

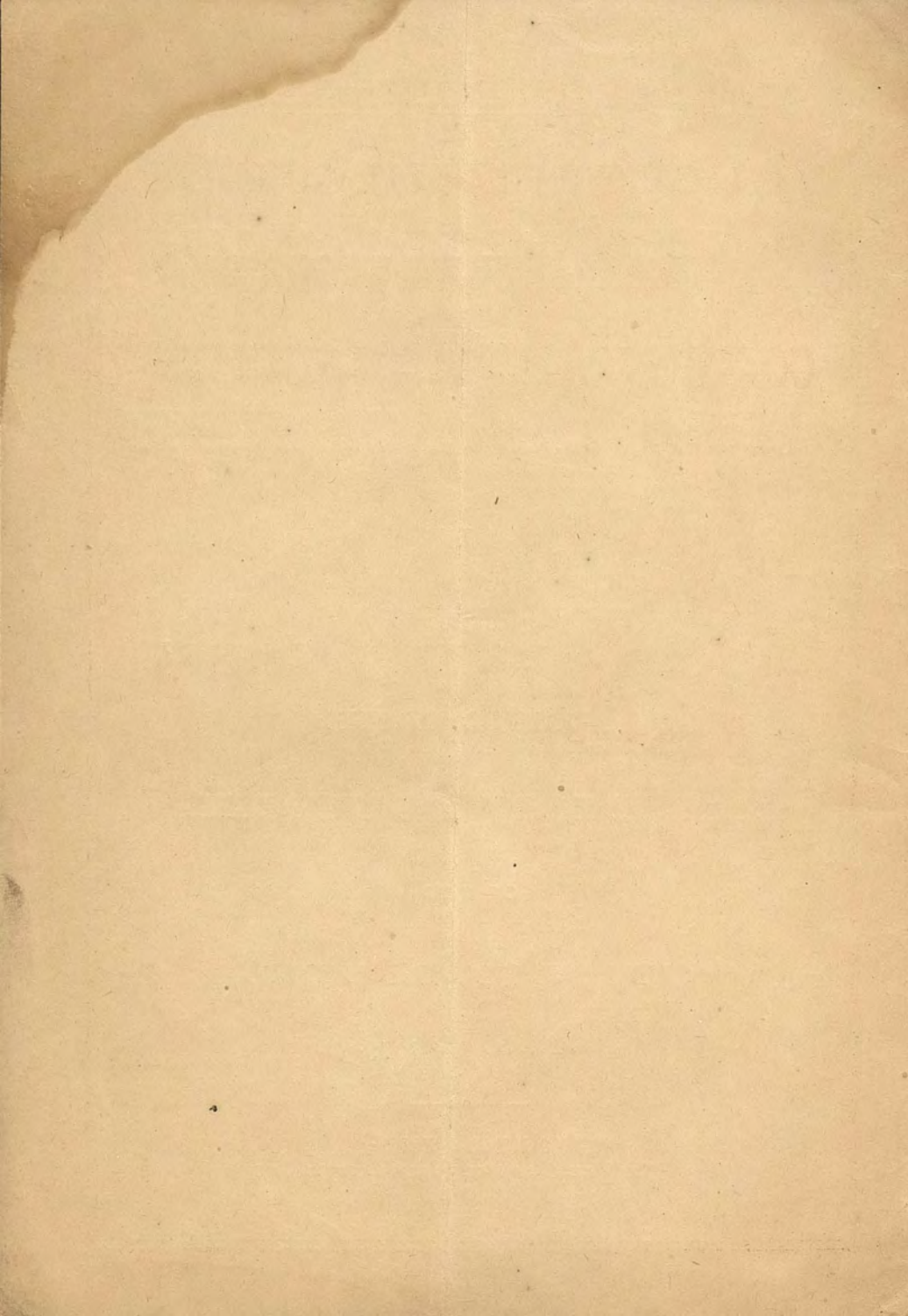
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ORDINANCE,  
RULES & REGULATIONS  
FOR THE  
**CONTROL AND MANAGEMENT**  
OF THE  
City Water Works,  
ADOPTED BY THE  
**COMMON COUNCIL,**  
OF THE  
CITY OF SOUTH BEND,

APRIL 3d, 1875.

