the taxable property at the assessed valuation  
within Montooth Borough, which tax shall be collected  
as provided <sup>for</sup> by law for the purposes of meeting the  
expenses of the government of said Borough.

2<sup>nd</sup> Two mills thereof shall be levied, collected and  
disbursed to the sinking fund, and six mills <sup>thereof</sup> shall  
be levied, collected and disbursed in meeting the expense  
of the Borough as provided for by the laws of the  
Commonwealth of Pennsylvania.

All ordinances heretofore passed or in conflict  
herewith are hereby repealed.

Ordained and enacted into a law this 6<sup>th</sup> day of  
June, A. D. 1898.

Henry Marsh,

Chairman, Pro Tem.

Attest: Geo. B. Anderson Clerk.

Became a law by the Burgess failing to sign  
this 6<sup>th</sup> day of July, A. D. 1898.

David Brittle,

President.

## Resolution #1

12  
Whereas, the Borough of Montooth is indebted to the Borough of West Liberty by virtue of certain proceedings at No. 74 March Sessions, 1897, in the Court of Quarter Sessions, of Allegheny County by a decree of the Auditor therein appearing in the sum of — Dollars, and, Whereas, the Borough of Montooth is desirous of discharging said obligation and maintaining its indebtedness free and independent from any financial connection with the Borough of West Liberty.

Therefore, be it resolved by the Borough of Montooth in Council assembled, and it is hereby resolved by authority of the same, that bonds in the sum of Three Thousand Dollars being the necessary amount for the purpose of making payment to West Liberty Borough of said indebtedness as now exists between the Borough of West Liberty and the Borough of Montooth, be issued for the purpose aforesaid. Said bonds shall be six in number with coupons attached. Each bond shall be for the sum of Five hundred dollars, and shall bear interest at the rate of five per centum per annum, payable at the First National Bank of Birmingham, Pittsburg, Pennsylvania. Said bonds shall number from one to six, both inclusive, and shall mature as follows:

Bond No. 1	shall mature	September 15 <sup>th</sup>	1901
" " 2	" "	" "	1902
" " 3	" "	" "	1903
" " 4	" "	" "	1904
" " 5	" "	" "	1905
" " 6	" "	" "	1906

Be it further resolved that an annual tax in the sum of Four Hundred & Fifty Dollars be levied upon the taxable property of said Borough, and shall be set aside as a sinking fund to redeem the principle & interest on said bonds as they shall mature, the amount to be left for the redemption of the first bond coming due shall be adequate to discharge the remaining outstanding bonds as they shall mature, along with the interest. Be it further resolved that the officers of this Board are hereby directed to make and file in the Court of Quarter Sessions, under oath, such statement as is required by law in such case made & provided.

Passed, and made a law this 8<sup>th</sup> day of Sept. A. D. 1898. Montooth, Pa.

Attest: Geo. B. Anderson, Clerk.

David Brittle, President.  
A. J. Goff, Burgess.

## Resolution #2.

Moutooth, Pa. Oct. 4<sup>th</sup> 1898

13

To the Council of the Borough of Moutooth.

Whereas;

It is customary &amp; proper for all Boroughs to recognize the Burgess by paying him a salary. Therefore be it

Resolved:

That we the Council of the Borough of Moutooth, in session assembled, fix a salary for the Burgess of \$50, fifty dollars per annum, beginning on March 1<sup>st</sup> 1898, payable quarterly.

H. B. Ogsten, Mover.

V. Fisher ... Seconder.

David Brittle, President.

A. J. Goff, Burgess.

Attest: Geo. B. Anderson, Clerk.

## Resolution #3.

(Known as Anti-Annexation No. 1.)

Mouttooth, Oct 4<sup>th</sup> 1898.

To the President & members of the honorable Council  
of the Borough of Mouttooth;

Whereas:

It is believed by many of the citizens & taxpayers of the  
Borough of Mouttooth, that the ordinance passed by the  
Council of the Borough of Mouttooth praying for annex-  
ation to the City of Pittsburg, was passed illegally &  
contrary to the best interests of the citizens of the Boro. of Mouttooth.

and Whereas:

The sentiment of the citizens & taxpayers of the Borough of  
Mouttooth, now by a large majority seems to be against  
the proposed annexation to the City of Pittsburg, be it hereby

Resolved:

That the action of the Council of the Borough of Mouttooth  
praying for annexation to the City of Pittsburg, be & is  
hereby reconsidered.

Mover, John Betz;

Second, V. Fisher.

David Britth. President.

Attest: Geo. B. Anderson, Clerk.

Approved Oct. 4<sup>th</sup> 1898.

A. J. Goff, Burgess.

Attest: Geo. B. Anderson, Clerk.

## Resolution #4.

(Known as Anti Annexation #2.)

Montooth, Oct. 4<sup>th</sup> 1898.To the President and members of the honorable  
Council of the Borough of Montooth.

Whereas:

It has been deemed prudent and wise to reconsider  
an ordinance passed by the Council of the Borough  
of Montooth praying for annexation to the City  
of Pittsburg for annexation to that municipality  
be it hereby

Resolved:

That the said ordinance passed by the Council of  
the Borough of Montooth praying the City of  
Pittsburg for annexation to that municipality,  
be and is hereby repealed, and be it further

Resolved:

That the Clerk of the Council of the Borough of  
Montooth, be & is hereby instructed to notify the  
proper authorities of the City of Pittsburg, of this  
action of the Council of the Borough of Montooth  
repealing the ordinance for annexation to the City  
of PittsburgJohn Betz, Mover.  
H. B. Ogsten, Seconder.

David Brittle President.

Attest: Geo. B. Anderson, Clerk.

Approved Oct. 4<sup>th</sup> 1898.

A. T. Goff, Burgess.

Attest: Geo. B. Anderson, Clerk.

16

## An Ordinance # 1

of the Borough of Montooth in regard to Licensing  
Vehicles

Be it ordained and enacted by the Borough  
and town Council of the Borough of Montooth and it is  
Hereby ordained and enacted by the authority of the same

Section 1

That the owners of all wagons Carriages, Carts, Drays,  
Omnibuses, Hackes or other Vehicles which may or shall  
Pass over the Streets or alleys of Said Borough whether Such  
Owners be residents or non residents within Said Borough  
shall cause Such Vehicle or Vehicles to be registered at the  
Office of the Treasurer and shall pay to Said Treasurer for  
The use of Said Borough for each of Such Vehicle drawn by  
one horse or mule or any other Beast of Burden the Sum of  
Three (\$3<sup>00</sup>) Dollars for each Vehicle drawn by two Horses  
or Mules or other Beasts of Burden the Sum of Five (\$5<sup>00</sup>) Dollars  
For each drawn by four Horses or Mules or other Beasts of Burden  
The Sum of Six (\$6<sup>00</sup>) Dollars and for each additional Horse  
or Mule or other Beast of Burden used in any of the above  
Vehicles Fifty (.50<sup>00</sup>) cents which registry and payment shall  
be made on or before the first day of May for each and  
Every year hereafter and it shall be the duty of all persons  
commencing the use of any of the aforesaid Vehicles after the  
Regular time of registry and payment to report the same to the  
Treasurer of Said Borough and cause same to be registered  
as aforesaid within five days thereafter and they shall pay in  
proportion for the unexpired term of the year and to each and  
Every person who shall make payment as aforesaid the Treasurer  
shall give a Certificate of Such payment also a metallic plate  
containing the number of the Vehicle for the year it is given  
which plate shall be affixed in some conspicuous place on the  
Vehicle and duly returned to the Treasurer at the end of  
the year for which it is given

Section 2

That Each and Every person  
Neglecting or refusing to comply with the provisions of this  
Ordinance and being thereof duly convicted shall forfeit and  
Pay in addition to the amount before specified the Sum  
of Five (\$5<sup>00</sup>) Dollars to be recovered before the Burgess or any  
Justice of the peace as fines and forfeitures are now  
by law collected for the use of said Borough

Continued

Section 3 That any person - persons or persons keeping a livery Stable within may appear before the Council and by oath or otherwise certify the number of Carriages and other Vehicles he may have in use upon an Abarage during the Year and he shall be required to pay for such number and kind and No More

Section 4 That nothing hereinafter contained shall be construed to authorize the Burgess and town Council aforesaid to charge License on the wagons or other Vehicles of travelers merely passing through said Borough nor the wagons or other Vehicles of Farmers bringing to market the produce of their farms

Section 5 That in case of Failure of persons to pay the Amount of License which or they are or may be charged within Thirty Days after the same shall be come due according to the Provisions of the first Section of this Ordinance it shall be the Duty of the Treasurer of said Borough to place the said claim for License in the hands of the High Constable to collect the same and for the said Services he shall receive the sum of Fifty (50<sup>cts</sup>) cents in addition to the amount above specified to be paid by the persons or persons chargeable in the said License and in the case of a Quit said amount to be added as part of the costs of Quit

Ordained and Enacted into a Law this 25<sup>th</sup>  
Day of April A.D. 1899

Herman B. Agstew  
President of Council

J. E. Lewis  
Clerk

Examined and Approved this \_\_\_\_\_ Day of \_\_\_\_\_

A.D.

Burgess

## An Ordinance # 2

17  
Of the Borough of Mantooth providing for the licensing of persons desiring to do Hawking and peddling and Soliciting Orders for the sale of goods - Vegetables - Meats - Merchandise and Manufactured Articles of all kinds within the limits of the Borough of Mantooth

Section 1

Be it Ordained and Enacted by the Council of the Borough of Mantooth and it is hereby Ordained and Enacted By Authority of the same that the treasurer be and <sup>he</sup> is hereby Authorized and directed to grant licenses to persons following the Business of Hawking and peddling and Soliciting the order for the Sale of goods Vegetables Meats Merchandise and Manufactured Articles of all kinds within the limits of said Borough

Section 2

That each and every person wishing to Hawk or peddle or Solicit orders as aforesaid shall pay to the Burgess for the use of said Borough the sum of Five (\$5<sup>00</sup>) Dollars per year or a sum of not less than Fifty (.50<sup>00</sup>) Cents nor more than One (\$1.00) Dollar for each day or night for which the said license is granted before doing any Hawking or peddling or Soliciting orders as aforesaid within the limits of the said Borough and receive from the said Treasurer a license in accordance herewith

Section 3

Any person or persons found Hawking or peddling or Soliciting orders as aforesaid within the said Borough shall forthwith upon request made to him or them Exhibit his license and upon a failure to do so may without warrant and upon view be arrested and committed by the constable or high constable of said Borough for a hearing before either the Burgess or any justice of the peace in said Borough for trial in accordance with the practice in Summary Convictions in Criminal Cases

Section 4

It shall be the duty of the High constable or constables of the Borough to arrest on view on the failure to exhibit a license as aforesaid any person found engaged in Hawking - peddling or Soliciting orders for the sale of goods as aforesaid on complaint of any citizen of the Borough either oral complaint to such officer or on written complaint before the Burgess or justice of the peace on warrant issued and any person arrested for the violation of this Ordinance may be committed to the Borough lock up pending a hearing or trial and upon any judgment against any person either by Summary conviction or by proceedings by summons on default of payment of fine or penalty imposed by said judgment and the costs the defendant may be sentenced

## Ordinance #2 Continued

And Committed to the Borough lockup for a period not Exceeding Five Days or to the County Jail for a period not Exceeding thirty days Or any one may make complaint in the name of and for the use of the Borough of Montooth and institute a proceeding in Assumpsit for the Collection of the fine or penalty herein provided for against any person or persons Violating any of the provisions of this Ordinance and collect the same in the same manner as debts of like amount are now recoverable provided However that the provisions of this Ordinance shall not apply to Merchants and others residing in the said Borough and Engaged in business within the same nor to farmers selling the produce of their own farms nor to traveling Salesman Selling to Merchants by Sample

Section 5

Any Ordinance or part of an Ordinance conflicting with the provisions of this ordinance Be. and the same are hereby repealed so far as the same affect this ordinance

Ordained and Enacted into a law in Council this 16<sup>th</sup> day of May A.D. 1899.

Herman B. Agster  
President of Council

Attest.  
J.E. Lewis

J.E. Lewis  
Clerk of Council

An Ordinance #3

18

Levying and assessing taxes for the fiscal year beginning March 1<sup>st</sup> 1899 and making distribution thereof

Whereas, it appears from the report of the finance committee that the estimated cost of conducting the affairs of the Borough of Montooth for the ensuing year is \$135,740 and that the total valuation of the taxable property in the Borough amounts to \$175,000.00

Therefore

Section 1

Be it ordained and enacted by the Council of the Borough of Montooth and it is hereby ordained and enacted by authority of the same for the purpose of providing sufficient revenue to meet the ordinary expenses of the Board to provide for the sinking fund to pay the interest and liquidate the interest of outstanding bonds and to discharge all other liabilities now due or which may become payable during the ensuing year taxes shall be and are hereby levied and assessed on all Property offices Professions occupations Persons and other objects of taxation within the said Borough made taxable by the laws of this Commonwealth for Borough purposes Upon the valuation assessed for County purposes as follows

No 1

For Borough purposes to wit:-  
For the purpose of providing sufficient revenue to meet the ordinary expenses of the Borough and to discharge all other liabilities now due or which may become payable during the year properly charged to the ordinary running expense of the Borough a tax of 5/3 Mills upon each Dollar of the valuation as fixed by the assessment for County purposes on all property offices professions occupations persons and other objects of taxation within said Borough

No 2

For the purpose of maintaining the sinking fund already levied and assessed and for the payment of the principal and interest on the bonded indebtedness of said Borough a tax of 2 2/3 Mills upon each dollar of valuation as above set forth is hereby set apart and appropriated for the payment of the principal and interest on the bonded indebtedness of said Borough

Section 2

That the Burgess do and is hereby directed to issue his warrant to the Borough tax collector for the collection of said taxes

## Ordinance #3 Continued

and that the said taxes when collected by said tax collector and as fast as collected be paid to the Board Treasurer according to law

Section 3 All ordinances or parts of ordinances conflicting with the provisions of this ordinance be and the same are hereby re-appealed so far as the same effect this ordinance

Ordained and Enacted into a law in Council this 20<sup>th</sup> Day of June A.D. 1899

H. B. Agsten  
President of Council

Attest  
J. E. Lewis  
Clerk of Council

A. D. Hoff  
Burgess

Examined and approved June 20<sup>th</sup> 1899

## Resolutions # 5

19

Whereas - a Motion has been duly passed by Council to lay a board walk on the following named streets viz west street Lincoln Ave. Lafferty Ave - Franklin St. Little Ave - Paul Ave. from Lincoln Ave to Mosens place - Lido street beginning at Lincoln Ave and  
 Whereas it is necessary to borrow the sum of \$600<sup>00</sup>  
 Therefore be it resolved by the Council of Said Borough that they borrow the sum of \$600<sup>00</sup> and execute a promissory note for four months to raise the money to pay for laying said board walk

Signed John Hamer  
 Theo - Swantling

Ordained and Enacted into a law in Council this 3<sup>d</sup> day of July

A.D. 1899

Attests

J. E. Lewis  
 Clerk of Council

H. B. Agsten  
 President of Council

A. J. Hoff  
 Burgess

Examined and Approved July 3<sup>d</sup> 1899

## Ordinance #7/4

V<sup>o</sup>

An Ordinance to prevent persons from driving on the side walks and gutters in and for the Borough of Montooth

Section 1 Be it ordained and Enacted by the Burgess and town Council of the Borough of Montooth and it is hereby ordained and Enacted by Authority of the same that any person or persons driving a vehicle drawn by horses or other animals over the side walks or gutters of any Street or that no one shall be allowed to cross such side walk or gutter except at regular crossings in said Borough shall pay a fine of not less than \$2<sup>00</sup> nor more than \$10<sup>00</sup> which fine shall not exonerate him or them from paying for damages done to said side walk

Said fine or penalty to be collected as such fines and penalties are by law collected

