

## Ordinance No. 5.

An ordinance to amend an ordinance entitled, "An ordinance to restrain dram shops<sup>2d</sup> & taverns, and to regulate the sale of intoxicating liquors," approved Apr. 19<sup>th</sup> 1871.

Be it ordained by the Mayor<sup>2d</sup> & Councilmen of the City of Garnett

Sec 1<sup>st</sup> That all license issued to any person to sell any spirituous, vinous, fermented or intoxicating liquors, according to the provisions of an ordinance entitled, "An ordinance to restrain dram shops<sup>2d</sup> & taverns, and regulate the sale of intoxicating liquors" approved Apr. 19<sup>th</sup> 1871. shall be, and the same is divided into two classes, as follows, to wit: The first class shall include all kinds of liquors. The second class shall only include the following liquors to wit: ale, beer, porter<sup>2d</sup> & native wines,

Sec 2<sup>d</sup> All licenses which may be issued by the city, shall specify the class for which the same is issued, and the same must specify the kind of liquors to be sold by virtue of the license

Sec 3<sup>d</sup> Any person holding a second class liquor license who shall directly or indirectly sell or give away any spirituous or intoxicating liquors, other than those

specified in a second class license shall, upon complaint being duly made in writing, and on conviction thereof, be fined in any sum not exceeding one hundred dollars, and he shall forfeit his license, and the same shall be immediately cancelled.

Sec 4<sup>th</sup> Upon every first-class license being granted, there shall be levied upon the party receiving the same a tax of four hundred dollars (\$400) per year. Upon every second class license being granted, there shall be levied upon the party receiving the same a tax of two hundred dollars (\$200) per year. Said taxes to be payable quarterly in advance.

Sec 5<sup>th</sup> Section (C) of the ordinance entitled "An ordinance to restrain dram shops and taverns and to regulate the sale of intoxicating liquors," approved Apr. 19<sup>th</sup> 1871. shall be and the same is hereby amended as follows, to wit: Provided, however, that the proprietors of drug stores doing a bona fide legitimate business, within the corporate limits of the city, may sell or vend various or spirituous liquors for medicinal, pharmaceutical ~~and~~ <sup>or</sup> mechanical purposes only, provided the same is sold in packages not ~~exceeding~~ <sup>less than</sup> 1/2 pint, and not used or drunk upon the premises as a beverage <sub>(over)</sub>

Sec. 6<sup>th</sup> This ordinance shall be in force  
and effect from and after its publication  
in the Garnett Plaindealer

Passed and approved May 11<sup>th</sup> 1871  
John R. Gasber  
Mayor

Attest

J. R. Whitney  
City Clerk

J. R. Whitney, Clerk of the City of  
Garnett, hereby certify that the above  
is a true and correct copy of an  
ordinance entitled, "An ordinance to  
amend an ordinance, entitled, 'an ordinance  
to restrain drunk shops and taverns and to  
regulate the sale of intoxicating liquors'  
Approved April 19<sup>th</sup> 1871"

Passed and approved May 11<sup>th</sup> 1871

J. R. Whitney  
City Clerk

(Published May 18<sup>th</sup> 1871)

John S. Wilson  
Editor of Plaindealer

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