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SOUTH BEND:  
TRIBUNE COMPANY, STEAM PRINTERS,  
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# Ordinance No. 376,

*PASSED APRIL 3, 1875.*

AN ORDINANCE creating a Water Board for the control and management of the Water Works of the City of South Bend, Indiana, prescribing the duties of the Board, the Superintendent, the City Clerk and Treasurer; and providing rules and regulations for the protection of the same; establishing rules for the introduction of water, and licensing and regulating plumbers; regulating water rents and providing for their collection; and repealing all former Ordinances in relation to the protection and management of said Water Works, except Ordinances

SECTION 1. Be it ordained by the Common Council of the City of South Bend, Indiana, that the Water Works of said city be placed under the control and management of a Water Board, with power to do all such acts as may be necessary for the prudent and efficient management and protection of said works, not inconsistent with the ordinances of said city, and the rules and regulations established, or which may hereafter be established by the Common Council of said city, in relation to said works.

SEC. 2. The said Water Board shall be composed of three members of the Common Council. On the taking effect of this ordinance, it shall be the duty of the Common Council, to elect by ballot, three of its members to serve on said Board until the first regular meeting of the Common Council, after the next annual municipal election, at which meeting, and annually thereafter, the Common Council shall, in like manner, elect three of its members to

serve on said Water Board for the ensuing year, and until their successors shall have been elected. The City Clerk shall be the Clerk of said Board, whose meetings it shall be his duty to attend, and keep a full and complete record of the proceedings of said Board, and to do and perform such other acts as the Board may require.

SEC. 3. It shall be the duty of said Water Board, to meet in regular session on the first Tuesday evening of each month, for the transaction of business, and may hold adjourned meetings as often as may be necessary to dispose of the business before them. At the first regular meeting of the Board, and at its first regular meeting after each annual election, it shall select from its members a President, who shall serve as such until his successor shall have been selected. In the absence of the President, any other member of the Board may act as President for the time being. Any member of the Board may call a special meeting at any time when an emergency may require it. Whenever the President or any other member of the Board shall deem it expedient to call a special session of the Board, he shall notify the Clerk thereof, whose duty it shall be immediately to notify the remaining members of such meeting. All meetings of the Board shall be held at the Council Chamber, unless otherwise ordered by the Board. Vacancies in said Board may be filled by the Common Council until the next annual election of its members. The members of said Board shall be paid such compensation for their services as the Common Council shall deem proper



SEC. 4. A Superintendent of the Water Works shall be elected by the Common Council, by a majority of the Council elect, he shall hold his office subject to removal by resolution to that effect passed by a majority of the Council elect. Upon the election of such Superintendent a certificate of election shall be issued to him, and he shall take the oath required of city officers in the manner prescribed by law. Such Superintendent shall, before entering upon the duties of his office, execute a bond to said City of South Bend, in the penalty of Two Thousand Dollars, with surety to be approved by the Common Council, conditional for the faithful performance of the duties of his office, and to save and keep harmless said city from all damages, costs and expenses arising from any negligence, carelessness or want of skill in exercising the functions, or performing the duties of his office. He shall be paid such compensation for his services as may be agreed upon between the Council and himself, to be paid in monthly installments.

SEC. 5. The Superintendent shall, under the direction and supervision of the Water Board, have the control and management of the Water Works of said city. He shall keep his office at the pumping-house of the works, and shall, with the advice and consent of the Water Board, appoint such assistants as the Board may deem necessary. The compensation of such assistants to be determined by the Board. The Superintendent by himself or assistants shall remain at the pumping-house during all hours of the day and night, and maintain a vigilant and continual oversight of the machinery, stand-pipe and fixtures connected with the same. He shall exercise a watchful care over the distributing water pipes, valves, hydrants and all other fixtures connected with the system of water distribution and water supply of said works, and be at all times in readiness to promptly repair any damage to the same. He shall keep at his office a full and complete record of all permits issued for taking

water from the distributing mains or pipes, together with such other books or records as the Water Board may require. Such Superintendent shall, in addition, perform such other duties as in this ordinance may be required, or that may be required by the Water Board or Common Council.

SEC. 6. The Clerk of the Water Board, shall under its direction, cause a record book to be made, in which to record the proceedings of the Board, and such other record books as may be deemed necessary, including a tap record, an assessment record, and all other books and blanks for a full and complete account of all the transactions of the Board in connection with said Water Works.

SEC. 7. The Water Board shall cause to be prepared a full and complete plat or chart, showing the location of all the distributing pipes or mains belonging to the system of Water Works, together with the location of all valves, fire hydrants and fire plugs connected therewith.