Ordained and Enacted into a law this third (3<sup>d</sup>) day of July A.D. 1899

H. B. Agsten  
President of Council

Attest  
J. E. Lewis  
Clerk of Council

Approved this Eleventh (11<sup>th</sup>) day of July A.D. 1899

A. J. Gaff  
Burgess

no 8

21

In pursuance of an act of Assembly Entitled "An Act Amending Section 9 of an Act Entitled 'An Act in relation to the laying out opening, widening, straightening, extending, or vacating Streets and Alleys and the Construction of Bridges in the several Municipalities of this Commonwealth the grading, paving macadamizing or otherwise improving Streets and Alleys providing for ascertaining the damages to private property resulting therefrom the assessment of damages costs and expenses thereof upon the property benefitted and the Construction of Sewers and payment of the damages costs and expenses thereof including damages to private property resulting therefrom Approved May 16<sup>th</sup> Anno Domini one thousand Eight hundred and Unity one Enabling Municipal Corporations to lay out open widen extend and vacate Streets or Alleys upon petition of property owners Approved May 22<sup>nd</sup> A.D. 1895 the following ordinance was upon the 17<sup>th</sup> Day of August 1899 introduced in Council

Attest - J.E. Lewis Clerk of Council

An Ordinance extending Ludo Street in the Borough of Moutooth from its present terminus at the west line of Valentine Fishers property to the west line of Moutooth (formerly West) Street

Section 1<sup>st</sup> Be it ordained and Enacted by the Borough of Moutooth in Council Assembled and it is hereby ordained and Enacted by the Authority of the Same that Ludo Street in said Borough of Moutooth be, and the Same is hereby extended from its present terminus on the west line of Valentine Fishers property in said Borough four hundred and Seven teen feet more or less to the west line of Moutooth (formerly West) Street the East line of said Borough the said Extension of Ludo Street to preserve a uniform width of thirty (30) feet and to run about parallel with Washington Ave

Section 2<sup>nd</sup> The Burgess and Street Committee is hereby Authorized and directed to Cause to be Surveyed and opened the said Ludo Street between the west line of property of Valentine Fishers and west line of Moutooth Street at a uniform width of thirty (30) feet and running about parallel with Washington Ave in accordance with Section first of this ordinance

Section 3<sup>d</sup> The damages caused thereby and the benefits to pay the same to be assessed against and collected from property specially benefitted in accordance with the provisions of the Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating the same

Ordained and Enacted into a Law this 17 Day

August 17<sup>th</sup> A.D. 1899

Attest J.E. Lewis Clerk  
 Examined and Approved this 16<sup>th</sup> Day of Sept A.D. 1899  
 Burgess

President

## Ordinance No. 9

22

A. general Ordinance authorizing regulating and governing the construction and laying of Board walks in the Borough of Montooth and providing for the payment of same out of general funds of the Borough

Section 1

Be it ordained and enacted by the Borough of Montooth in Council assembled and it is hereby ordained and enacted by the authority of the same. that all Board walks hereafter ordered by Council from and after the passage of this Ordinance shall be paid for by warrant on the Borough Treasurer ordered by Council from the general funds of the Borough

Section 2

A tax levy of 2 Mills on the dollar on Total Valuation of the Borough shall be assessed and collected and paid to the Treasurer for the purpose of meeting the extra Expense occasioned by this Ordinance each year as long as required to meet such Expense and that in no one year shall Board walk be laid to exceed the income derived from such tax levy after the first year said first years Excess of costs to be paid out of the second years tax levy

Section 3

All Board walks shall be made of pine lumber and set on two locust posts set not less than Eighteen inches in the ground connected at the top by 2 + 6 tie well nailed to each post with three 4 - spikes forming one bent the bents to be placed Eight feet between centres or on approval of the Street Committee Stones may be substituted for locust posts in which case a 3 + 4 Sill shall be used in place of 2 + 6 four foot walks shall have three stringers 2 + 6 well nailed to Sills and Splice boards shall be placed at each joint on the inside and well nailed to stringers. Stringers to be placed three feet ten inches from outside to outside of stringer with one stringer in centre between all to be floored with one inch board not less than six inches wide well nailed to stringer with 10<sup>d</sup> nails six inch board to have two nails to each stringer Eight and ten inch boards to have three nails to each stringer twelve inch boards to have four nails to each stringer all boards to project one inch outside of stringer three feet and two feet walks shall conform to the same specifications except the middle stringer will be dispensed with and having only two stringers. Not less than a three foot board walk shall be placed on all streets forty feet wide or over nor less than a two foot walk on a thirty foot street nor less than two foot walk on a twenty foot street

Section 4

Attests

J. E. Lewis

Clerk of Council

John Hamm Sr

President of Council

Examined and Approved Sept 6<sup>th</sup> 1899

A. J. Goff

Burgess

## Ordinance No. 10

23

An ordinance authorizing and directing the construction and laying of board walks on certain streets within the limits of the Borough according to general ordinance No. 7 governing and regulating the same

Section 1

Be it ordained and enacted by the Borough of Montooth in Council assembled and it is hereby ordained and enacted by the authority of the same that a Board walk shall be constructed and laid on west side of Lincoln Avenue from Little Street to Bigger Street, and from Bigger Street to West Street on East side and on north side of Frederick Street from Lincoln Avenue to Boggs Avenue and on west side of West Street from Paul Avenue to Lincoln Avenue and on south side of Paul Avenue from Boggs Avenue to Lincoln Avenue and on north side of Paul Avenue from Lincoln Avenue to West Street and on north side of Rafferty Avenue from the Church to West Street and on south side of Rafferty Avenue from Lincoln Avenue to West Street and on north side of Little Avenue from Lincoln Avenue to West Street and on south side of Guido Street from Lincoln Avenue to West Street according to general ordinance No. 7 authorizing regulating and governing the same

Section 2

That Street Committee be authorized and directed to proceed and advertise for and receive bids for the construction of the said Board walks and to let the Board walks to the lowest and best responsible bidder

John Spaulm Jr  
President of Council

Attests

J. E. Lewis  
Clerk of Council

Examined and approved Sept 6<sup>th</sup> 1899

A. J. Hoff Burgess

## Ordinance No 11

24

Granting permission to the Pittsburgh and Allegheny Telephone Company its Successors or Assigns to Construct and Maintain poles, conduits, wires and cables within the limits of the Borough of Mantookh Pennsylvania

Be it ordained and enacted by the Council of the Borough of Mantookh Pa and it is hereby ordained and Enacted by the authority of the same as follows to-wit

Section 1<sup>st</sup> That permission be and is hereby granted to the Pittsburgh and Allegheny Telephone Company its Successors or Assigns to Construct, operate and maintain lines of Telephone and Telegraph wires including all poles, wires, cables manholes and fixtures upon, along, over and under the streets, alleys and highways of the Borough of Mantookh made necessary in connecting the places of business and the residences and stores, offices and Manufacturing Establishments of its subscribers within the Borough of Mantookh Pennsylvania

Section 2<sup>nd</sup> all poles shall be located and erected under the direction and supervision of the Chairman of the Street Committee as he may designate and said Telephone Company shall pay all expenses incurred by reason of the passage of this ordinance printing of ordinance and repairs to streets lanes and alleys made necessary on account of the construction of its lines

Section 3<sup>d</sup> Said Company shall furnish free to said Borough one (1) telephone to be used by said Borough for official business as long as said Company or its Successors or Assigns maintain and operate its lines in said Borough said Telephone Company also agrees to give said Borough sufficient spare on its lines for fire alarm and police wires

Section 4<sup>th</sup> The rate to be established for the use of telephones within the limits of the Borough of Mantookh shall be as follows

The Maximum rate for business houses shall be forty-Eight (\$48) Dollars per Year

The Maximum rate for residences or dwellinghouses shall be thirty-Six (\$36) Dollars per Year

## Ordinance No 11 Continued

Section 5<sup>th</sup> The wires to be hung upon said poles shall be not less than twenty feet from the pavement or street level.

Section 6<sup>th</sup> That said Pittsburg and Allegheny Telephone Company shall file with the Borough Clerk their acceptance of this ordinance within thirty days of the final passage of same.

Section 7<sup>th</sup> Unless work is begun under this ordinance by said Telephone Company within four months from the day of its final passage and completed within one year all rights and privileges granted by this ordinance become null and void.

Section 8<sup>th</sup> That any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

Ordained and enacted into a law this 9<sup>th</sup> day of July  
A.D. 1900

J. E. Lewis  
Clerk

Joseph H. Letzkus  
Pres of Council

Examined and approved this 13<sup>th</sup> day of July 1900

H. B. Agsten  
Burgess

## An Ordinance

Same as no 11  
# 11

25

Granting permission to the Pittsburg and Allegheny Telephone Company its Successors or assigns to construct and maintain Poles Conductors Wires and Cables within the limits of the Borough of Montooth Pennsylvania

Be it ordained and enacted by the Council of the Borough of Montooth Pa. and it is hereby ordained and enacted by the authority of the Same as follows to Wit:

Section 1 That permission be and is hereby granted to the Pittsburg and Allegheny Telephone Company its Successors or assigns to construct operate and maintain lines of Telephone and Telegraph wires including all poles wires Cables Masts and fixtures upon along over and under the Streets Alleys and Highways of the Borough of Montooth made necessary in connecting the places of Business and the Residences and Stores offices and Manufacturing Establishments of its Subscribers within the Borough of Montooth Pennsylvania

Section 2 All poles shall be located and erected under the direction and supervision of the Chairman of the Street Committee as he may designate and said Telephone Company shall pay all expenses incurred by reason of the passage of this ordinance printing of Ordinance and repairs to Streets Lanes and Alleys made necessary on account of the construction of its lines

Section 3 Said Company shall furnish free to said Borough one (1) Telephone to be used by said Borough for Official Business as long as said Company or its Successors or assigns maintain and operate its lines in said Borough said Telephone Company also agrees to give said Borough sufficient space on its poles for fire alarm and police wires

Section 4 The rate to be established for the use of Telephones within the limits of the Borough of Montooth shall be as follows  
The Maximum rate for Business Houses shall be Forty Eight (48) Dollars per Year

Ordinance # ~~12~~ Continued

The maximum rate for Residences or Dwelling Houses shall be Thirty Six (\$36) Dollars per Year.

Jan 5-8 7/20 5/6		No. of Streets	No. of BOOKS	No. of PAGES	CARD INDEX	No. of Folders	Folder DATA UNITS	Final Report	shall
X	Ewart Drive	1	(3-6)	(4-43) (41) 28-4-6	1			3	2-10
X	Poplar St Gilmore Way - Poplar Way	1	(5-6)	(7-86) (136) 6-6-43 28-28-4-4	111	11	4	6	2-10
X	Galena Way - Girard Alley	1	(4-6)	(6-43) (90) 6-6 28-28-4-4	11	1	1	3	2-10
X	Louisa St - Senate St	1	(17-6)	(39-80) 38-14-22-11	3	2	10	10	4-1
X	Short Way	1	(18-8)	(54-73) 28-10-1-9-14-7	1	0	0	0	9-10
X	Whitcomb St - Wilson St	1	(3-6)	(5-53) (105) 9-9 28-28-6-6	11	1	1	4	2-10
X	Watson Way	1	(17-7)	(53-60) 28-6-9-10-5	1	0	0	0	9-10
X	No. Bellefield Ave - Bellefield St	1			11	1			
X	South Bellefield Ave - Bellefield St	1			11	1			

J

## An Ordinance

Same as no 11

# 17

25

Granting permission to the Pittsburg and Allegheny Telephone Company and its Successors or assigns to construct and maintain poles conductors wires and cables within the limits of the Borough of Mantook Pennsylvania

Be it ordained and enacted by the Council of the Borough of Mantook Pa. and it is hereby ordained and enacted by the authority of the Same as follows to wit:

Section 1 That permission be and is hereby granted to the Pittsburg and Allegheny Telephone Company its Successors or assigns to construct operate and maintain lines of Telephone and Telegraph wires including all poles wires cables manholes and fixtures upon along over and under the Streets Alleys and Highways of the Borough of Mantook made necessary in connecting the places of Business and the Residences and Stores offices and Manufacturing Establishments of its Subscribers within the Borough of Mantook Pennsylvania

Section 2 All poles shall be located and erected under the direction and supervision of the Chairman of the Street Committee as he may designate and said Telephone Company shall pay all expenses incurred by reason of the passage of this ordinance printing of ordinance and repairs to Streets Lanes and Alleys made necessary on account of the construction of its lines

Section 3 Said Company shall furnish free to said Borough one (1) Telephone to be used by said Borough for official Business as long as said Company or its Successors or assigns maintain and operate its lines in said Borough said Telephone Company also agrees to give said Borough sufficient space on its poles for fire alarm and police wires

Section 4 The rate to be established for the use of Telephones within the limits of the Borough of Mantook shall be as follows

The Maximum rate for Business Houses shall be Forty Eight (48) Dollars per year

## Ordinance # 12 Continued

The maximum rate for Residences or Dwelling Houses shall be Thirty Six (\$36) Dollars per Year.

Section 5 The wires to be hung upon said poles shall ~~not~~ be not less than twenty feet from the pavement or Street level

Section 6 That said Pittsburg and Allegheny Telephone Company shall file with the Borough Clerk their acceptance of this ordinance within thirty days of the final passage of same

Section 7 unless work is begun under this ordinance by said Telephone Company within four months from the day of its final passage and completed within one year all rights and privileges granted by this ordinance become null and void

Section 8 That any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same effects this Ordinance

Ordained and enacted into a law this 9<sup>th</sup> Day of July A.D. 1900

President of Council

Attests  
J. E. Lewis  
Clerk of Council

Examined and approved this 13 Day of July 1900

H. B. Agaten  
Burgess

## An Ordinance # 12

26

granting to the Manufacturers Light and Heat Company the right to lay pipes fixtures and connections on the Streets Alleys and Highways in the Borough of Montooth

Section 1 That the Manufacturers Light and Heat Company shall have the right and lawful authority by its self its Agents and employees to enter upon any or all of the Streets Alleys and Highways now within the limits of said Borough or hereafter to be laid out or brought into the same and freely without hindrance or molestation make all necessary excavations and lay down all such pipes and fixtures as may be deemed requisite to convey gas along said Streets Alleys and Highways and connect the same by supply pipes with all houses and buildings and do any other acts necessary to carry into effect the object contemplated by its charter. Provided however that said Company shall locate and place all mains which shall be laid by it as aforesaid upon the lines and locations which shall be designated therefor by the Chairman of the Street Committee and shall not lay down any main or any pipe other than service pipes connecting mains with the houses of consumers or any part of any Street Alley or Highway except upon such location thereon as shall be designated by the said Chairman of the Street Committee

And provided further that all mains shall be laid at a depth of not less than 36 inches from the surface of the ground to the top of the pipe and in case of any lowering of the grade of any Highway said Company shall correspondingly lower such pipes

Section 2 It shall be the duty of the said Company and it is hereby required to restore all excavations made by it on the said Streets Alleys and Highways of the Borough and put said Streets Alleys and Highways in as good order and repair as when the excavation or work thereon was begun as speedily as it is possible during the progress of the work and thereafter shall keep in line order and repair for a period of twelve months so much thereof as shall have been dug up or excavated all of which shall be done under the direction and supervision of the Chairman of the Street Committee and no excavation shall be left open for a period longer than

## Ordinance # 12 Continued

four days in the laying of a new main and forty-eight hours in other cases if it fails to put said Streets, Alleys and highways or any of them into as good condition and repair as they were before it entered there on or fails to keep them so for twelve months as aforesaid then and in either event in case notice is given by the Council of said Borough to put the same in the condition and repair above required within ten days from the receipt of said notice and it still neglects or refuses to put or keep any of said Streets, alleys or highways in as good condition and repair as they were before it entered upon the same said Council may at once upon the expiration of said notice proceed to make such repairs and collect the costs thereof from said Company together with a penalty of 20 per cent thereon for such neglect or refusal to be recovered as debts of like amount are by law recoverable

Section 3 The said Company shall not make any excavations in or dig or tear up any Street, alley or highway except for the repair of leaks. at any time between the first day of November and the first day of April provided however that written permits may be issued by the Chairman of the Street Committee with the written approval of the president of Council for the making of excavations at specified places for the purpose of making connections with consumers within the period aforesaid and any excavation done in accordance with any such permit so approved shall not fall within the foregoing prohibition

For any violation of the provisions of this Section or of the prohibitions contained in the proviso to Section 1 the said Company shall on conviction thereof before the burgess or any justice of the peace forfeit and pay a penalty not exceeding \$100.00 to be recovered as debts of like amount are by law recoverable

Section 4 The manufacturer Light and Heat Company does agree and shall furnish free of charge gas for not less than 20 Welsbach Street lamps in the Borough of Montross for a period of three years beginning at the expiration of the present contract for lighting which ends December 1<sup>st</sup> 1901 but not otherwise ordered with the privilege of using five of the lights from the time said lines are laid

Section 5 The said manufacturer Light and Heat Company shall begin the laying of pipes upon the Streets of the said on or before

## Ordinance # 12 Continued

the fifteenth day of September 1900

Section 6 The said company shall file with the clerk of council an acceptance of all the conditions of this ordinance on or before the fifteenth day of September 1900

Section 7 Said company shall pay the costs of publishing this ordinance

Enacted into an ordinance this third day of September 1900

President of Council

Attest

J. E. Harris

Clerk of Council

## Ordinance # 13:

## An Ordinance

27

To authorize the President of the town council and Secretary thereof, for and on behalf of the Borough of Montooth, to enter into a contract with the West Liberty Street Railway Company, whereby the public travel on and across the ~~Castle Shannon~~ railroad of the Castle Shannon Railroad Company, within the limits of said Borough, may be made more safe and secure by crossing the said railroad below grade.

