

**DIGEST**  
OF THE  
**CHARTERS AND ORDINANCES**  
OF THE  
**CITY OF MEMPHIS,**  
**FROM 1828 TO 1867, INCLUSIVE,**  
TOGETHER WITH  
**THE ACTS OF THE LEGISLATURE**  
RELATING TO THE CITY,  
**WITH AN APPENDIX.**

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COMPILED, REVISED AND CODIFIED,  
BY WM. H. BRIDGES.

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MEMPHIS, TENN:  
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1867.

making the examination, to report their decision to the next meeting of the Board, and should their report be confirmed, the Mayor shall thereupon cause the value of the property sought to be removed to be ascertained in the same manner prescribed by the charter for ascertaining the value of property condemned for public use.

Cornices of buildings.

SEC. 14. The cornices of buildings hereafter to be erected within the fire limits, or other parts of buildings, which project beyond the line of the street, shall either be formed with some fire-proof material, or be entirely covered with some metallic covering, so that no combustible portion be exposed externally.

Vehicles not to pass over hose.

SEC. 15. It shall not be lawful for any dray, cart, wagon, street rail-car, or any other vehicle whatever, to pass over any of the fire hose belonging to the city or fire department, whether such hose have water in them or not.

Penalty.

SEC. 16. Whoever shall violate any of the provisions of this ordinance shall, on conviction before the Recorder, be fined in his discretion, for each offense, not less than one nor more than fifty dollars.

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## CHAPTER IV.

### AN ORDINANCE IN RELATION TO CITY LICENSES OR TAX ON PRIVILEGES AND OCCUPATIONS, SPECIFYING THE RATES CHARGED AND DEFINING THE PROVISIONS REGULATING AND CONTROLLING THE SAME.

*Be it ordained by the Board of Mayor and Aldermen of the City of Memphis, as follows :*

#### ARTICLE I.

##### PRIVILEGE TAX.

Tax on privileges.

SECTION 1. That there shall be an annual tax collected for city purposes in all branches of business hereinafter designated, which said tax shall, without exception, be payable in advance. Every factor or commission merchant who sells no goods, wares or merchandise of his own, but whose business is exclusively that of commissions on sales and purchases

**Penalty.** city, doing or seeking for general or public employment in the carriage of baggage, passengers or freight, and not having in or on it in some conspicuous place its regular license number, showing it to be regularly licensed for public use, and also a copy of the rates of fare or charges prescribed or allowed by the ordinance of the city, shall be deemed guilty of a misdemeanor, and on conviction before the Recorder, shall be fined not less than five nor more than twenty dollars for each offense, to be collected and disposed of as other fines are; and if the carriage or vehicle so found engaged have a license of a character called private by this ordinance, in addition to the fine the license shall be forfeited.

#### ARTICLE V.

##### SHOOTING GALLERIES.

**Galleries not to be established in first story.** SECTION 1. That from and after the passage of this ordinance, no person or persons shall be allowed, under any pretence whatever, to open, set up or establish a shooting gallery in the first story of any building within the corporate limits of the City of Memphis, under a penalty of fifty dollars per day for each and every day that such shooting gallery shall be set up or continued within said corporate limits of the city.

**To procure license before opening gallery.** SEC. 2. That before a shooting gallery shall be set up or established in the cellar or basement story, or any other story of any building within the corporate limits of the City of Memphis, the proprietor or proprietors of such proposed shooting gallery shall apply to the City Tax Collector on Privileges, and obtain license therefor for the term of twelve months, as other city licenses are procured.

**Bond.** SEC. 3. That such person or persons, on making application for license as above provided, to open, set up or establish a shooting gallery in the City of Memphis, shall, before receiving such license, enter into bond, with security, in the sum of one thousand dollars, payable to the Mayor and Aldermen of the City of Memphis; conditioned that no gambling of any kind, no sleight-of-hand nor device or practice forbidden by the laws of Tennessee or the Charter or ordinances of the City of

Memphis, shall be permitted or allowed to be carried on in such shooting gallery, nor in any room or apartment connected therewith, or adjacent thereto, which may be directly or indirectly under the management or control of the keepers or proprietors of such shooting gallery. And all shooting or practicing which may be done in such shooting gallery shall be done with perfect safety and security to person and property in the vicinity or reach thereof.