SEC. 8. The Water Board shall annually, before the last regular meeting of the Common Council, previous to each annual municipal election, report to the Common Council the operations of said Water Board for the year then ending, which reports shall show the true condition of the works, the additions and improvements made thereto during the year, and the number of permits issued to water takers. Also a detailed account of the receipts and expenditures on account of the Water Works, including water rents collected, and the amount of rents delinquent, and such other information and suggestions as the Board may deem proper to embody in such report. Provided, however, that in their first annual report, such Board shall embrace in their report, a detailed statement of the entire cost of said works, as near as they can ascertain the same.

SEC. 9. The Common Council reserves the right to control and direct the said Water Board, and said Super-



intendent, as to their duties, by resolution whenever in its opinion the interest of the city may require it, any thing in this ordinance contained to the contrary notwithstanding.

#### PROTECTION OF THE WATER WORKS.

SEC. 10. No person, company or corporation unless authorized by the Water Board, the Superintendent, or by the Common Council shall, except in time of fire, take water from any public cistern or fire plug or hydrant, or remove the cover from any such public cistern or fire plug, or place or deposit any earth or other material in any such fire plug, or in the box or appendage thereto, or turn any private or public stop-cock, or commit any act tending to obstruct the use thereof, or injure in any manner any building, machinery, pipe, apparatus, or fixture of the City Water Works. When fire hydrants or plugs are placed on public or private grounds by companies or individuals, the use of the same, except in case of fire, is prohibited.

SEC. 11. Any person, company or corporation violating any provision of the preceding section, No. 10, shall forfeit and pay as a penalty, any sum not less than one dollar nor more than one hundred dollars, to which may be added imprisonment for any determinate period not exceeding thirty days.

SEC. 12. No person, company or corporation, shall take any water from any public or private hydrant, plug, street washer, draw-cock, hose, pipe, fountain, cistern, street reservoir, or fountain basin, which shall have been filled in whole or in part from the City Water Works, except by permission from the Water Board or Superintendent; nor shall in any way use or take any water for private use which is furnished by the City Water Works, unless such person, company or corporation, shall first pay for the same and receive the usual permit from the Superintendent so to do.

SEC. 13. Any person, company or corporation violating any of the provisions of the preceding section, No. 12,

shall for every such offence, forfeit and pay as a penalty any sum not less than one dollar nor more than one hundred dollars, to which may be added imprisonment for any determinate period not exceeding thirty days.

#### RULES AND REGULATIONS FOR THE INTRODUCTION OF WATER.

SEC. 14. The following rules and regulations for the introduction and management of service pipes, and the supply of water from the City Water Works, be and the same are hereby established.

*First.* No person, company or corporation shall be permitted to tap or make any connection with the distributing pipes of the Water Works of the City of South Bend, unless duly authorized by the Water Board, or by the Common Council of the City of South Bend.

*Second.* Applications for a permit to connect service or supply pipe with the distributing mains, must be made by a licensed plumber or plumbers to the Superintendent, who shall give to the applicant a statement showing the cost of the ferrule desired. The applicant shall then pay to the City Treasurer the sum mentioned in such statement, and take his receipt therefor, which he shall file with the City Clerk, who shall give him a quietus. Upon producing such quietus to the Superintendent, he shall issue to such applicant a permit and deliver to him the ferrule required. All permits shall be signed by the City Clerk on application. The prices hereby established for ferrules shall be as follows:

For $\frac{1}{2}$ inch Ferrule for either Iron or Wood Pipe.....	\$2.25
For $\frac{3}{4}$ inch Ferrule for either Iron or Wood Pipe.....	2.75
For 1 inch Ferrule for either Iron or Wood Pipe.....	4.50
For 1 inch Ferrule for either Iron or Wood Pipe.....	6.00

The Clerk shall file the Treasurer's receipt and charge him with the sum paid.

*Third.* It shall be the duty of the Water Board to make all purchases of ferrules, or other materials or supplies



necessary for use in the management of the Water Works, under such rules and regulations as the Board shall determine, and all accounts for such purchases shall be audited and allowed by the Board before being presented to the Common Council for payment. The Water Board shall cause an accurate account to be kept of all purchases made or expenses incurred on account of the works. And the Superintendent shall account to the Water Board for all supplies procured for the use of his office.

*Fourth.* The material used for service pipe must conform to the standard given in the rules governing plumbers.

*Fifth.* Service pipe intended to supply two or more distinct premises or tenements, must be provided with separate and distinct stop cocks for each tenement on the outside of the same; or when only one stop cock is used, the person or persons controlling the same must pay the water rent of all parties who are thus supplied, as separate water rates will not be made.

*Sixth.* Persons taking water must keep their service pipes connecting with mains or supply pipe, and all fixtures connected therewith in good repair and protected from frost, at their own expense, and must prevent all unnecessary waste of water.