Be it ordained and enacted by the Town Council of the Borough of Montooth, and it is hereby ordained and enacted by authority of the same, that the President of the town council and the secretary thereof, be and they are hereby authorized and directed, in the name and on behalf of the Borough of Montooth, to make and enter into the following contract with the West Liberty Street Railway Company, within fifteen days from the passage of this ordinance, but not afterwards, wherein and whereby the said borough and the said West Liberty Street Railway Company may be respectively bound as follows, to wit:

Agreement made this 23<sup>rd</sup> day of October, A. D. 1900, by and between the Borough of Montooth of the first part, and the West Liberty Street Railway Company of the other part:

Whereas the West Liberty Street Railway Company, by virtue of a certain ordinance of the Borough of Montooth, entitled "An ordinance granting unto the West Liberty Street Railway Company, its successors, lessees and assigns, the right to construct, maintain and operate a street railway over and along Washington Avenue, in the Borough of Montooth County of Allegheny, and state of Pennsylvania, duly approved the 21<sup>st</sup> day of September, A. D. 1900," was duly authorized to enter upon, use and occupy Washington Ave, in said Borough, for the purposes of their railway.

And whereas the safety and security of the public and convenience of travel require that the West Liberty Street Railway Company shall cross the Castle Shannon Railroad in said Borough below grade, Now, therefore, it is agreed by and between the said parties as follows, to wit:

3 Cords.

First, That the grade of the south curb line of Washington avenue and of the south curb line of Boggston Ave, between the east line of the Borough and the east line of Lincoln ave, shall be changed and altered in manner as follows: Beginning at the east side of the Borough line and the south curb of Washington Ave at an elevation of 325.31 feet, thence falling at the rate of 4.04 feet per hundred feet for a distance of 378.80 feet to an elevation of 310 feet; thence falling at the rate of 8 feet per hundred feet for a distance of 183.50 feet to an elevation of 295.32 feet; thence falling and along the south curb line of Boggston Ave at the rate of 8 feet per <sup>one</sup> hundred feet for a distance of 85.93 feet to an elevation of 288.45 feet; thence rising at the rate of ten feet per one hundred feet for a distance of 310.53 feet to an elevation of 319.50 feet to the east curb line of Lincoln ave +

Second. That the West Liberty Street Railway Company agrees to do the necessary excavating under said Castle Shannon Railroad, and to construct in a good, workmanlike and substantial manner the stone abutments, walls and wing walls necessary for the protection of Washington and Boggston Avenues, and for the support of the said overhead bridge of the Castle Shannon railroad, and that Washington avenue when lowered under the Castle Shannon bridge shall be forty feet wide.

Third. The West Liberty Street Railway Company agrees to build in a good, substantial and workmanlike manner the overhead bridge of the said Castle Shannon Railroad, together with the necessary stone walls, abutments and wing walls for the support of said bridge, and to leave a width of forty feet under said bridge. The cost of such excavation and the building of said abutments, walls and wing walls to be paid by the West Liberty Street railway company.

Fourth. It is further understood and agreed that whereas the lowering of Washington Ave. under the Castle Shannon Railroad and the building of said abutments, walls and wing walls for the support of said bridge and Washington Ave, and the support of Boggston Ave in said borough, will necessitate the changing of the location and grade of Boggston Ave, at or near the intersection of Boggston Ave. with Washington Ave, therefore, it is understood and agreed that the West Liberty Street

13 Cont.

Railway Company shall defray and pay any and all costs that the said Borough of Montooth may incur in the relocating of Boggston Ave., or in the changing of the same, including the advertising of all ordinances necessary to accomplish the same, and for the purchase and acquisition of property on the south side of Boggston avenue for the relocation of said Boggston avenue, also, will pay all fees of the solicitor of said borough and of the borough engineer. The building of said abutments, walls and wing walls, the changing of grade of Washington and Boggston Avenues, are to be under the direction and supervision of the borough engineer.

Fifth. It is further agreed that the West Liberty Street Railway Company shall grade and macadamize Boggston Avenue from Washington Avenue to the intersection of Boggston avenue and Lincoln avenue.

Sixth. It is further agreed that the West Liberty Street Railway company shall acquire, by purchase or otherwise, all the following described property, for the purpose of relocating Boggston avenue, namely: Parts of lots Nos. 2, 3, 4, 5, 6, 7, 8, 9, and 10 in the plan hereto attached and made part of this agreement, said lots or parts of lots being described as follows: Beginning at a point where the northerly line of lot No. 11 in said plan intersects Boggston avenue; thence northwardly along Boggston avenue 71.35 feet to a point at the intersection of the easterly line of Boggston avenue and Washington avenue, thence continuing northwardly along Washington avenue, 167.36 feet to the southerly line of lot No. 1, in said plan, and thence southwardly through lots Nos. 2, 3, 4, 5, 6, 7, 8, 9 and 10 229.87 feet to the place of beginning. The above described property to be purchased or secured by the West Liberty Street Railway company by deeds or other assurances at law, satisfactory to the solicitor of the Borough of Montooth, and to dedicate the same as part of Boggston avenue, which deeds or other assurances at law shall be delivered on or before the third day of December, A. D. 1900, provided, however, should the said street railway company fail to agree with the owners of said described lots of ground as to the proper purchase price to be paid therefor, then and in that case the said Borough of Montooth shall cause condemnation proceedings to be instituted and carried to an end, for the condemnation of said property for street purposes as aforesaid; the said proceedings to be commenced and consummated at the expense of said street

Seventh.

railway company, and all costs, borough solicitors fees and expenses, including all damages awarded to said property owners to be paid by said street railway company. That before the actual changing or altering of the grade of Washington Avenue the said West Liberty Street Railway company shall file with the clerk or secretary of the Borough of Montooth a duly certified copy of the action of the board of directors of said company, authorizing and directing its proper officers to enter into this agreement and to accept all the terms and conditions and stipulations therein contained.

Eighth.

That before the President of the town council and the secretary or clerk thereof shall enter into this agreement, and before this ordinance shall go into effect or be advertised, the said West Liberty Street Railway company shall file with the borough clerk its acceptance of this ordinance and agreement, together with its bond in the sum of eight thousand dollars, with the Mercantile Trust company of Pittsburg as surety, conditioned for the faithful performance of all the terms imposed upon it by this ordinance and agreement. Said borough council to have the right and privilege of refusing or accepting any indemnity bond offered by the said street railway company; said bond to be forfeited and the sum of eight thousand dollars as liquidated damages shall be paid to the treasurer of said borough, if the said West Liberty Street Railway company shall not acquire by purchase or otherwise the property above described and dedicate the same for the purpose of relocating Boggston avenue, in said borough, on or before the first day of October, 1903, or cause the same to be condemned as aforesaid. The said sum of eight thousand dollars is mutually agreed upon by the parties hereto as the amount of damages which the said second party shall pay to the said first party, in the event of it, the said second party, neglecting or refusing to purchase and dedicate to public use as a street, or cause the same to be condemned as aforesaid, the property hereinbefore described as necessary for the relocation of Boggston avenue.

The ordinance passed by said borough council of the Borough of Montooth, dated September 21<sup>st</sup>, 1900, shall not be altered or changed in any manner, except as to altering the grade of Washington avenue at or near the intersection of Boggston avenue and Washington avenue.

The West Liberty Street Railway company shall and will indemnify and keep harmless the said Borough of Montooth of and from all loss or losses, damage or damages, caused by the change or alteration of the grade of Washington avenue, or the widening, changing or altering of Boggaton avenue, and shall and will also indemnify and keep harmless the said Borough of Montooth from any suit, or suits or actions, brought by any person or persons, body corporate or municipality, against the said borough for the recovery of such loss or damage, and the said West Liberty Street Railway company shall pay all fees, including attorneys fees, costs and expenses arising out of or accruing therefrom.

Any ordinance or part of ordinance conflicting with the provisions of this ordinance or agreement be and the same is hereby repealed, so far as the same may conflict with this ordinance or agreement.

Ordained and enacted into a law this in the Council of the Borough of Montooth this 8<sup>th</sup> day of October, A.D. 1905.

Joseph A. Letzkus,  
President of Council.

J. E. Lewis,  
Clerk.

## An Ordinance. #14

4  
2

Granting unto the West Liberty Street Railway Company, Its successors, Lessees and Assigns, The Right to Construct, Maintain and Operate a Street Railway Over and Along Washington Avenue in the Borough of Montooth, County of Allegheny, and State of Pennsylvania.

Section 1.

Be it ordained and enacted by the town council of the Borough of Montooth, and it is hereby ordained and enacted by the authority of the same, that the West Liberty Street Railway company, its successors, lessees and assigns, shall have the right, and it is hereby authorized to enter upon the following named avenue in the Borough of Montooth, to wit:

1. The right of way for double or single track along Washington avenue within the limits of said borough. The said street railway company shall have the right to construct, maintain, operate and use, during the term named in its charter, the railway as afore mentioned, with double or single tracks as aforesaid; together with the necessary turnouts, sidings and switches, and to use electricity as a motive power; to erect, maintain and use upon Washington avenue aforesaid an overhead or other electric system for the supply of motive power, and to erect, maintain and use such posts or other supports as said company may deem necessary and convenient for the support and maintenance of such overhead system; such posts, poles, or other supports to be placed or located along the said avenue aforesaid of said borough where the street committee of said borough shall designate.

Section 2.

The consent of the Council of said borough, granted in the preceding section, is given upon the following conditions:

1. That said street railway company shall lay and operate its tracks or line of track, and sidings of the standard width or gauge between rails, and use the "Johnson" girder rail or other rails similar to the same for its tracks, and supports for its overhead system of such pattern and size as may be approved by the street committee and civil engineer of said borough.
2. The said street railway company shall at its own proper cost do the necessary grading from curb to curb and pave between its tracks and one foot outside thereof with Ligonier block, and five feet outside, the paving to be filled up with broken stone; said grading and paving to be done under the

14 Cont.

supervision and direction of the street committee of said borough and according to the specifications drawn by the borough engineer.

3. The said street railway company shall commence and complete its aforementioned line on or before the third day of June 1901, provided, if a single track is completed and operated before said date said company shall have the right to complete and operate a second track thereafter; but should no part of said route be completed or in operation on or before said date, then all rights and privileges granted in this ordinance are hereby revoked.
4. The cost of advertising this ordinance, in accordance with the act of assembly relating thereto, shall be defrayed by said street railway company, said company to defray all expenses that may be incurred by said borough by reason of any change of grade upon the streets of said borough caused by the laying of tracks of said company.
5. The said street railway company shall file with the borough clerk its bond in the sum of ten thousand dollars (\$10,000), conditioned for the faithful <sup>performance</sup> of all the terms imposed upon it by this ordinance; said borough council to have the right and privilege of refusing or accepting any indemnity bond offered by said street railway company; said bond to be returned to said street railway company after two years from the date of approval of this ordinance.
6. The said street railway company shall carry passengers from any point in the borough of Montooth to any point in the city of Pittsburg, without transferring said passengers, for a fare of five cents, and said street railway company shall run its cars at intervals of not more than ten minutes apart, both in going to the city of Pittsburg and returning from said city to the borough of Montooth.
7. The said street railway company shall file with the borough clerk, within ten days after the final passage of this ordinance, its bond and certificate of acceptance, said certificate of acceptance to be under the seal of said street railway company and attested by the president and secretary thereof.

Section 3. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same are hereby repealed so far as the same may conflict with this ordinance.

Ordained and enacted into a law in the council of the borough of Montooth this 21<sup>st</sup> day of September, A. D. 1900. Joseph A. Gitzkus  
J. E. Lewis, Clerk. President of Council

## An Ordinance # 15

29

Granting Unto the Brownsville Avenue Street Railway Company, Its Successors, Lessees and Assigns, The Right to Construct, Maintain and Operate a Street Railway, Over and along West Street in the Borough of Montooth, County of Allegheny and State of Pennsylvania.

Section 1. Be it ordained and enacted by the town council of the Borough of Montooth, and it is hereby ordained and enacted by the authority of the same, that the Brownsville Avenue Street Railway Company, its successors, lessee and assigns, shall have the right, and it is hereby authorized to enter upon the following named street in the Borough of Montooth, to wit:

The right of way for double or single track along West street to the park entrance, within the limits of said borough.

Section 2. Said street railway company shall have the right to construct, maintain, operate and use, during the term named in its charter, the railway as aforementioned, with double or single tracks as aforesaid, together with the necessary turnouts, sidings, switches, and to use electricity as the motive power; to erect and maintain upon the street aforesaid an overhead or electric system for the supply of motive power; and to erect, maintain and use upon West street aforesaid, an overhead electric system for the supply of motive power; and to erect, maintain and use such posts, poles or other supports as said company may deem necessary and convenient for the support and maintenance of such overhead system, said posts, poles or other supports to be placed or located along said street aforementioned of said borough where the street committee of said borough shall designate.

The said borough of Montooth shall pay all damage to property holders along said line, by reason of the change in grade from the natural grade to the grade established by the borough. The Brownsville avenue street railway company shall at its own proper cost do the necessary grading from curb to curb, and pave between its tracks and one foot outside thereof, with Ligonier block, and five feet outside of paving to be filled up with broken stone. Said grading and paving to be done under the supervision and direction of the

# 15 Cont.

street committee of said borough, and according to specifications drawn by the borough engineer.

Section 3. The consent of the council of said borough, granted in the preceding section is given under the following conditions:

That said street railway company shall lay and operate its track or lines of tracks and siding of the standard width or gauge between rails, and use "Johnson" girder rails, or other rails similar to the same for its tracks, and supports for its overhead system of such pattern and size as may be approved by the street committee and civil engineer of said borough.

Section 4. The said street railway company shall file with the borough clerk, within ten days from the passage of this ordinance, its bond in the sum of two thousand dollars (\$2,000) conditioned for the faithful performance of all the terms imposed upon it by this ordinance, said borough council to have the right and privilege of refusing, or excepting any indemnity bond offered by said street railway company, said bond to be forfeited and the sum of \$2,000 to be paid, as liquidated damages, to the treasurer of said borough, if said street railway is not completely built and in operation on or before the first day of October, 1901.