SEC. 4. That the keepers or proprietors of such shooting gallery shall not permit any minors, or persons under twenty-one years of age, to shoot, practice or experiment therein, with guns or other instruments, unless the fathers or guardians of such minors or persons are present and consent thereto. Minors not to shoot, etc.

SEC. 5. That the license required by this ordinance for opening or setting up a shooting gallery, shall be one hundred dollars per annum, which shall be paid to the Tax Collector on Privileges, before license to open such shooting gallery shall be issued by the City Register. License, \$100.

SEC. 6. That the terms "shooting gallery," as used in this ordinance, shall be construed to mean and are hereby declared to mean and embrace all places where firearms are discharged and used, and also where any and all kinds and styles of guns, pistols, fowling-pieces, or any other instrument or instruments, by whatsoever name or names they may be called, and which are or may be employed or used in the sports or amusements of shooting galleries, are discharged, used or practiced with. Shooting gallery—how construed.

SEC. 7. That any person who shall violate the first Section of this ordinance shall be fined fifty dollars per day so long as such violation shall be continued; and for violating the second, third, fourth, fifth and sixth Sections, or any provisions thereof, the offender shall be fined not less than twenty-five nor more than fifty dollars for each and every offense. Penalty.

SEC. 8. That the Board of Mayor and Aldermen of the City of Memphis hereby reserve to the city the right to repeal this ordinance, and revoke and recall any license issued under its provisions at any time thereafter, upon Board reserve right to revoke license.

paying the holder or owner of such license a *pro rata* portion of the amount paid by him therefor.

#### ARTICLE VI.

##### BILLIARD SALOONS, ETC.

**To give bond.** SECTION 1. The keepers and proprietors of all billiard tables, pool tables, ten-pin alleys, bagatelle, or any table of like kind, at the time of obtaining license therefor, shall enter into bond, with good security, in the sum of five hundred dollars, payable to the Mayor and Aldermen of said city, and to their successors in office, that they will not gamble themselves or allow any other persons to gamble in the house or on the premises where such tables or devices or alleys may be kept, or in any other house procured by him or them for the purpose, with the further condition that a recovery of the penalty of said bond may be had for every violation of its conditions and of this ordinance.

**Not to allow youths under twenty-one to play.** SEC. 2. The proprietors of all such places of amusement, licensed as aforesaid, shall not allow any minor or youth under twenty-one years of age to play any game in said house, without the written consent of the parent or guardian, or unless the parent or guardian be present.

**Penalty.** SEC. 3. For every violation of the first and second Sections of this ordinance, the guilty party shall pay not less than ten nor more than fifty dollars, as in other cases of misdemeanor; and it shall be the special duty of the police of the city to see that said houses are closed at twelve o'clock on each and every night, and that said houses are closed on Sunday, as other business houses; and if said houses are kept open and lighted up at night for the purpose of business, after twelve o'clock, as aforesaid, or if they are kept open on Sunday, the keeper thereof shall be fined as above specified.

#### ARTICLE VII.

##### STEAMBOAT AGENTS, HOTEL PORTERS, ETC.

SECTION 1. To entitle any person to advertise or hold himself out as a hotel porter, freight agent, steamboat or

## ORDINANCE RATIFYING CODE.

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*Be it ordained by the Board of Mayor and Aldermen of the City of Memphis :*

That the Digest of City Ordinances for 1867, prepared by **WM. H. BRIDGES**, is the official Digest of the City Ordinances of Memphis, and is fully ratified and adopted by this Board ; and that the same be in full force and effect from and after date ; and that all ordinances, or parts of ordinances, conflicting with the same are hereby repealed.

Adopted by the Board of Aldermen July 10th, and approved July 11th, 1867.

**WM. O. LOFLAND**, Mayor.

Attest :

**L. R. RICHARDS**, Register.