*Seventh.* No addition to, or alteration whatever of any tap, pipe, water cock or other fixtures shall be made, or caused to be made by persons taking water except through a duly licensed plumber, and a permit first obtained from the Superintendent as provided in rule second.

*Eighth.* Hydrants, taps, hose, water closets, urinals, baths, or other fixtures will not be permitted to be kept running when not in use.

*Ninth.* Applications for water must state fully all purposes for which it is required. Parties must answer without concealment all questions put to them by the Water Board, or Superintendent, relating to its consumption.

*Tenth.* Water takers will not be allowed to supply others except by

special permit from the Superintendent or Water Board. If found doing so without permit, the supply will be stopped, and the water rent paid forfeited.

*Eleventh.* Fountains shall not be used longer than ten hours per day, and not earlier than 6 o'clock a. m. nor after 9 o'clock p. m. during the summer season, unless specially permitted and on additional payment; and the right is reserved to suspend their use whenever the public exigency may require it. Fountains and private hose shall not be used in time of fire, except the use of the hose for protection from fire. All persons using fountains are required to immediately shut off the water upon an alarm of fire. Any violation of the provisions of this rule shall subject the offender to a penalty of not less than one nor more than fifty dollars.

*Twelfth.* Sprinkling streets, sidewalks and lots is restricted to three hours in the morning and evening, viz: from 5 to 8 o'clock a. m., and from 5 to 8 o'clock p. m., unless by special contract with the Water Board. Any person violating this rule shall forfeit and pay as a penalty any sum not less than one nor more than fifty dollars.

*Thirteenth.* In sprinkling streets and sidewalks, each water taker shall confine himself to the front of his premises, and one-half the width of the street in front thereof, unless a special contract is made to use more water. Hose larger than three-fourths of an inch will not be permitted for such purposes, except by special contract. Sprinkling without a nozzle, or an opening greater than one-fourth of an inch is strictly forbidden. Any violation of this rule shall subject the offender to a penalty of not less than one dollar nor more than fifty dollars.

*Fourteenth.* The regular water rent for street, sidewalk and lot sprinkling will be based upon such use only for dust laying or sprinkling purposes fairly applied, and any excessive or unreasonable use of water is prohibited. Any violation of this rule shall subject the



offender to the same penalty as prescribed in rule thirteen.

*Fifteenth.* If a street washer or hose is found out of order, leaking, or converted into a jet or jets, or suffered to run when not used by a person engaged in sprinkling, the supply will be cut off without previous notice.

*Sixteenth.* No lease of water will be made for a shorter period than one year, and the fraction of the year (if any) preceding the first semi-annual falling due of water rents. This rule, however, shall not apply to special cases, where water may be required for an indefinite period. In the latter case the Water Board shall regulate the manner of taking water.

*Seventeenth.* All water rents, except as herein otherwise provided, shall become due in advance, on the first days of June and December of each year. The fractional water rents from the time of letting on of water to the falling due of the next semi-annual payment of rents, to be assessed with those then falling due and collected therewith. Special rates and assessments to be assessed and collected by bills, or otherwise, as the Water Board shall direct. All water rents shall be collected by the city Treasurer.

*Eighteenth.* If any person, company, or corporation shall neglect or refuse to pay his, her, or their water rents when due, or permit any use of water not authorized by this ordinance, or suffer any waste in water supplied from the City Water Works, the Water Board may, in addition to the other penalties herein provided, cause the water to be immediately turned off, and the same shall not be turned on again until all back rents, penalties and damages shall be paid, and the further sum of one dollar for turning off and on water.

*Nineteenth.* In cases where the water has been turned off, as provided in rule *eighteenth*, or for any other cause in this Ordinance prescribed, and the water is found on again, or when, in the opinion of the Water Board, the turning off of the water on the stop cock is not a sufficient protection against a further

use of the water, it shall be lawful for the Water Board to cause the ferrule to be drawn. Upon a re-application for the water, when the ferrule has been drawn, an additional charge corresponding with the price fixed in rule *two*, for re-inserting the ferrule shall be made.

*Twentieth.* In all cases, where there is a cistern on or near the line of two separate premises, so situated that it can be filled from a hydrant, hose, or pipe connected with the Water Works, and liable to be used by the occupants of both, the water shall not be allowed to either unless the water rent for both premises is paid, or the party who may wish the water turned on shall fasten a permanent cover on such cistern, so as to satisfy the officers of the works that such cistern will not be filled from water of the city works.