Section 5. The said street railway company shall complete its aforementioned line on or before the first day of October, 1901, but if said entire route shall not be completed and in operation on or before said date, then all rights and privileges granted under this ordinance are hereby revoked, and the bond of said street railway company shall be forfeited, as provided in section 4 of this ordinance. The cost of advertising this ordinance, in accordance with the act of assembly relating thereto, shall be defrayed by said street railway company.

The said street railway company shall carry passengers from any point in the borough of Montooth to any point in the city of Pittsburg for a fare of five cents. Said street railway company shall run its cars at intervals of not more than ten minutes apart, both in going to the city of Pittsburg and returning from said city to the borough of Montooth. Said street railway company shall file with the borough clerk, within ten days after the final passage of this ordinance, its certificate of acceptance and bond, said certificate to be under the seal of said railway

# 15 cont

company and attested by the president and secretary thereof.

Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed, as far as the same may conflict with this ordinance.

Ordained and enacted into a law in the council of the borough of Montooth this 21<sup>st</sup> day of September, A. D. 1900.

J. E. Lewis, Clerk.

Joseph A. Letzkus,  
President of Council.

An Ordinance<sup>16</sup>

30

Repealing an Ordinance Passed by the Burgess and Town Council of the Borough of Montooth, on the 17<sup>th</sup> day of August 1899, for the Opening of Lindo Street from its Present Terminus at the West Line of Valentine Fishers property to the West Line of Montooth (Formerly West) Street.

Section 1. Be it ordained and enacted by the Burgess and Town Council of the Borough of Montooth, and it is hereby ordained and enacted by the authority of the same, that an ordinance, entitled "An ordinance extending Lindo street in the Borough of Montooth from its present terminus at the West Line of Valentine Fishers property to the West Line of Montooth (formerly West) street", shall be and the same is hereby repealed.

Section 2. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed, so far as the same affects this ordinance.

Ordained and enacted into a law this 6<sup>th</sup> day of December, A. D. 1900.

Joseph A. Letkew.  
President of Council.

Attest: J. E. Lewis.  
Clerk of Council.

## An Ordinance # 17

31

Granting The Central District and Printing Telegraph Company the right to erect and maintain poles, fixtures, wires, cables and supports upon, over and along the streets, highways, footwalks, lanes and alleys of Montooth Borough, Allegheny County, Pennsylvania, on the conditions hereinafter provided:

Be it ordained and enacted by the Council of Montooth Borough, County of Allegheny and state of Pennsylvania, and it is hereby ordained and enacted by the authority of the same,

Section 1. That the privilege be and is hereby granted to the Central District and Printing Telegraph Company, its successors, and assigns, to construct, operate and maintain the necessary poles, fixtures, wires, cables and supports in and upon the streets, highways, footwalks, lanes and alleys of said Borough as may be necessary for the purpose of constructing, operating and maintaining lines of telegraph and telephone through the said Borough to the places of business, works, manufacturing establishments, offices, and houses of subscribers within the Borough limits or adjacent thereto, subject to the conditions and regulations hereinafter contained.

Section 2. That the said the Central District and Printing Telegraph Company shall replace the streets, highways, footwalks, lanes and alleys of said Borough upon which it shall erect any of its poles or fixtures as aforesaid, in as good a condition as they were before said poles and fixtures were erected thereon; and further, that the location of said poles shall be made under the direction and supervision of the Street Committee of the Council of the Borough aforesaid.

Section 3. That all poles erected under the provisions of this ordinance shall be reasonably straight, planted not less than five (5) feet in the ground, and shall be kept well painted by the said company; and there shall be no cross arms for the suspension of wires and cables placed at a less distance than twenty (20) feet

# 17 Cont.

from the grade of the street, unless by permission of the said Council.

Section 4. It is further expressly understood and agreed that the Borough of Montooth shall have the free use of the nearest pay station for official borough business only, in the Pittsburg district, until such time as the Central District and Printing Telegraph Company shall establish an exchange in the said Borough, at which time the said company shall furnish for the use of the said Borough of Montooth, without charge, one telephone, to be located in such place within the limits of said Borough as the Council may designate. The telephone to be used with the same right and privilege as the other subscribers' instruments connected with the said exchange, but, only for the transaction of official Borough business, and the said Central District and Printing Telegraph Company shall so continue to furnish for the use of the said Borough of Montooth, without charge, either of the above services located as aforesaid, until the said Borough shall impose a license fee upon the poles or wires of said Company, when said services without charge shall cease.

Section 5. That whenever the said Borough shall adopt a fire alarm or police telegraph system, the said Company shall permit the fire alarm and police telegraph wires to be run upon all the poles of the said Company without charge within the limits of the said Borough, provided, however, that such privilege shall not be so exercised as to interfere with the proper use of said poles by said Company. All such stringing or attaching of wires shall be done under the supervision of, and to the satisfaction of said company. This privilege shall not be transferred or sublet except with the permission of said Company.

Section 6. The said company shall, within thirty (30) days after the passage and approval of this ordinance, file with the Clerk of Council its certificate of acceptance of all the terms, conditions and provisions of this ordinance. The said Company shall pay all expenses incident to the passage and publication of this ordinance.

#17 Cont.

Section 7. That any ordinance or part of ordinance conflicting with the provisions of this ordinance, be, and the same is hereby repealed so far as the same affects this ordinance

Ordained and enacted into a law this 11<sup>th</sup> day of April, A. D. 1901.

J. O. Fisher,  
President of Council.

(Seal.)

Geo. B. Anderson,  
Clerk of Council.

Approved this 11<sup>th</sup> day of April, A. D. 1901.

I hereby certify the above to be a true and correct copy of an ordinance passed by the Council of Montooth Borough, Allegheny County, Pennsylvania, April, 11<sup>th</sup> A. D. 1901.

Geo. B. Anderson,  
Clerk of Council.

## An Ordinance #18

Providing for the licensing of persons desiring to do hawking and peddling, and soliciting orders for the sale of goods, vegetables, meats, merchandise and manufactured articles of all kinds within the limits of the Borough of Montooth.

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, and it is hereby ordained and enacted by authority of the same; That the Treasurer be and he is hereby authorized and directed to grant licenses to persons following the business of hawking and peddling, and soliciting the orders for the sale of goods, vegetables, meats, merchandise, and manufactured articles of all kinds within the limits of said Borough.

Section 2. That each and every person wishing to hawk or peddle, or solicit orders, as aforesaid, shall pay to the Burgers, for the use of said Borough, the sum of five dollars per year, or a sum of not less than 50 cents nor more than one dollar for each day or night for which the said license is granted, before doing any hawking or peddling, or soliciting orders, as aforesaid, within the limits of the said Borough, and receive from the said Treasurer a license in accordance herewith.

Section 3. Any person or persons found hawking or peddling, or soliciting orders, as aforesaid, within the said Borough, shall forthwith, upon request made to him or them, exhibit his license, and upon failure to do so may, without warrant and upon view, be arrested and committed by the constable or high constable of said Borough, for a hearing before either the Burgess or any Justice of the Peace in said Borough, for trial in accordance with the practice in summary convictions in criminal cases.

Section 4. It shall be the duty of the high constable or constable of the Borough to arrest, on view, on the failure to exhibit a license, as aforesaid, any person found engaged in hawking, peddling, or soliciting orders for the sale of goods, as aforesaid, on complaint of any citizen of the Borough, either oral complaint to such officer, or on written complaint before the Burgess or Justice of the Peace, on warrant issued, and any person arrested for the violation

# 18 cont

of this ordinance may be committed to the Borough lockup, pending a hearing and trial. And upon any judgment against any person, either by summary conviction, or by proceedings by summons on default of payment of fine or penalty of not less than one (1) dollar nor more than five (\$5) for each and every offense, imposed by said judgment and the cost, the defendant may be sentenced and committed to the Borough lockup for a period not exceeding five days, or to the County Jail for a period not exceeding thirty (30) days, or any one may make complaint in the name of and for the use of the Borough of Montooth, and institute a proceedings in <sup>p</sup>arsumsit for the collection of the fine or penalty, herein provided for, against any person or persons violating any of the provisions of this Ordinance, and collect the same in the same manner as debts of like amount are now recoverable, provided, however, that the provisions of this ordinance shall not apply to merchants and others residing in the said Borough and engaged in business within the same, nor to farmers selling the produce of their own farm, nor to traveling salesmen selling to merchants by sample.

Section 5.

Any ordinance or part of an ordinance conflicting with the provisions of this ordinance be, and the same are hereby repealed so far as the same affects this ordinance.

Ordained and enacted into a law in Council  
this 17<sup>th</sup> day of June, A.D. 1901

James O. Fisher  
President of Council.

Attest:

Geo. B. Anderson.  
Clerk of Council.

# 19 Cont.

33

An Ordinance levying and assessing taxes for the fiscal year beginning June 1<sup>st</sup> 1901, and making distribution thereof.

Whereas: it appears from the report of the Finance Committee that the estimated cost of conducting the affairs of the Borough of Montooth for the ensuing year is \$1,697,24, and that the total valuation of the taxable property in the Borough amount to \$231,290:

Therefore

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, and it is hereby ordained and enacted by authority of the same, for the purpose of providing sufficient revenue to meet the ordinary expenses of the Borough, to provide for the sinking fund, to pay the interest, and liquidate the interest of outstanding bonds, and to discharge all other liabilities now due, or which may become due or payable during the ensuing year, taxes shall be and are hereby levied and assessed on all property, offices, professions, occupations, persons, and other objects of taxation, within the said Borough, made taxable by the laws of this Commonwealth for Borough purposes, upon the valuation assessed for County purposes, as follows:

No. 1. For Borough purposes, to wit:-

For the purpose of providing sufficient revenue to meet the ordinary expenses of the Borough, and to discharge all other liabilities now due, or which may become payable during the year, properly charged to the ordinary running expense of the Borough, a tax of 4 mills upon each dollar of the valuation, as fixed by the assessment for County purposes on all property, offices, professions, occupations, persons, and other objects of taxation within said Borough.

No. 2.

For the purpose of maintaining the sinking fund, 3 mills, already levied and assessed, and for the payment of the principal and interest on the bonded indebtedness of said Borough a tax of 2 mills street fund upon each dollar of valuation, as above set forth, is hereby set apart and appropriated for the payment of the principal and interest of the bonded indebtedness of said said Borough.

# 19 Cont

- Section 2. That the President of Council be and is hereby directed, to issue his warrant to the Borough Tax Collector for the collection of said taxes, and that the said taxes, when collected by said tax collector, and as fast as collected, be paid to the Borough Treasurer, according to law.
- Section 3. All ordinances or parts of Ordinances conflicting with the provisions of this ordinance, be and the same are hereby repealed so far as the same may affect this Ordinance.

Ordained and enacted into a law in Council  
this 17<sup>th</sup> day of June, A. D. 1901.

Attest

Geo. B. Anderson,  
Clerk of Council.

James O. Fisher  
President of Council.

# 20

34

An Ordinance Levying Taxes For The Fiscal Year  
Beginning May 1<sup>st</sup> 1902

Section 1.

Be it ordained and enacted by the Council of the Borough of Montooth, and it is hereby ordained and enacted by the authority of the same, that for the purpose of providing sufficient revenue to meet the ordinary expenses of the Borough, to pay interest on outstanding bonds, and the principal of such bonds as accrue during the fiscal year beginning May 1<sup>st</sup> 1902, and to discharge all other liabilities now due, or which may become payable during said year, taxes shall be and are hereby levied and assessed upon all property taxable for State and County purposes, at 9 mills upon each dollar of valuation, whereof 6 mills is hereby appropriated to meet the ordinary expenses of the Borough, and 3 mills is appropriated to, and shall be applied exclusively to the payment of the interest and principal secured by the indebtedness of said Borough accruing and falling due during said fiscal year, as well as the redemption at par of the said bonded indebtedness.

Section 2.

That so much of an ordinance as may conflict with, or be supplied by the foregoing, be, and the same is hereby repealed.

Passed and approved in Council assembled, this 5<sup>th</sup> day of May, A.D. 1902.

James O. Fisher.  
President of Council.

Attest:

Geo. B. Anderson,  
Clerk of Council.

35

An Ordinance of the Borough of Montooth pertaining to the streets and sidewalks thereof.

Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same,

- Section 1. That no person or persons, shall place, or cause to be placed, any obstruction into any gutter, water-table, sewer, or any other device used for drainage purposes.
- Section 2. That no person or persons shall drive any vehicle across any boardwalk, gutter, water-table or any other device used for drainage purposes.
- Section 3. That no person, or persons, shall open, or cause to be opened, any street, alley, or highway, in the Borough of Montooth without first obtaining written permission from the Chairman of the Street Committee of said Borough.
- Section 4. That no person, or persons, shall open, or cause to be opened, any sidewalk on any street, alley, or highway in the Borough of Montooth, without first obtaining written permission from the Chairman of the Street Committee of said Borough.
- Section 5. That any person, or persons, opening any street, alley, or highway, in said Borough of Montooth or placing any obstruction on same, shall be required to place the proper danger signal on same.
- Section 6. That any person, or persons, violating any of the provisions of this Ordinance shall be fined not less than five (\$5) dollars, or more than ten dollars (\$10), for the first offense, and not less than ten dollars (\$10.00), nor more than twenty dollars (\$20.00) for every subsequent offense, and in default of payment of fine and costs, such person or persons shall be committed to the County Jail for a period not less than 10 days nor more than 20 days, at the discretion of the Burgers, Justice of the Peace, or Magistrate before whom the complaint is heard.
- Section 7. Any Ordinance or part of an ordinance, conflicting with the provisions of this ordinance be and the same are hereby repealed, so far as the same affects this Ordinance.
- Ordained and enacted into a law this 2nd day of Sept. A.D. 1902.
- Attest: Geo. B. Anderson, Clerk of Council. James C. Fisher, Pres. of Council.

36

An Ordinance <sup>#</sup> 22  
Levying Taxes for the Fiscal Year Beginning May 1, 1903.

Section 1. Be it ordained and enacted by the council of the Borough of Montooth and it is hereby ordained and enacted by the Authority of the same, that for the purpose of providing sufficient revenues to meet the ordinary expenses of the Borough, to pay interest on our outstanding bonds, and principal of such bonds, and to discharge all other liabilities now due, or which may become payable during said year, Taxes shall be and are hereby levied and assessed upon all property taxable for state and county purposes, at eight (8) mills upon each dollar of valuation, whereof two (2) mills is for state and four (4) mills for Borough purpose, to meet the ordinary expenses of the Borough, and two (2) is appropriated to and shall be applied exclusively to the payment of the interest and principal secured by the indebtedness of said Borough accruing and falling due during said fiscal year, as well as the redemption at par of the bonded indebtedness.

Section 2. That so much of an ordinance as may conflict with or be supplied by the foregoing, be and the same is hereby repealed.

Passed and approved in

Council assembled this 18<sup>th</sup> day of May A. D., 1903

Joseph Letzker  
President of Council

attest - H. C. Hoff  
Clerk of Council

approved. J. Hamm Sr.  
Burgess

## An Ordinance # 23

Authorizing the providing for fire plugs, hose, hose carriage or cart and any other equipage necessary to use thereof.