*Twenty-first.* In all cases where there are two or more distinct houses on a lot or lots without dividing fences, or where there are gates or passage ways in such fences, the water will not be turned on to one tenement except such gates or passage ways are permanently closed up, or division fences erected. This rule may be modified to meet particular cases in the discretion of the Water Board.

*Twenty-second.* The Water Board is authorized to apply meters to any service pipe as it may deem advisable.

*Twenty-third.* The members of the Water Board, and other officers and agents of the city, shall have free access, at all reasonable hours of the day, to all parts of the premises to which water is supplied, to make necessary examinations.

*Twenty-Fourth.* The consequence of the violation of the preceding rules will be in the discretion of the Water Board, or the Superintendent, the stoppage of the supply of water without any preliminary notice; and it will not be restored except upon the payment of all arrearages and damages, and upon a satisfactory understanding with the party offending, that no future cause of complaint shall arise.

*Twenty-Fifth.* In all cases when any



servant, apprentice or minor shall be guilty of any breach of the preceding rules and regulations, the master, mistress, employer, parent or guardian of such guilty person shall be responsible for and subject to prosecution for such violation, and liable to the city for all damages occasioned thereby. In addition the person so offending shall be liable to the penalty for the offense, if any penalty there be.

*Twenty-sixth.* Any orders or rulings of any of the officers connected with the Water Works, in relation to the foregoing rules and regulations, may be modified or rescinded by the full Water Board, and the orders or rulings of the Water Board may be modified or rescinded by resolution of the Common Council.

SEC. 15. Plumbers for the City Water Works shall be governed by the following rules and regulations:

*First.* No person or firm shall make any connection or attachment with the pipes of the Water Works of the City of South Bend, nor make any repairs, additions to, or alterations of any tap, pipe, cock, or other fixtures connected with said service water pipes, unless as a plumber or plumbers, duly licensed as herein required.

*Second.* Any individual or firm wishing to do business as plumbers, connected with the Water Works shall, before receiving any permit to do so, file his or their petition with the Clerk of the Water Board, stating his or their place of business, and asking to be licensed as a plumber or plumbers in connection with the City Water Works, stating his or their willingness and consent to be governed by the ordinances, by-laws and rules and regulations of the Common Council, in relation to said works, which petition shall be presented to the Water Board by its Clerk, and if the Board shall be satisfied that the party or parties making such application are qualified to be licensed, the Board shall grant the prayer of said petition, and shall order its Clerk to issue to such person or persons a formal license with the signature of the Mayor

thereto, constituting such person or persons a plumber or plumbers of the Water Works of said city, but before receiving such license the applicant or applicants shall execute his or their bond to said city, with surety to be approved by the Mayor of said city in the penalty of two thousand dollars, conditioned for the due performance of his or their duties as such plumber or plumbers, and save and keep harmless said city from all damages arising from the negligence of himself or themselves, or his or their servants and employees, or for any carelessness or unskillfulness in the exercise of his or their business as plumber or plumbers for such Water Works. Such license to run for one year, unless sooner revoked by said Common Council. Every plumber so licensed shall be subject to, and conform to all the ordinances, rules, regulations and penalties which now exist, or which may hereafter be passed by said Common Council in relation to said Water Works. The fee for such license shall be fifty cents to the Mayor and one dollar to the Clerk, and the usual fee for the bond to be paid by the applicant.

*Third.* Any plumber leaving the city, at the same time discontinuing his business here shall, on his return, renew his application to become a licensed plumber as provided in rule No. *Two*.

*Fourth.* Every attachment or connection with the pipes of the Water Works shall be made in the presence of the Superintendent or his agent, and to his satisfaction, at the expense of the applicant, for which a permit shall have been previously obtained in accordance with rule No. *Two*, in Section No. 14, of this ordinance.

*Fifth.* No plumber shall be permitted to enter pipe or conduct water into any two distinct premises or tenements, unless separate and distinct stop cocks shall be placed on the outside of such premises on the sidewalk or in the public alley opposite the same, in addition to the main stop cock on the sidewalk opposite the ferrule, as the Superintendent may direct; unless the person or persons controlling the main stop cock



pays all water rents for the premises thus supplied.

*Sixth.* All connections shall be provided with a good and sufficient stop cock, which shall be cased with a good and sufficient casing of iron or wood pipe, (in the discretion of the Superintendent.) The cover of the casing shall be of cast iron, with the letter "W." cast thereon. The same to be placed in the sidewalk near the curb, so that the letter may be seen from the sidewalk. The separate stop cock-casing covers for several tenements to be of cast iron and marked with "W." Every service pipe must be provided with a stop and waste so situated that the water can be conveniently shut off and drained from the pipe to prevent freezing.

*Seventh.* All stop cocks used for service pipes of one inch water-way or less, to be provided with a T handle not less than 7-16 of an inch and not more than 5-8 of an inch in width across the handle. The stop cock used for service pipes above one inch water-way to two and one half inches to have a square top to the plug measuring one and three-eighths of an inch on each side of the square. Three inch stop cocks to have an oblong top, three and one-fourth inches long by one and one-fourth inches wide.

*Eighth.* In cases where the stop cock has to be placed deeper than six feet, a stationary wrench, which comes up to the ordinary depth of the cock shall be put on. The top of the wrench to be formed like the top of the stop cock, and the rod to work in a guide immediately below its top or handle.

*Ninth.* All stop cocks used by the plumbers on the sidewalks, as well as those used for street and lot sprinkling, hydrants, water closets, etc., to be subject to the inspection and approval of the Superintendent, and the stop cock casing to be equal to the sample in the Water Works office.

*Tenth.* Urinals with stop cocks to be turned by hand are not permitted.

*Eleventh.* No service pipe between the ferrule and the stop cock on the sidewalk to be laid less than five feet below

the surface of the street grade. The material used for such service pipe, shall in each and every case be subject to the inspection and approval of the Superintendent or his agent, and if found defective or below the standard established by this ordinance, its use will not be permitted.

*Twelfth.* In all streets where distributing pipes are laid the service pipe shall be of lead.

*Thirteenth.* The following weights per lineal foot for lead pipe, is the standard for service pipe, to-wit:

Lead pipe	$\frac{3}{4}$ inch bore,	2 lbs	0 oz.	per lineal ft.
" "	$\frac{1}{2}$ "	2 lbs	7 oz.	" " "
" "	$\frac{1}{2}$ "	3 lbs	0 oz.	" " "
" "	$\frac{3}{4}$ "	3 lbs	10 oz.	" " "
" "	1 "	4 lbs	12 oz.	" " "
" "	1 $\frac{1}{4}$ "	6 lbs	0 oz.	" " "
" "	1 $\frac{1}{2}$ "	7 lbs	2 oz.	" " "
" "	1 $\frac{3}{4}$ "	8 lbs	4 oz.	" " "
" "	2 "	9 lbs	8 oz.	" " "

On all lead service pipe wiped joints to be made without any exception.

*Fourteenth.* No person shall dig up the earth or remove the planks, bricks, stone pavement or flagging, in any street, sidewalk, lane, alley or other public grounds in said city, for the purpose of laying or repairing any service pipe, except such person or persons shall be employed by a licensed plumber, who shall receive a permit from the Superintendent previous to the commencement of such digging or removal. In removing pavement, etc., the material dug or taken up must be deposited in such manner as to guard against any inconvenience to the public by obstructing the streets, alleys or sidewalks, nor shall the hole or trench in any street, alley or sidewalk, or other public place be left open during the night, unless amply protected from accident.

*Fifteenth.* The replacement of earth, bricks, stone, or other material so disturbed shall be done by skillful workmen, to whose particular profession such work belongs, and the street, sidewalk, lane, alley or public ground to be left in as good and solid a condition as it was before such excavations were made. Where stop cock casings are set into the flagging or pavement of the



sidewalks, the stones to be neatly cut and the casing to be accurately fitted and finished so that the cover shall be even with the surface.

*Sixteenth.* In all cases where boilers are supplied a suitable vacuum or safety valve must be applied to prevent damage from collapsing, or otherwise, when the water is shut off from the street mains. Check valves are not permitted to be used except on special permission in writing of the Water Board.

*Seventeenth.* Within forty-eight hours after completing any attachment or connection with the water mains, the Plumber shall make a full, true, and complete report in writing, of the number of rooms on the premises to which water is supplied, or other contemplated use of water thereon, according to the rules and regulations and the tariff of water rates established by the Common Council and file the same with the Superintendent, who shall thereupon cause the water to be turned on. This report shall also contain accurate and complete measurements of the distances, north, south, east or west from the corner of the nearest street, lane, or public alley, from which the stop cock is placed. The measurement to be made in a direct line with the front of the house or fence on the corner, and the name of the street or alley containing the pipe into which such entry has been made and whether the stop cock is on the north, south, east or west side of the same. Every return must be full and complete in every particular. These returns, after being examined and approved by the Superintendent, shall be delivered to the Clerk of the Water Board, to enable him to compile his Tap and Assessment records, after which the Clerk shall file such returns and carefully preserve the same in his office.