Be It ordained and enacted by the Borough of Mountooth County of Allegheny and State of Pennsylvania, in council assembled, and It is here by ordained and enacted by the authority of the same; viz.:

## Section 1.

That connections with water pipes, commonly known as fire plugs, of convenient size and design for use in case of fire, cleaning streets and other public purposes, shall be placed in operation and maintained in said Borough. The number thereof shall be six (6), and they shall be located in said Borough as follows; Plug No. 1, in front of the property of Mr Joseph A Letzkus North side of Paul Avenue. Plug No. 2 on the North side of Lafferty Avenue, in front of the property of Mr. Bauman; Plug No. 3, on the North side of Lafferty Avenue, in front of the property of E. A. Kepting; Plug No. 4, on the South side of Latell Avenue, in front of the property of Wendline Kund; Plug No. 5, on the North side of Fredrick street in front of the property of Frederick Leibold; Plug No. 6, on the West side Lincoln Avenue, at the end of a private alley, twenty five (25) feet westerly of the property of Mr D Ledger,

## Section 2.

A sufficient quantity of good quality of hose, together with a suitable carriage or cart to be used in connection with said fire plugs, shall be purchased, together with such other implements, tools or machinery as may be necessary to make effective the said fire plugs, hose cart or carriage,

## Section 3

The number of or location of said fire plugs and the quantity of hose and other equipage, may be increased changed or diminished from time to time at council by resolution shall direct or authorize,

## Section 4.

All acts, or parts of acts, inconsistent here with be and the same are hereby repealed in so far as the same affect this ordinance.

Joseph A. Letzkus  
President of Council

Attest G. L. Wolfe, Clerk of Council

Examined and approved this 9<sup>th</sup> day of July, A. D. 1903

John Hamm, Sr. Burgess

38

71  
24

## An Ordinance

### Regulating Opening in Street, Care of Sidewalks and Preventing Obstruction Thereof and Prescribing Penalties for Violation Thereof.

Be it ordained and enacted by the Borough of Montooth, County of Allegheny, State of Pennsylvania, in Council assembled, and is hereby ordained and enacted by authority of the same.

Section 1. Any person or persons desiring to open or cause to be opened any street, alley or highway in said Borough for the purpose of laying, removing or repairing any water, gas or sewer pipe or for any other purpose whatsoever, must obtain a written permit from the Burgess of the said Borough, and for every permit issued a charge of one (\$1) dollar made,

Section 2.

All excavations and obstructions must be protected and proper danger signals displayed; all excavations shall not be opened longer than twenty four (24) hours unless otherwise specified; when closing such excavations they shall be properly filled in and brammed,

Section 3.

All boardwalks when removed for any purpose whatsoever, must be replaced in a good and safe condition within ten (10) days after said removal.

Section 4.

No person or persons shall drive over or obstruct any boardwalk or sidewalk in any manner whatsoever in said Borough; nor shall any person place any dirt on any street, alley or highway in said Borough without permission of said Street Committee,

Section (5)

The streets, alleys or highways of said Borough shall not be used as a place for storing or keeping vehicles or other personal property.

Section (6)

Any person or persons violating this ordinance or any part thereof shall upon conviction be fined not exceeding ten (\$10) dollars for each offence, and in default of fine and costs imprisonment not to exceed 30 days.

Section (7)

All acts or parts of acts inconsistent herewith be and the same are hereby repealed in so far as the same may affect this ordinance, Ordained and enacted into a law in Council

An Ordinance continued <sup>+</sup> 24<sup>th</sup> @

This day 21st day of August A. D. 1903.

Joseph A. Letzkus  
President

H. C. Wefi  
Clerk of Council

Examined and approved this 24<sup>th</sup> day August - A. D. 1903. by  
John Hamm Sr., Burgess.

Authorizing the Grading, Paving and Curbing of Rafferty Avenue  
Between First Street and Boggs Avenue, in the Borough of Montooth,  
County of Allegheny and State of Pennsylvania,

Whereas it appears by petition and affidavit on file with Borough clerk  
that a majority of the property owners, in interest and number abutting  
upon Rafferty Avenue, from First Street to Boggs Avenue, have petitioned  
the Council of the said Borough of Montooth for the grading, paving  
and curbing of the same; therefore,

Section 1.

Be it ordained and enacted by the Council of the Borough of  
Montooth, Allegheny County, State of Pennsylvania and it is hereby  
ordained and enacted by the authority of the same, that Rafferty Avenue,  
from First Street to Boggs Avenue, be graded, paved and curbed  
in accordance with plans and specifications to be prepared  
by the Borough Engineer and approved by resolution of the said  
Council.

Section 2 }

The Street Committee is hereby authorized and directed  
to advertise in accordance with the acts of assembly of the common-  
wealth of Pennsylvania, and the ordinance of said Borough,  
relating thereto and regulating the same, for proposals for  
grading, paving and curbing said street between said points.  
The contract or contracts thereof to be let to the lowest competent  
responsible bidder with such bond or surety for the faithful performance  
of contract as said Council may require and approve.

Section 3 }

The costs, damages and expense of the same shall be assessed against and  
collected from the properties specially benefited in accordance with the  
provisions of acts of assembly of the commonwealth of Pennsylvania  
relating thereto and regulating the same.

Section 4 }

Any ordinance or part or parts of ordinance or ordinances conflicting  
with the provisions of this ordinance be and the same is hereby  
repealed so far as the same conflicts with this ordinance.

Ordained and enacted into a law in Council this 20<sup>th</sup> day of October A. D. 1903.

Joseph A. LeFevre President.

Attest - G. L. Proff, Clerk of Council

Examined and approved by me this 20<sup>th</sup> day of October, 1903. John Hamm, Sr. Burgess.

An Ordinance

This day 21st day of

Examined and app

Light and Heat company shall have the right and lawful authority, by itself, its agents and employee to enter upon any or all of the streets, alleys and highways now within the limits of said borough or hereafter to be laid out or brought into the same, and freely without hinderance or molestation make all necessary excavations and lay down all such pipes and fixtures as may be deemed requisite to convey gas along said streets, alleys and highways, and connect the same by supply pipes with all houses and buildings, and do any other acts necessary to carry into effect the object contemplated by its charter. Provided, however, that said company shall locate and place all mains which shall be laid by it, as aforesaid, upon the lines and locations which shall be designated therefor by the chairman of the street committee, and shall not lay down any main, or any pipe other than service pipes connecting mains with the houses of consumers, or any part of any street, alley or highway, except upon such location thereon as shall be designated by the said chairman of the street committee.

And provided further that all mains shall be laid at a depth of not less than 36 inches from the surface of the ground to the top of the pipe. And in case of any lowering of the grade of any highway, said company shall correspondingly lower such pipes.

Section 2. It shall be the duty of the said company, and it is hereby required to restore all excavations made by it on the said streets, alleys and highways of the borough, and put said streets, alleys and highways in as good order and repair as when the excavation or work thereon was begun, as speedily as it is possible during the progress of the work and thereafter shall keep in like order and repair, for a period of twelve months, so much thereof as shall have been dug up or excavated, all of which shall be done under the direction and supervision of the chairman of the street committee, and no excavation shall be left open for a period longer than four days in the laying of a new main, and forty-eight hours in other cases.

If it fails to put said streets, alleys and highways, or any of them, in as good condition and repair as they were before it entered thereon, or fails to keep them so for twelve months, as aforesaid, then and in either event, in case notice is given by the council of said borough to put the same in the condition and repair above required within ten days from the receipt of said notice and it still neglects or refuses to put or keep any of said streets, alleys or highways in as good condition and repair as they were before it entered upon the same, said council may at once, upon the expiration of said notice, proceed to make such repairs and collect the cost thereof from said company, together with a penalty of 20 per cent thereon for such neglect or refusal, to be recovered as debts of like amount are by law recoverable.

Section 3. The said company shall not make any excavations in, or dig or tear up, any street, alley or highway, except for the repair of leaks, at any time between the first day of November and the first day of April. Provided, however, that written permits may be issued by the chairman of the street committee with the written approval of the president of council, for the making of excavations at specified places for the purpose of making connections with consumers, within the period aforesaid, and any excavation done in accordance with any such permit, so approved, shall not fall within the foregoing prohibition.

For any violation of the provisions of this section, or of the prohibitions con-

Joseph A. Letzkus  
President

E. W. W. Lewis  
Clerk of Council

August - 21 1903 by

tained in the proviso to Section 1, the said company shall, on conviction thereof before the burgess or any justice of the peace, forfeit and pay a penalty not exceeding \$100.00 to be recovered as debts of like amount are by law recoverable.

Section 4. The Manufacturers Light and Heat company does agree and shall furnish free of charge, gas for not less than 20 Welsbach street lamps in the Borough of Montooth for a period of three years, beginning at the expiration of the present contract for lighting, which ends December 1st, 1901, if not otherwise ordered, with the privilege of using five of the lights from the time said lines are laid.

Section 5. The said Manufacturers Light and Heat company shall begin the laying of pipes upon the streets of the said borough on or before the fifteenth day of September 1900.

Section 6. The said company shall file with the clerk of council an acceptance of all the conditions of this ordinance on or before the fifteenth day of September, 1900.

Section 7. Said company shall pay the cost of publishing this ordinance.

Enacted into an ordinance this third day of September, 1900.

JOSEPH A. LETZKUS,  
President of Council.

J. F. LEWIS, Secretary.

Examined and approved this day of  
, A. D., 1900.

**AN ORDINANCE**  
Granting to the Manufacturers Light and Heat Company the Right to Lay Pipes, Fixtures and Connections on the Streets, Alleys and Highways in the Borough of Montooth.  
Section 1. That the Manufacturers

## An Ordinance 25

Authorizing the Grading, Paving and Curbing of Lafferty Avenue  
Between First Street and Boggs Avenue, in the Borough of Montooth,  
County of Allegheny and State of Pennsylvania,

Whereas, it appears by petition and affidavit on file with Borough clerk  
that a majority of the property owners, in interest and number abutting  
upon Lafferty Avenue, from First Street to Boggs Avenue, have petitioned  
the Council of the said Borough of Montooth for the grading, paving  
and curbing of the same; therefore,

## Section 1.

Be it ordained and enacted by the Council of the Borough of  
Montooth, Allegheny County, State of Pennsylvania and it is hereby  
ordained and enacted by the authority of the same, that Lafferty Avenue,  
from First Street to Boggs Avenue, be graded, paved and curbed  
in accordance with plans and specifications to be prepared  
by the Borough Engineer and approved by resolution of the said  
Council.

## Section 2.

The Street Committee is hereby authorized and directed  
to advertise in accordance with the acts of assembly of the common-  
wealth of Pennsylvania, and the ordinance of said Borough,  
relating thereto and regulating the same, for proposals for  
grading, paving and curbing said street between said points.  
The contract or contracts thereof to be let to the lowest competent  
responsible bidder with such bond or surety for the faithful performance  
of contract as said Council may require and approve.

## Section 3.

The costs, damages and expenses of the same shall be assessed against and  
collected from the properties specially benefited in accordance with the  
provisions of acts of assembly of the commonwealth of Pennsylvania  
relating thereto and regulating the same.

## Section 4.

Any ordinance or part or parts of ordinance or ordinances conflicting  
with the provisions of this ordinance be and the same is hereby  
repealed so far as the same conflicts with this ordinance.

Ordained and enacted into a law in Council this 20<sup>th</sup> day of October A.D. 1903.

Joseph A. LeFlore, President.

Attest - G. L. Proff, Clerk of Council

Examined and approved by me this 20<sup>th</sup> day of October, 1903. John Hamm, Sr. Burgess.

## Ord. Sewering Boggston &amp; Lafferty Avenues

Authorizing the Construction of a main Sewer on Boggston Avenue from the South terminus of said Avenue to Lafferty Avenue with a Branch Sewer on Lafferty Avenue to West Street, of the Borough of Montooth, County of Allegheny and State of Pennsylvania.

- Section 1. Be It Ordained and enacted by the Council of the Borough of Montooth, Allegheny County, State of Pennsylvania, and It is hereby ordained and enacted by the authority of the same, that a main Sewer be constructed on Boggston Avenue beginning at the southerly terminus of said Avenue and extending thence in a northerly direction along said Boggston Avenue to Lafferty Avenue with a branch sewer on said Lafferty Avenue beginning at its intersection with said Boggston Avenue and extending in an easterly direction to West Street in the said Borough said main Sewer and branch Sewer to be of terra cotta pipe size and quality to be approved and ordered by a resolution of Council.
- Section 2. That said improvements shall be done under the supervision of Council of the said Borough and in accordance with plans and Specifications hereafter to be prepared by the Borough Engineer, which plans and Specifications shall be submitted to and approved by Council, the contract therefore to be let to the lowest competent responsible bidder with such bond or surety for the faithful performance of the Contract as said Council may require or approve.
- Section 3. The cost, damages and expenses of the same to be assessed against and collected from the property specially benefited in accordance with the acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating same.
- Section 4. Any Ordinance or part or parts of Ordinance or Ordinance conflicting with the provisions of this Ordinance be and the same are hereby repealed.

As Ordinance  
 so far as she same conflict with this Ordinance  
 Ordained and enacted into a law in Council this  
 20<sup>th</sup> day of October A.D. 1903.

Joseph A. Petykura  
 President.

Attest G. C. Hoff  
 Clerk of Council.

Examined and approved by me this <sup>20<sup>th</sup></sup> day  
 of October, 1903.  
 John Hamm. S. Burgess

H1

## Ord. Sew. Littel on An Ordinance

Authorizing the construction of a Branch Sewer on Little Ave from Boggston Avenue to West Street in the Borough of Montooth, County of Allegheny, State of Penna.

## Section 1.

Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny, State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same that a branch sewer be constructed on Little Avenue beginning at the intersection of Boggston and Little Avenue and extending hence in an easterly direction along said Little Avenue to West Street, said branch sewer to be of terra cotta pipe, the same quality to be approved by resolution of Council.

## Section 2

That said improvements shall be done under the supervision of Council of the said Borough and in accordance with plans all ready adopted, specifications hereafter to be prepared by the Borough Engineer, which plans and specifications shall be submitted to and approved by Council. The contract therefore to be let to the lowest competent responsible bidder, with such bond, or surety, for the faithful performance of the contract as said Council may require or approve.

## Section 3

The cost and damages and expenses of the same to be assessed against and collected from the property specially benefited in accordance with the acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating same.

## Section 4

All ordinance or ordinances conflicting with the provisions of this ordinance be and the same are hereby repealed so far as the same conflict with this ordinance. Ordained and enacted into a law in Council this 1st day of June, 1904

Joseph A. Letzner  
President

attest: G. C. Hoff  
Clerk of Council

of June, 1904

Examined and approved by me this 1st-day  
John Hamm, Sr. Burgess

A<sup>2</sup>

## Grad par Little ave An Ordinance.

Authorizing the Grading, paving and Curbing of Little Avenue Between West Street and Property Line of Castle Shannon R.R. in Borough of Montooth County of Allegheny State of Pennsylvania.

Section 1.

Whereas it appears by petition and affidavit on file with the Borough clerk that a majority of the property owners in interest and number abutting upon Little Avenue from West Street to Castle Shannon property line have petitioned the Council of the said Borough of Montooth for the grading, paving and curbing of the same, therefore.

Section 1.

Be it ordained and enacted by the Council of the Borough of Montooth, Allegheny County State of Pennsylvania, and it is hereby so ordained and enacted by the authority of the same that Little Avenue from West Street to Castle Shannon property line be graded, paved and curbed in accordance with plans and specifications to be prepared by the Borough Engineer and approved by resolution of the said Council.

Section 2.

The street Committee is hereby authorized and directed to advertise in accordance with the acts of assembly of the commonwealth of Pennsylvania and the ordinances of the said Borough relating thereto and regulating the same, for proposals for grading, paving and curbing said street between said points, the contract or contracts therefor to be let to the lowest competent responsible bidder with such bond or surety for the faithful performance of the contract as said Council may require and approve.

Section 3.

The costs and damages and expenses of the same shall be assessed against and collected from the properties specially benefited in accordance with the provisions of the act of assembly of the commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4.

Any ordinance or parts of ordinances or ordinances conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same conflicts with this ordinance ordained and enacted into a law in Council this 1st day June, 1904.

Attest - G. C. Hoff

Clerk of Council.

Joseph A. Letzkus  
PresidentExamined and approved by me this day  
1st day of June, 1904.John Hamm, Sr.  
Burgess

## Tax Levy An Ordinance

Levy Taxes for The Fiscal year Beginning May 1<sup>st</sup> 1904.