*Eighteenth.* No Plumber shall make any attachment to any old pipe, or other fixture which have been shut off by the proper officers, or which are out of use, without having first obtained a permit or re-issue as hereinafter provided. Nor shall any Plumber make any

addition to, or alteration of any tap, pipe or cock, or other fixtures attached to the Water Works, except by special written or printed permit first obtained; and the Plumber shall report such change in writing in a concise manner within twenty-four hours thereafter, and the additional water rent occasioned thereby shall be assessed and collected with the next semi-annual collection of water rents.

*Nineteenth.* Plumbers making repairs to hydrants or other fixtures attached to the Water Works, in cases where the water has been turned off on account of leakage or other defects, shall give the owner or occupant of the premises a written certificate that such fixtures have been properly repaired, which certificate being filed with the Superintendent will be sufficient evidence that such repairs have been made. Thereupon the Superintendent shall turn on the water. But water shall not be turned on unless the certificate is satisfactory to the Superintendent.

*Twentieth.* No Plumber shall, after making any connection with the street mains, or after making repairs, or putting in any new attachment, leave the stop cock open and the water on the premises.

*Twenty-first.* No hydrant shall be placed in any front yard or common area of any premises so situated as to be accessible to persons living in or occupying neighboring premises, unless the person or persons controlling such hydrant becomes responsible for, and pays the water rent for all persons so accessible, subject however to the discretion of the Water Board.

*Twenty-second.* No service pipe shall be entered by any Plumber or other person in any premises where a ferrule has been previously inserted, or water conveyed for the purpose of giving an increased supply, except in conformity with and subject to the rules and regulations herein contained. Nor shall any two ferrules be entered into any of the distributing mains within the distance of two feet of each other, nor shall any change of ferrule be made on



any premises, where the use of the water has been previously had or obtained until the ferrule previously used shall have been drawn, and the opening where such ferrule was inserted shall have been securely stopped by a brass plug, at the expense of the party asking such change.

*Twenty-third.* No ferrule shall be inserted in any of the distributing mains above the size of five-eighths of an inch inside diameter of opening, unless with the consent of the Water Board, and in all cases where ferrules of a larger size are asked, permits shall only be granted to enter such ferrules of extra size, on condition that the party procuring such grant shall be at the expense of putting on in addition a suitable iron clamp, as shall be determined by the Superintendent. The ferrule to be inserted into both the clamp and distributing pipe in such a manner as to fully preserve the strength of the pipe, and securely hold the ferrule and prevent leakage.

*Twenty-fourth.* Any plumber or other person violating any of the rules contained in this section shall for every such offense forfeit and pay as a penalty any sum not less than one dollar nor more than one hundred dollars, and be liable in damages to any person for injuries resulting from the violation of said rules. For a second violation of said rules by any plumber, he shall, in addition to the penalty above incurred, forfeit his license, or the license of his firm. For any injury or damage to said Water Works or fixtures, caused by the carelessness, neglect, or want of skill in any plumber or plumbers, or his or their employers, he or they shall be liable to an action on his or their bond for the damages sustained by said city by reason of the breach or breaches of the condition of said bond.

SEC. 16. The water rents accruing to said city from the Water Works shall be collected in the following manner.

*First.* The city Clerk shall, on the last business day preceding the first day of June and December of each year, make out and deliver to the city Treas-

urer a duplicate of the assessment book, containing a full and complete list of all water rents due to said city at the time of delivering said duplicates. Such duplicate to be prepared in form similar to the tax duplicate with proper ruled columns and headings so as to contain the name and residence, with the number of the permit and amount of water rent due from each person, company or corporation showing in separate columns, the fractional rent due from the time of letting on water, the advance rent due for the ensuing six months, rents delinquent with penalty, interest and costs, and the total rents due including delinquent rents, penalties, interest and costs. Upon such duplicate the Clerk shall attach his warrant directing the Treasurer to collect such rents pursuant to the ordinances of said city.

*Second.* Immediately on receiving such duplicate the Treasurer shall give notice in the corporation newspaper, that the duplicate for water rents has been placed in his hands for collection, and notifying parties owing water rents to pay the same to him at his office within twenty days, and unless the same are paid within that time, he would, by himself or deputy make a personal demand of payment and exact ten per cent. in addition to pay the expense of collection. The fees of the Treasurer for collecting water rents, shall be the same as is allowed him for miscellaneous collections and where he collects by a personal demand he shall collect from the party paying the same ten per centum on the amount of tax, in addition, for his fees for making a personal demand. After receiving such duplicate, the Treasurer shall by himself or deputy attend at his office during business hours, for twenty days to receive such water rents from parties voluntarily paying the same. At the expiration of twenty days, the Treasurer shall by himself or deputy immediately proceed to make a personal demand (of parties who have not paid), for the water rents charged against them on said duplicate, such demand to be made within ten days, after the expiration of



the twenty days allowed for voluntary payment. The Treasurer shall deliver to each party paying rent a receipt therefor. The Treasurer, shall at the expense of the city procure proper printed blank receipts for payment of water rents.