## Section 1.

Be it ordained and enacted by Council of The Borough of Montroth and is hereby ordained and enacted by The authority of the same The for the purpose of providing sufficient revenues to meet the ordinary expenses of The Borough to pay interest on outstanding bonds and principal of such bonds as accrued during the fiscal year beginning May 1<sup>st</sup>, 1904. and to discharge all other liabilities now due or which may become payable during said year, Taxes shall be and are hereby levied assessed upon all property taxable for State and County purposes at six (6) mills upon each dollar of valuation. whereof one and one half ( $1\frac{1}{2}$ ) mills is for the street and three and one fourth ( $3\frac{1}{4}$ ) mills for Borough purposes to meet the ordinary expenses of The Borough and one and one fourth ( $1\frac{1}{4}$ ) mills is applied or appropriated to and shall be applied exclusively to the payment of the interest and principal accrued by the indebtedness of said Borough accruing and falling due during the fiscal year, as well as the redemption at par of the bonded indebtedness.

## Section 2)

That so much of an ordinance as may conflict with or be supplied by the foregoing, be and the same is hereby repealed.

Passed and approved in Council assembled  
this 28<sup>th</sup> day of June A. D. 1904

attest G. C. Noye  
Clerk of Council

C. D. Krause  
President of Council,  
1<sup>st</sup> Term.

Approved, This 29<sup>th</sup> day of June, 1904.

John Hamm Sr. Mayor

## An Ordinance

## License Tax

To Levy and Collect a License Tax on Poles and wires of companies owning and operating lines of Telephone Telegraph or Electric light wires within the Borough of Montooth, County of Allegheny, State of Pennsylvania.

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny and the State of Pennsylvania and also hereby ordained and enacted by the authority of the same, that a license tax of two dollars per annum payable in advance, shall be paid for each pole erected or used on the streets of said Borough by the owners or operators of lines of Telephone, Telegraph or Electric light wires, excepting as provided in section two of this Ordinance.

Section 2. A license tax of two and one half (\$2.50) dollars per annum payable in advance shall be paid for each mile of wire erected or suspended on or over the streets of said Borough by owners or operators of Telephone Telegraph or Electric light wires, excepting as provided in section three of this Ordinance.

Section 3. Any company owning or operating a line of Telephone, Telegraph or Electric light wires as aforesaid may obtain a general annual license for all poles and wires owned or operated by said company upon the payment, therefore, of the sum of fifty dollars annually in advance.

Section 4. This ordinance shall take effect the first day of September, A. D. 1904, and the said license tax shall be due and payable during the months of ~~September~~ and October of each year and if the same be not fully paid in the months of September and October the amount or amounts due may be collected by suit or suits according to law.

Section 5. Any Ordinance or Ordinances or parts thereof conflicting with the provisions of this ordinance be and the same are hereby repealed so far as the same conflict with this Ordinance.

Ordained and enacted into a law in Council this twelfth day of July, A. D. 1904.

attest: G. C. Hoff,  
Clerk of Council.

Joseph A. Letzkus  
President.

Examined and approved by me this Thirteenth day of July, A. D. 1904.  
John Hamm Sr. Burgess.

## An Ordinance Street Cars

To Levy and Collect a License Tax on Street Railway Cars within the Limits of the Borough of Montooth, County of Allegheny, State of Pennsylvania.

- Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny, <sup>and</sup> State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same; that the following reasonable rates of license tax on all vehicles commonly called Street Railway Cars, used in carrying persons for pay within the Borough, be established; viz:
- Each car equipped with motor and propelled by electricity, the sum of Ten dollars per annum, payable in advance, Provided However;
- Section 2. Any company owning or operating such cars upon the streets or highways of the said Borough may obtain a general annual license for all cars owned or operated by ~~company~~; upon the payment therefor of the sum of One hundred dollars annually in advance.
- Section 3. This ordinance shall take effect the first day of September, A. D. 1904, and the said license tax shall be due and payable during the months of September and October <sup>of each year, and if the same be not fully paid in the month of September and</sup> the amount or amounts due may be collected by suit or suits according to law.
- Section 4. Any ordinance or ordinances or parts thereof conflicting with the provisions of this ordinance, be and the same are hereby repealed so far as the same conflict with this ordinance. Ordained and enacted into a law in Council this twelfth day of July, A. D. 1904.

Joseph A. Letzkus.  
President.

Attest: - G. C. Wolfe  
Clerk of Council

Examined and approved by me this thirteenth day of July  
A. D. 1904.

John Hamm, Sr. Burgess.

An Ordinance: Water Line & Gas Line

To Levy and Collect a License Tax on Lines of Water Pipes and Lines of Gas Pipe maintained in said Borough by Companies supplying Water and Companies supplying Gas to the Public.

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same; that a license tax of Five dollars per annum payable in advance shall be paid for each mile of water line or gas line maintained in or under the streets, alleys or highways of said Borough by owners or operators of pipe lines for supplying water or supplying gas to the public.

Section 2. Any company owning or operating a line of pipes for supplying water or gas in or under the streets of said Borough may obtain a general annual license for all pipes of said company upon the payment therefore of the sum of One hundred dollars annually in advance.

Section 3. This ordinance shall take effect the first day of September, A. D. 1904, and the said license tax shall be due and payable during the months of September and October of each year, and if the same be not fully paid in the months of September and October, the amount or amounts due may be collected by suit or suits according to law.

Section 4. Any ordinance or ordinances or parts thereof conflicting with the provisions of this ordinance, be and the same are hereby repealed so far as the same conflict with this ordinance.

Ordained and enacted into a law in Council this twelfth day of July, A. D. 1904.

Joseph A. Letzkus  
President

Attest: G. C. Wolfe  
Clerk of Council

Examined and approved by me this thirteenth day of July, A. D. 1904.  
John Hamer, Sr.  
Burgess

H1

## An Ordinance.

## Protection of Property.

For the Protection of Property and Prevention of Nuisances and Prescribing Penalties for the Violation Thereof.

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny, and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same:  
That any person or persons who shall cast any dead carcass, garbage, filth cans, or other offensive matter on any street, alley or vacant property in the said Borough, or who shall maintain any nuisance within any enclosure to the annoyance of the neighborhood, shall be liable to a fine not to exceed Twenty-five dollars, and in default of payment of said fine and costs shall be committed to the County Jail for a period not to exceed thirty days.

Section 2. Any person or persons who shall destroy or in any way injure any ornamental or shade tree, or any box or frame surrounding same, or who shall destroy or in any way injure or interfere with any fence or gate, street light or danger signal (whether said street light or danger signal be maintained by said Borough or other parties) or who shall improperly remove any barricade placed on street for safety or who shall hitch their horses or other animals to any tree, fence, tree box, gate, or lamp post, shall be liable to a fine not to exceed Twenty-five dollars and in defaulting, shall be committed to the County Jail for a period not to exceed thirty days.

Section 3. In addition to fines prescribed in the preceding section, the offender may be required to pay a further sum to the party injured (if any) equal to amount necessary to repair the injure sustained or to remove, or abate the nuisance committed. In case offender is required to pay an additional sum as required by this section, the said additional sum shall be taxed as a part of the costs of the suit.

Section 4. In all cases arising under this ordinance, the money collected as fines from time to time, shall be paid into the Borough Treasury.

Section 5. Any ordinance or ordinances or parts conflicting with the provisions of this ordinance, be and the same are hereby repealed so far the same conflict with this ordinance.

Joseph A. Letzkus President.

Attest - G. B. Wolfe, Clerk of Council

Examined and approved by me this thirtieth day of July, A. D. 1904.

John Hamm Ins. Burgers.

48

An Ordinance.

Grant. Pitts. &amp; Alley. Telephone Com

Granting Permission to the Pittsburgh and Allegheny Telephone Company, Its Successors or Assigns, to Construct or Maintain Poles, Conduits, Wires and Cables within the Limits of the Borough of Montooth, Allegheny County Pennsylvania,

Be it ordained and enacted by the Council of the Borough of Montooth, Allegheny County, Pa. and It is hereby ordained and enacted by the Authority of the same as follows to wit:

Section 1.

That permission be and hereby granted to the Pittsburgh and Allegheny Telephone Company, Its successors or assigns to construct operate and maintain lines of Telephone and Telegraph wires including all poles wires, cables manholes and fixtures upon along over and under the streets alleys and highways of the Borough of Montooth, made necessary in connecting the places of business and residence and stores offices and manufacturing establishments of its subscribers within the Borough of Montooth Allegheny County state of Pennsylvania

Section 2

All poles shall be located and erected under the direction and supervision of the street committee as they may designate and said Telephone company shall pay all expenses incurred by the reason of the passage of this Ordinance printing of ordinance and repairs to streets lanes and alleys, mad necessary on account of the construction of its lines.

Section 3

Said Company shall furnish free to said Borough for use of said Borough for official business, as long as said Company or its successors or assigns maintain and operate its lines in said Borough. Said Telephone Company also agrees to give said Borough sufficient space on its poles for fire alarms and police wires.

Section 4

The rate to be established for the use of Telephones within the limits of the Borough of Montooth shall be as follows. The maximum rate for business houses shall be Forty eight dollars (\$48.00) per year for unlimited County service. The maximum rate for residences or dwelling houses shall be Thirty six dollars (\$36.00) per year for unlimited County service.

Section 5

The wires to be hung upon said poles shall not be less than twenty (20) feet from the pavement or street level,

Section 6

The said Pittsburgh and Allegheny Telephone Company shall file with the Borough Clerk their acceptance with the Borough Clerk within ten (10) days of the final passage of the same and its said acceptance shall agree to pay the license required for lines and wires and poles as provided for by Ordinance of this Borough of 1904 entitled An Ordinance to levy and collect a license tax on poles and wires of Companies owning and operating lines of Telephone Telegraph or Electric light wires. (Continued Page)

49

An Ordinance,

Constructing sewer unnamed ally,

Authorizing the construction of a sewer on an unnamed alley beginning on the westerly line of lot of one, George Kratts and extending thence in a westerly direction crossing Lincoln Avenue thence curving in a south westerly direction and crossing Paul Avenue connecting with Beach alley on the southerly side of Paul Avenue thence extending in a southerly direction along Beach Alley to the branch sewer in Lafferty Avenue, all in the Borough of Montooth, County of Allegheny and State of Pennsylvania.

Section 1. Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by the authority of the same that a sewer be constructed on an unnamed alley beginning on the westerly line of land owned by George Kratts, and extending thence in a westerly direction crossing Lincoln Avenue, thence curving in a south westerly direction, and crossing Paul Avenue, and connecting with Beach Alley on the southerly side of Paul Avenue, thence extending in a southerly direction along Beach Alley to the branch sewer in Lafferty Avenue all in the Borough of Montooth, County of Allegheny and State of Pennsylvania.

Section 2. That said improvements shall be done under supervision of Council of the said Borough and in accordance with plans all ready adopted, specifications hereafter to be prepared by the Borough Engineer, which plans and specifications shall be submitted to and approved by Council. The contract therefor to be let to the lowest competent responsible bidder with such bond for surety for faithful performance of the contract as said Council may require or approve.

Section 3. The cost, damages and expenses of the same to be assessed against and collected from the property specially benefited in accordance with Acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating same.

Section 4. Any ordinance or part or parts of ordinance or ordinances conflicting with the provisions of this ordinance be and the same are hereby repealed so far as the same conflict with this ordinance.

Ordained and enacted into a law in Council this 22 day of Nov. 1904.

Attest G. C. Wolfe Clerk,

Examined and approved by me this 22 day Nov. A. D. 1904.

Joseph A. Letzkus President of

Phos. C. Davis Burgess.

50

Grading Paving and Sewering Lincoln Ave An Ordinance,  
Montooth Borough.

An Ordinance, authorizing the grading, paving, curbing and sewerage of Lincoln Avenue from West street to Boggston Avenue in the Borough of Montooth, County of Allegheny and State of Pennsylvania.

Whereas: It appears by petition and affidavit on file with the Borough Clerk that a majority of the property owners in interest, and, abutting on ~~Boggston~~ <sup>Lincoln Avenue</sup> from West street to Boggston Avenue, have petitioned the Council of the said Borough of Montooth, for the grading, paving, curbing and sewerage of the same; therefore.

Section 1

Be it ordained and enacted by the Council of Borough of Montooth, County of Allegheny and State of Pennsylvania and it is hereby ordained and enacted by the authority of the same, that Lincoln Avenue from West street to Boggston Avenue, be graded, paved, curbed and sewerage and that a line of main sewer be constructed thereon in accordance with the plans and specifications to be prepared by Borough Engineer and approved by resolution of the said Council.

Section 2

The Street committee is hereby authorized and directed to advertise in accordance with the Acts of Assembly of the Commonwealth of Pennsylvania, and the ordinances of the said Borough relating thereto regulating the same, for proposals for grading, paving, curbing and sewerage said street, between said points, the contract or contracts thereof to be let to the lowest competent responsible bidder with such bond or surety for the faithful performance of contract as said Council may require and approve.

Section 3

The costs, damages and expenses of the same shall be assessed against and collected from the properties specially benefited in accordance with the provisions of the Acts of Assembly of Commonwealth of Pennsylvania relating thereto and regulating the same.

Section 4

Any ordinance or part or parts of ordinances conflicting with the provisions of this ordinance be, and the same is hereby repealed so far as the same conflicts with this ordinance.

Ordained and enacted into a law in Council this 6<sup>th</sup> day of Feb. A.D. 1905

Joseph A. Letzkus President

Attest - G. C. Wolfe, Clerk of Council.

Examined and approved by me this 6<sup>th</sup> day of Feb. 1905.  
Thos. Davis Burgess.

51

Const. sewer on Lindo St. An Ordinance,

Montooth Borough.

An Ordinance authorizing the construction of a sewer on Lindo Street, beginning at the easterly terminus thereof and extending to Lincoln Avenue thence extending along Lincoln Avenue in a northerly direction to Boggston Avenue, and thence along same to manhole at Lafferty Avenue all in the Borough of Montooth, County of Allegheny, and State of Pennsylvania.

Section 1.

Be it ordained and enacted by the Council of the Borough of Montooth, County of Allegheny and State of Pennsylvania, and it is hereby ordained and enacted by authority of the same, that a sewer be constructed on Lindo street, beginning at the easterly terminus thereof and extending to Lincoln Avenue, thence <sup>extending</sup> along Lincoln Avenue in a northerly direction to Boggston Avenue and thence along same to manhole at Lafferty Avenue, said sewer to be of terra cotta pipe, the quality to be approved by resolution of council.

Section 2.

That said improvements shall be done under the supervision of council of the said Borough and in accordance with plans already adopted, specifications hereafter prepared by the Borough Engineer, which plans and specifications shall be submitted to and approved by council, the contract therefore to be let to the lowest competent bidder with such bond or surety for the faithful performance of contract as said council may require or approve.

Section 3.

The costs, damages and expense of the same to be assessed against and collected from the property specially benefited in accordance with the acts of Assembly of the Commonwealth of Pennsylvania relating thereto and regulating same.

Section 4.

Any ordinance or part of ordinance or ordinances conflicting with the provisions of this ordinance be and the same hereby repealed so far as the same conflict with this ordinance.

Ordained and enacted into a law in Council this 6<sup>th</sup> day of Feb. 1905.

Joseph A. Letzkus. President

Attest - G. B. Wolfe. Clerk of Council.

Examined and approved by me this 6<sup>th</sup> day of Feb. 1905  
Thos. Davis  
Burgess

Continued from page 71.

Section 6. within the Borough of Montooth County of Allegheny State of Pennsylvania;

Section 7. Unless work is begun under this Ordinance of said Telephone Company within (one) month from the of its final passage and completed within thirty days all rights and privileges granted by this Ordinance become null and void,

Section 8. In establishment and maintenance of poles and lines by said Company its successors or assigns no trees or shrubbery shall be cut or destroyed or otherwise damaged without the consent of the owner or owners thereof.

Section 9. That any ordinance or part of Ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed, so far as the same affects this Ordinance Ordained and enacted into a law this 14 day of Sept. A. D. 1904.

Joseph A. Letgus  
President of Council

attest: G. C. Wolfe, Clerk

Examined and approved this day  
of — A. D. 1904

Pittsburgh Pa. Oct. 19<sup>th</sup> 1904

I G. C. Wolfe, clerk of the said Borough, hereby certify that the Borough of Montooth is without a Burgess, the Burgess-elect John Hamm, Esq. having died on the 16<sup>th</sup> day of October, 1904.

G. C. Wolfe,  
Clerk

52

## An Ordinance.

Providing for the more effectual protection of the public health; authorizing the Board of Health to correct and abate nuisances etc, prohibiting the keeping of manure, compost and other noxious matter in barns, stables or other places in the Borough of Montooth; forbidding hauling the same in open vehicles etc, and providing penalties for violation thereof.

Be it ordained and enacted by the Town Council of the Borough of Montooth, in the state of Pennsylvania and it is hereby ordained and enacted by authority of the same, that

Sec. 1. The Board of Health of said Borough, is hereby authorized and empowered, to have all things which have a tendency to imperil the health of the people of the ~~people~~ said Borough, and of the neighborhood thereof, removed, corrected or abated, as said Board of Health may deem necessary for the well being of the people, and if the owner or owners, tenants or occupants of any stable, yard, place or premises, on which such nuisance shall be, or on which the same shall be may be found, shall refuse or neglect after not more than one days notice to remove, correct or abate such nuisance, he, she or they so refusing or neglecting, shall forfeit and pay for every such offense, a penalty of not exceeding ten dollars.

Sec. 2.

If any person or persons, firm or corporations, shall cause or permit to be thrown, cast or placed, any manure, compost, substance, matter of thing which may tend to endanger the health of the people of said Borough, or those of the vicinity thereof, on any lot, street, alley or public place therein, or if any owner or occupant of any barn or stable, lot of ground, or place, within said Borough shall suffer or permit the accumulation of any manure, compost, substance, matter or thing as aforesaid to be, lie or remain in such barn or stable or <sup>on such</sup> lot or premises, every person so offending shall forfeit and pay a penalty not exceeding ten dollars for the first offense, and for every subsequent offense, as aforesaid, he, she or they shall forfeit and pay a fine or penalty of not less than five dollars nor more than fifty dollars.

Sec. 3. If any person or persons shall own, occupy or keep

(Continued)

houses, barn, stable, place, ground or other premises in such condition as to be offensive to the neighborhood, and the people thereof, he or they shall upon conviction thereof, before the Burgess of said Borough or before any Justice of the Peace, be subject to a fine of not less than five dollars nor more than one hundred dollars for each and every violation thereof.

Sec. 4. If any owner or owners of any stable, barn or building, lot of ground, or any place whatsoever refuse or neglect to immediately abate correct or remove any and all manure, compost, offensive or putrid substance, or refuse to abate any nuisance it shall be the duty of the Board of Health of said Borough to cause the same to be abated and removed forthwith, and such party or persons so offending shall forfeit and pay for every such offence, a fine not exceeding twenty five dollars, and the expenses attending the removal of such putrid matter or substance, and of abating such nuisance.

Sec. 5. That it shall be unlawful for any person or persons to haul, or convey the remains of any dead animal or animals or any manure, compost, or other putrid or offensive matter through or over the streets, lanes, alleys or places of said Bor. in any open cart or wagon, or in any other open vehicle or in any way whatsoever, except in tightly closed wagons or other tightly closed vehicles, and in such a manner that none of such offensive or putrid matter shall drop upon the public street or highway of said Borough, that any person or persons who shall violate any provision of this section shall forfeit and pay a fine of not more than ten dollars for the first offense and not more than fifty dollars for any subsequent offense.

Sec. 6. That all penalties, fines, and forfeitures, provided for in this ordinance shall be recovered and collected as debts of like amount are recoverable by law.

Sec. 7. All ordinances or parts of ordinances conflicting with the provisions of this ordinance be and the same are hereby repealed so far as the same may conflict with the provision of this ordinance.

Ordained and enacted into a law this 12<sup>th</sup> day of May, A. D. 1905.

O. D. Krause. Pres of Council

Attest: Geo. B. Anderson. Secy.

Examined and approved by me this 12<sup>th</sup> day of May A. D. 1905.  
T. Davis. Burgess.

53

## An Ordinance

## Moutooth Borough

An Ordinance granting to the Liberty & West Liberty St Railway Co its successors and assigns the consent of the Council of the Borough of Moutooth to enter upon the road or street of said Borough known as Kaiser Ave and to construct maintain and operate thereon a street Railway line upon the compliance with the conditions and stipulations herein after contained

Be ordained and enacted by the Borough of Moutooth in Council assembled and is hereby ordained and enacted by the authority of the same

## Section (1)

That the consent of the Council of the Borough of Moutooth in the County of Allegheny and State of Pennsylvania be and the same is hereby given to the Liberty and West Liberty Street Railway Co a Corporation created by and existing under the laws of this Commonwealth its successors lessees and assigns to enter upon that certain St in the said Borough known as Kaiser Ave from the point of intersection of with West Liberty Ave to the line between West Liberty Borough and Baldwin Trap and upon said Kaiser Ave within said limits to construct maintain and operate a double track St Railway line to be operated by Electric power with the necessary wires switches and appliances for the successful operation of the same

## Section (2)

Said Street Railway shall be double track line and shall be substantially and carefully constructed of standard girder rails and shall be laid in the center of the said Kaiser Ave as this Council may direct

## Section (3)

This Ordinance is granted subject to the following terms and conditions

## Continued

The said Kaiser Arc shall be severed for the whole length of the right of way hereby granted, including all necessary connections, to be connected up to Property lines on both sides, by said St Railway at its own expense, said Arc to be of such size and of such material as said Borough may designate.

Said St Railway shall at its own cost cut said Kaiser Arc on both sides with dressed sand stone cut and it shall also pave said Arc from Cut-line to Cut-line, said paving to be done with regular Segonier Block Stone, so that all material used by said St Railway in improving said Arc as aforesaid shall be subject to the approval of the Council of said Borough.

Said St Railway shall Survey said Kaiser Arc for said work at its own expense, and said Survey shall be subject to the approval of said Council of said Borough and its Eng'r.

That before this Ordinance shall go into effect or have any force or virtue what ever the said St Railway Co shall, for and in consideration of this grant, pay into the Treasury of said Borough the sum of Five Hundred (500) Dollars for the use of said Borough. said payment shall be made at or before its acceptance of this Ordinance.

That said St Railway shall at its own expense at or before the time of filing its written acceptance of this Ordinance, file with the Clerk of Council a good and sufficient Trust Co Bond to be approved by this Council in the sum of \$20000 Dollars, conditioned that it, the said St Railway Co, shall truly and faithfully perform and comply with all the terms and conditions of this Ordinance, and that it shall wholly complete and have in operation its said St Railway, Company at the time hereinafter specified, and in the event it shall refuse or neglect to file such Bond, this Ordinance shall be null and void.

Section 4

The said Liberty and West Liberty St Railway Co.

## Continued

its successors and assigns, hereby agree to begin work in the said Borough within six (6) Months from the approval of this Ordinance and to complete the Sewering, Grading, Paving and the Laying of the said double Tracks and to have Cars in practical Operation on or before (eighteen months) from the date of the approval of this Ordinance.

## Section 5

Said Liberty and West Liberty St Railway Co its successors and assigns, further agree to assume any and all damages which may accrue to any person or property by the reason of the change of Grade of said Kaizer Ave, or by reason of negligence of itself, agents or employees in the construction of, or operation, or maintenance of said St Railway over said Kaizer Ave, and to save and harmless the Borough of Mautooth from any and all losses, expenses, damages, and costs, that may arise from or out of any wrong or negligence or breach of the conditions of this Ordinance, or any of them, <sup>which</sup> may arise by reason of the condition of said Ave at any time while this Ordinance is in force or the said Ave occupied by the said Company, its successors or assigns.

## Section 6

The said Liberty & West Liberty St Railway Co, its successors and assigns, hereby agree to constantly keep in perfect repair at their own proper cost and expense all parts of said Ave all Culverts, Bridges, Drains, etc, on the same, and if at any time the said Company, or any part of said Ave shall be found to be out of Repair, and if said St Railway shall not repair the same within (5) five days notice from the Council of said Borough, the same shall be made done by said Borough, at the expense of said Company its successors and assigns.

## Section 7

The said Liberty & West Liberty St Railway Co,

## Continued

its successors and lessees and assigns, agrees to pay all the costs of procuring and publishing this Ordinance, and to file a written acceptance under its corporate seal of all the terms of this Ordinance with the Clerk of Council of said Borough within (60) Sixty days from the approval of this Ordinance, that in default of filing said acceptance, the privileges herein granted shall be null and void.

## Section 8

All Ordinances or parts of Ordinances conflicting herewith, be and the same are hereby repealed. Ordained and enacted into a law this 26<sup>th</sup> day of July 1905

~~Ordained and enacted into a law this 26<sup>th</sup> day of July 1905~~

O. L. Krause  
President of Council

Attest  
Ed. J. Gaul  
Clerk of Council

Examined and approved by Me this 26 day of July A.D. 1905

H. Davis  
Burgess of Mountzooth Boro

54

## An Ordinance

Authorizing and directing the Officers of the Borough of Moutooth to enter into a contract with the <sup>South Pittsburg Water Co</sup> Borough of Moutooth for the supply of water for Fire Hydrants, designating the terms, duration and rate of compensation to be paid therefor

Section 1 Be it ordained and enacted by the Town Council of the Boro of Moutooth, and it is hereby ordained and enacted by the authority of the same, that the President and Secretary of Council are hereby authorized and directed to enter into a contract for the Boro with the South Pitts Water Co, of which contract the following is a copy

"This Contract," made and entered into by and between the Boro of Moutooth, a municipal corporation under the laws of the state of Pennsylvania located in the County of Allegheny, party of the first part, and the South Pittsburg Water Co, a corporation under the laws of Pennsylvania party of the second part and having authority to supply water to the Public within said Boro "Witnesseth"

That it is agreed between the parties hereto as follows the said water Co will maintain and operate water works for the supply of water to the Boro of Moutooth and the said water Co shall install in connection with its mains or pipes and maintain (six) or more "Fire Hydrants" of modern and approved type, for the use of the Boro at such places as the St Lawrence <sup>shall</sup> designate along such mains or pipes as the Boro shall from time to time, have access to and the right to use such hydrants and take water therefrom for the purpose of extinguishing fires subject to such reasonable regulations as necessity may require and said Boro shall also have the right to use water from said "Fire Hydrants" for the purpose of washing its streets and flushing its sewers it will promptly notify said Water Co of its having done so

That said Water Co shall also from time to time construct and maintain such additional "Fire Hydrants" as may be found necessary for the use of said Boro at such places as said Boro may designate

but it is understood that said Water Co shall not be required to construct or lay any main unless an annual "rainfall" will arise therefrom which will reasonably warrant the construction and maintenance of such a line and it is further agreed that the rate to be paid for the use of each fire hydrant shall be and is hereby fixed at the sum Twenty (20) Dollars per year which sum said Board hereby agrees to pay to said Water Co, quarterly on the first days of January April July & October in every year for the period of Twenty (20) years from the date of this agreement that all additional Fire Hydrants that may be put in shall put in and maintained for a sum of not exceeding the sum of Twenty (20) dollars each per year

And said Water Co further agrees that it will, once every month, and oftener if necessary, at its own expense, have a careful inspection made of all of the Fire Hydrants provided and maintained for the use of said Board and that it will promptly renew or repair any and all of such Hydrants that may become worn out or that may get out of repair and that it will exercise care in keeping its said Fire Hydrants in good working order and repair

In witness whereof said parties have caused their corporate seals to be hereunto affixed and attested by their respective Secretaries this 7<sup>th</sup> day of August A.D. 1905

Ordained and enacted into a law this 7<sup>th</sup> day of August 1905

O. D. Krause  
President of Board

Edward Paul  
Clerk

Examined and approved this 7<sup>th</sup> day of August  
1905

J. C. Davis  
Burgess

55

An Ordinance

levying Taxes year of 1905

levying Taxes for the fiscal year beginning  
May 1st 1905

Section #1

B.e it ordained and enacted by the Town Council of the Boro of Mountoth in the county of Ally and State of Penna and it is hereby ordain ed and enacted by authority of the same that a Tax be levied and the same is hereby levied for Boro purposes for the fiscal year beginning on the 1st day of May 1905 of Six (6) Mills and the Cellois on the valuation assessed for County and State purposes as now provided by Law on all property Officers Professious and persons made Taxable by the Laws of this Commonwealth for County and state rates and Levies and in the same as taxed for County rates and Levies

sect 2

That said Taxes shall be levied collected in accordance with the Laws of this Commonwealth

Ordained and enacted into a Law this 5th day of Sept 1905

Attest  
Ed J Paul  
Secy

O. W. Krause  
President of Council

Examined and approved this 5 day of Sept 1905

J. C. Davis  
Burgess

56

## An Ordinance Paul Arr Sewer

Providing for the construction of a Public Sewer on Paul Arr from a point near the south westerly side of West St to a point in the middle of the said Paul Arr near the place where Victoria way intersects with the said arr in the Boro of Montooth and providing for the assessment and collection of the cost and expenses of the same

Section 1<sup>st</sup>

Be it ordained and enacted by the Boro of Montooth of Pa and it is hereby Ordained and enacted by authority of the same that the said Boro construct a Public Sewer on Paul Arr in said Boro of Montooth beginning at a point in said arr near the south westerly side of West St of said Boro thence running south  $69^{\circ}35'$  West a distance of 666 feet to a point where there is to be a man hole thence  $S71^{\circ}12'W$  a distance of 242 ft and 50 hundredths of a foot to a point in the middle of said Paul Arr, near the place where Victoria Way intersects with said Arr at which last named point there is to be a manhole; that Sewer shall be of Pipes of the following sizes viz: the 666 ft thereof from the place of beginning to the man hole in Lincoln Arr shall be of (12") in Pipe and the 242 ft and 50 hundredths of a foot thereof between said Lincoln Arr and Manhole to said Manhole in said Paul Arr near Victoria Way shall be of (15" in) pipe

That said Sewer shall be built according to plans and Specifications by the Engr of said Boro and shall be built and constructed as said Council shall direct.

Sect 2

The costs and expenses of said Sewer shall be assessed and collected in accordance to the terms of the Acts of Assembly of this Commonwealth regulating the same

Ordained and enacted into a law this 5<sup>th</sup> day of Sept 1905

attest  
Ed. Paul  
Clerk of Council

Examined and approved this 5<sup>th</sup> day of Sept 1905  
O. D. Krause  
President of Council  
of L. Davis  
Serges

57

Resolution

Be it resolved by the Town Council of the Borough of Montooth in the County of Allegheny and State of Pennsylvania and it is hereby resolved by authority of the same that the said Borough of Montooth borrow the sum of One Thousand Five Hundred \$1500 (dollars) from the German Savings & Deposit Bank of Pitts Pa on a promissory note to be made made payable in four months from the date thereof and to be drawn to the Order of E. Paul Brown Secy and by him endorsed over to the Borough Treasurer into whose hands said sum shall be paid for the use of the Borough and that said note shall be signed by the Burgess and the President of Council of said Borough said note being given to raise money for current expenses for which there is outstanding a Tax Levy sufficient to meet the same.

Passed on the 30<sup>th</sup> Oct 1905

President of Council

Examined and approved this 30<sup>th</sup> day

7 Oct 30-1905

Burgess

Attest E. Paul  
Clk of Council

58

Wagner Ave Ord

An Ordinance establishing the grade of

Kaiser Ave

Section 1

Be it ordained and enacted by the Town Council of the Borough of Montooth in council assembled and it is hereby ordained and enacted by authority of the same that the Grade of Kaiser Ave be and the same is hereby established to wit beginning at a point at the intersection of the east side of a Bridge across Saw Mill Run with the center line of Kaiser Ave said point being distant N46°51'W. 49 ft from an angle in said Kaiser Ave as laid out in Kaiser plan of lots at an elevation of 153.63 ft Base Datum thence rising 1% for 125 ft to an elevation 154.88 ft thence rising 4% for a dist of 38.509 to an elevation 170.28 ft thence falling 1.36% to the intersection of Bow Lane (Section 2) That any Ord

or part of Ordinance conflicting with the provisions of this Ord be and the same are hereby repealed so far as the same effects this Ordinance  
 Examined and approved this 6 day of Nov 1905  
 J. B. Davis Burgess  
 Attest E. Paul Clk of Council  
 Ordained and enacted into a Law this 6<sup>th</sup> day of Nov 1905  
 O. Krause President

## An Ordinance

59  
 Providing for the construction of a Public Sewer in the Boro of Mountoth Penna from a point at the mouth of the Sewer which now crosses the right of way of the Pitts & Castle Shaanon right Rail Road Co's on the private property of Jacob Minsinger & John Howarth said point being  $S 33^{\circ} 12' W$ . and distant being 68 ft and .60 Sixty hundredths (.60) of a foot from an iron monument now located on the center line of the right of way of said railroad Co as now located; thence running  $S 4^{\circ} 23' E$  a distance of eighty five feet and thirty nine hundredths (.39) of a foot to the point of a curvature of a curve. the radius of which is 100 ft; thence by said curve a distance of 42 ft and 14 hundredths of a foot to the point of the tangent of said curve; thence  $S 19^{\circ} 48' W$  a distance of 147 ft and .80 one hundredths of a foot to Saw Mill run, said Sewer being wholly in said Boro of Mountoth and wholly upon said private property of said Minsinger & Howarth.

Section 1

Be it ordained and enacted by the Town Council of the Boro of Mountoth Penna in Council assembled and it is hereby ordained and enacted by authority of the same, that a public Sewer be constructed in said Boro, beginning at a point at the mouth of the Sewer which now crosses the right of way of the <sup>Pittsburg</sup> Pitts & Castle Shaanon R.R. Co on the private property of Jacob Minsinger & John Howarth the said point being  $S 33^{\circ} 12' W$  a distance of 68. and .60 hundredths ft from an iron monument which is now located on the center line of said Castle Shaanon R.R. Co's said right of way as now located thence running  $S 4^{\circ} 23' E$  over said private property of said Minsinger & Howarth a distance of 85 and 39 hundredths feet to the point of a curvature of a curve the radius of which is 100 ft thence by said curve a distance of 42 and 14 hundredths ft to the point of tangent of said curve thence  $S 19^{\circ} 48' W$  a distance of ~~147~~ 147 and .80 one hundredths of a foot to Saw Mill Run the whole course of Sewer as herein described being in and through a natural water course which runs over the said private property of said Minsinger & Howarth and said Sewer when completed to be wholly on the said private land or property of the said Jacob Minsinger & Howarth and said Sewer being wholly

Continued

in said Boro of Mountroth Penna

Section (2)

That said Boro shall be a 30" pipe sewer

" (3)

That the Boro Engrs shall advertise for Bids for the construction of said sewer according to the plans and specifications thereof, which have been hereto fore adopted and approved by the Council of said Boro and that the contract for the same shall be let to the lowest and best bidder who shall be required to give a Bond to be approved by the council of said Boro for the faithful performance of his contract

Section (4)

The cost damages (if any) and expenses of said improvement shall be ascertained, assessed and collected in accordance of the provisions of the acts of Assembly of the Commonwealth of Penna. pertaining to the same

Section (5)

That any Ordinance or part of Ordinance conflicting with the provisions of this Ordinance be and the same is hereby repealed so far as the same effects this Ordinance.

Ordained and enacted into a law this 8th day of December (1905)

O. W. Krangle  
President of Council

Attest

Edward Paul Secy.

Examined and approved this 8th day of December (1905)

T. C. Davis  
Burgess

## Resolution

60

Whereas, Jacob Missinger and John Howarth are the owners, or claim to be the owners of a tract of land in The Borough of Montooth, Allegheny County, Penn., which they acquired by deed from E. T. Shaffner et al., dated November 1<sup>st</sup>, 1899, and recorded in the Recorder's Office of said Allegheny County, in Deed Book 1043, page 336 and bounded and described as follows.

Beginning at a point on or near the right of way of the Pittsburg and Castle Shannon Railroad Company, and at the corner of land of John Frost; thence along said Frost's line south 52 degrees 20 minutes west 363 feet to a sycamore at the corner of land sold to Charles T. Glasser, et al. and land of B. Bardi; thence along Bardi's line and the line of P. Shaffner south 53 degrees and 30 minutes east 914.93 feet to a point on the line of land of S. S. Boggs; thence along same north 49 degrees and 50 minutes west 208.07 feet to the point at or near the said line of the right of way of the Pittsburg and Castle Shannon Railroad Company, and thence north 43 degrees and 45 minutes west 876.48 feet to the point at the place of beginning, containing 5 Acres and 121 perches.

And, Whereas, The Borough of Montooth, a municipal corporation formed and existing under the laws of the Commonwealth of Pennsylvania, situate in Allegheny Co. Pennsylvania, on the 5<sup>th</sup> day of December 1905, duly passed an ordinance providing for the construction of a thirty inch public sewer in said Borough, upon and over a part of the said private property owned by said Jacob Missinger and John Howarth, the courses and distance of which are as follows, viz:

Beginning at a point at the mouth of the sewer which now crosses the right of way of the Pittsburg and Castle Shannon Railroad Company, on the private property of Jacob Missinger and John Howarth, the said point being south 33 degrees and 12 minutes west, a distance of 68.60 feet from an iron monument which is now located on the center line of said Pittsburg and Castle Shannon Railroad Co. right of way, as now located; thence running south 4 degrees and 23 minutes east over said private property of Missinger and Howarth, a distance of 85.39 feet to the point of curvature of a curve, the radius of which is 100 ft. thence by

said curve a distance of 42.14 ft. to the point of tangent of said curve; thence south 19 degrees and 48 minutes west a distance of 147 feet. to Saw Mill Run, the whole course of said sewer being over and upon said private property of said Minsinger and Howarth.

And, Whereas, the said Borough of Montooth is desirous of giving the said Jacob Minsinger and John Howarth a bond in the sum of two thousand (\$2,000.00) dollars conditional for the payment to them of such amount of damages, as they may be entitled to receive from said Borough, because of its constructing and maintaining said sewer on their said property after such damages shall have been agreed upon by said parties, and shall have been assessed as assessed in the manner provided by the laws of this Commonwealth.

Therefore, be it resolved by the town Council of the Borough of Montooth, in Council duly assembled, that the said Borough give said Jacob Minsinger and John Howarth a bond in the sum of two thousand (\$2,000.00) dollars for said purposes with American Surety Company of New York as surety thereon, that said bond shall be drawn in such form as shall be satisfactory to the Solicitor of said Borough, and that it shall be executed by said Borough, by its Burgess and attested by its Borough Solicitor, under the Borough Seal, and signed by the American Surety Co. of New York as surety; that said Burgess of said Borough is hereby given full power and authority to sign and authority to sign said bond is executed, it shall be tendered to said Jacob Minsinger and John Howarth and that in the event that they refuse to accept the same, the Borough Solicitor is hereby empowered and directed to file said bond in Court according to law, and to take all such further steps in the matter as shall be necessary to condemn the right of way herein above described, for said sewer through and over said private property of said Minsinger and Howarth.

Passed this 20<sup>th</sup> day of December, 1905

Attest Edward J. Gault, Secretary

A. L. Karsse

President of Council

Examined and approved by me this 20<sup>th</sup> day of December 1905

T. C. Davis

Burgess.

An Ordinance

61

An Ordinance reestablishing the Grade of a portion of Lincoln Ave.

Sec (1)

Be it Ordained and enacted by the Town Council in the Bor of Mountoth in Council assembled and it is hereby ordained and enacted by authority of the same that the Grade on the southern portion of Lincoln Ave to and the same is hereby established as follows to wit

West Curb

Beginning at a point distant 109.92 ft southwardly from an angle in the said Lincoln Ave at the P.C. of a convex vertical curve at an elevation of 375.76 ft Base Datum, thence rising by said curve for a distance of 40 ft to the P.T. of same, at an elevation of 378.28 ft thence rising 3.620 % for a distance of 323.56 ft to the West Curb line of West St. at an elevation of 390.00 ft

East Curb

Beginning at a point distant 180.0 ft southwardly from an angle in the said Lincoln Ave at the P.C. of a convex vertical curve at an elevation of 376.04 ft thence rising by the said curve for a distance of 40 ft to an elevation of 378.69 ft thence rising 4.244 % for a distance of 227.8 ft to the P.C. of a concave vertical curve at an elevation of 388.36 ft thence rising by said curve for a dist of 60 ft to the west curb line of West St at an elevation of 395.00 ft

Section (2)

That any Ordinance or part or Ordinances conflicting with the provisions of this Ord to and the same is hereby repealed so far as the same affects this Ordinance.

Ordained and enacted into a Law this in Council this 26 day of Dec 1905

O. Krause

President of Council

Eduard Paul  
Clerk of Council

Examined and approved this 26<sup>th</sup> day of December  
(1905)

J. C. Davis  
Burgess

62

## An Ordinance

An Ordinance providing for the Construction of a Public Sewer on Stone Ar & Munit St in the Borow of Mountoath from Lincoln Ar to S Munit St Thence along Munit St to Lincoln Ar and providing for the assessment and collection of the Costs, and expenses thereof

Sec 1) Be it ordained and enacted an 8" sewer to be constructed on Stone Ar in the Borow of Mountoath from Lincoln Ar to Munit St Thence to Lincoln Ar according to plans & specifications of the same to be made by the Board of said Borow, and that the sewer shall be constructed in such manner as shall be directed by the Council of said Borow

Sec 2) That the costs & expenses of said sewer shall be ascertained, assessed, & collected according to the terms of the act of Assembly of this Commonwealth, relating to the same

Ordained and enacted by the Town Council of the Borow of Mountoath, on the 31<sup>st</sup> day of July 1906

D. D. Kraus  
President

C. J. Gall  
Borow Secy

Examined and approved by Me this  
31<sup>st</sup> day of July - 1906.

W. H. Curran  
Burgess

63

## Resolution

(Liberty &amp; West Liberty St Ry Co)

Resolution passed by the town council of The Boro of Mountaith Pa extending the time of Liberty & West Liberty St Railway Co for the construction of its St Railway on "Haiser An" in said Boro to the 1<sup>st</sup> (first day of June 1908)

Whereas the said Boro of Mountaith by an Ordinance duly passed and approved on the 31<sup>st</sup> day of July 1905 granted unto said St Ry Co the right to construct maintain and operate its St Ry on and over "Haiser An" in said Boro according to terms and conditions of said Ordinance, and whereas the said Boro has granted to said St Ry Co an extension of the time of which to complete and have in operation its St Railway that of because of unforeseen delays and hindrances said Company has been unable to wholly complete its St Railway according to all of the terms and conditions of said Ordinance and it now appears that it will not be able to do so within the time granted in the extension of time. Therefore be it resolved and it is hereby resolved by the town council of the Boro of Mountaith that the time of completing its said St Ry be extended and said St Ry is hereby given until the 1<sup>st</sup> day of June 1908 to complete its said St Railway according to the terms and conditions of its said original grant of right of way under said Ordinance passed by the Council of said Boro on this 10<sup>th</sup> day of December 1906)

(Passed by the Council of said Boro on this 10<sup>th</sup> of Dec 1906)

Edward Gaul  
Boro Secy

O. S. Krause  
President of Council

## Resolution

64  
 Whereas, By proceedings at #91 of June Sessions, 1906 of the Court of Quarter Sessions of Allegheny Co Pa the Borough of Mountooth has been annexed to the City of Pittsburg which annexation is to take effect on the 1st Monday of January 1907 and

Whereas, There is a large sum of money outstanding and due the Borough of Mountooth in the form of Taxes uncollected and in the hands of the Tax Collectors, Taxes filed as Sums in the Prothonotary Office of Allegheny Co Pa Street & Sewer assessments, liens et.

Whereas there is no provision in the act of assembly under which the annexation is effected authorizing or directing any person or persons to look after and wind up the financial affairs and other affairs of the annexed Borough, and

Whereas The prompt closing up of all the financial matters and affairs are vital important to and affects only the Tax payers of the Borough of Mountooth therefore

Be it resolved by the Borough of Mountooth Council assembled that Edward F. Duffy attorney at Law is hereby designated and appointed to represent the Borough of Mountooth in all matters and things from and after the date of annexation to the City of Pittsburg until such time as all the said affairs be closed up and discharged, that he shall look after the Tax Collectors and require them to promptly complete the collection of all Taxes on their books and pay the same to the Treasurers of the City of Pittsburg, he shall Audit the Books of the said Tax Collectors after their collection have been finished, and file his report together with the closed duplicates with the City Controller; he shall collect all Municipal Claims & Claims and other matters due the Borough of Mountooth, and shall enter his appearance in all Municipal claims <sup>filed</sup> entered in the Prothonotary Office by the Borough and upon full payment thereof he shall satisfy and discharge the same, and all moneys received, principal, interest, costs and commissions shall be paid into the City Treasurers office without any deduction whatever, he shall proceed to collect the Taxes filed as sums, and upon payment thereof shall satisfy and discharge the Record and shall pay the same together with the interest, costs and commissions into the

City Treasurer's Office as aforesaid, and He is fully  
 empowered to represent the Borow in securing from  
 the City of Pittsburg full credit for all property  
 turned over to the City by the Borough, and in the  
 event it becomes necessary to enter proceedings in the  
 courts to secure the rights due the Borough, He is fully  
 authorized to institute the said proceedings and to  
 conduct the same on behalf of the Tax payers of  
 the Borow, and all his compensation for his services  
 under this Resolution shall be charged to and  
 paid out of the Funds in the hands of the City  
 Treasurer standing to the credit of the Borough

Adopted this 15<sup>th</sup> day of December, 1906

Edward J. Gaul  
 Borow Secy

President of Council  
 O. W. Kreuse

65

Resolution of the Board of  
Mountooth authorizing the making of a contract  
between said Borough and the Welstock St Lighting  
Co of America for the lighting of the streets of the  
said Borough

Section 1) Be it resolved by the Town Council of the  
Board of Mountooth and it is hereby resolved by  
authority of the same that the President of said  
Council and Secy of said Borough be, and they  
are hereby authorized and directed to execute  
a contract with the said Welstock Lighting Co of  
America under the seal of said Borough for the  
lighting of the streets of said Borough with its  
improved Welstock St Lights and for the mainte-  
nance of the same for a period of (3) (Three) years  
from the date of the passage of this Resolution

Section 2)

That the total number of lights to be maintained  
in the said Board shall not exceed (40) (Forty) in  
number including the lamps or lights now in use  
under the Contract heretofore made between  
the said Board and said St Lighting Co. that the true  
intention of this Resolution is that at no time shall  
said St Lighting Co have in operation in said Board  
more than (40) (Forty) lights in all without the further  
consent of the Council of said Board or its successors

Section 3)

That a certified copy of this Resolution under the seal  
of said Borough shall be attached to said contract and  
shall be a part of the same. that said contract shall  
not be valid or be competent as evidence except that  
it has such copy of this Resolution attached thereto  
as a part hereof

Passed and adopted as a Resolution of the  
Council of said Borough this (15<sup>th</sup>) day of Dec 1906.

Edward J. Gaul  
Borough Secy

O. W. Trause  
President of Board

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