*Third.* Within ten days after the expiration of the thirty days allowed for the collection of said water rents, the Treasurer shall return the duplicate to the Clerk with all water rents collected thereon marked *paid*, and the date of payment. The Clerk upon receiving such duplicate shall enter such delinquents, and credit the Treasurer with the amount of such delinquent water tax, so that the Treasurer will only stand charged with the amount of rents collected, less his fees, and make final settlement with the Treasurer in the same manner as required by law in the settlement of municipal taxes collected by the Treasurer.

*Fourth.* Upon the return of said duplicate and final settlement made as aforesaid, it shall be the duty of the Clerk to report such delinquents to the Water Board, at its next regular meeting, whose duty it shall be to re-assess the same, with ten per centum penalty and interest to the next semi-annual payment of water rents. The Water Board may, however, if in its opinion the same is necessary to protect the interests of the city, cause the Superintendent to shut off the water from any of the parties so delinquent.

*Fourth.* Whenever parties shall, after the second demand of payment of water rents, still fail and neglect to pay the same, he or they so failing and neglecting shall forfeit and pay as a penalty any sum not less than five dollars nor more than one hundred dollars; or the Water Board may in its discretion direct the City Attorney to collect the same by action at law in the name of the city.

SEC. 17. The following tariff of rates for water rents shall be established, to-wit:

	Per Annum.
Banks.....	\$2.00
Bakeries.....	5.00

Barber shops with one chair.....	2.00
" " " two ".....	3.50
" " " three ".....	5.00
each additional chair	
above three.....	1.00
Bathing tubs, each, hot or cold water	
in private houses.....	1.50
" in stores, banks or offices	
from \$1.50 to.....	2.00
Bathing tubs, in hotels, (not connected	
with barber shops), to be assessed.....	
Bathing tubs, in business buildings.....	5.00
in saloons.....	5.00
" in bath houses, per tub.....	5.00
Blacksmith shops one fire.....	3.00
each additional fire.....	1.00
Business buildings, stores in each.....	2.50
Building purposes, brick per 1,000.....	.03
" stone per perch.....	.01
" plastering per 1,000	
yards.....	10
Breweries and malt houses, 5 mills per	
barrel.....	
Colleges to be assessed.....	
Court house and jail, to be assessed.....	
Dentists.....	2.50
Daguerrians and photographers.....	3.00
Dwelling houses not exceeding 3 room	
with water.....	2.00
Dwelling houses each additional room	
with water.....	.50
Dwelling houses and stores same as dwell-	
ings, with an extra charge for store.....	
Dwelling houses and saloons, same as	
dwelling houses, with an extra charge	
for saloon.....	
Faucets used in common by different fam-	
ilies, each family.....	2.00
Foundries and machine shops, 5 mills per	
barrel.....	
Fountains, private, 10 hours per day from	
April to November, for 1-16 inch	
opening.....	4.00
Fountains for $\frac{1}{8}$ inch opening.....	7.00
" for $\frac{1}{4}$ inch opening.....	15.00
" for $\frac{3}{8}$ inch opening.....	25.00
" for $\frac{1}{2}$ inch opening.....	40.00
Gas Works, 5 mills per barrel.....	
Hospitals to be assessed.....	
Locomotives each to be assessed.....	
Lumber yards.....	5.00
Malt houses, 5 mills per barrel.....	
Manufactories not herein mentioned to be	
assessed.....	
Market stalls.....	2.00
Markets.....	4.00
Mechanics shops to be assessed.....	
Offices in business houses using faucets in	
common.....	1.00
Offices and sleeping rooms from \$1.50 to	
Packing houses, 5 mills per barrel.....	2.00
Printing offices.....	6.00
Restaurants.....	5.00
Saloons.....	6.00
Saloons and eating houses together.....	8.00
Slaughter houses, 5 mills per barrel.....	
Soap factories, to be assessed.....	
Soda fountains from \$5.00 to.....	8.00
Stables livery, per stall.....	.75
Stables private, per horse or cow.....	1.00
Stables hotels to be assessed.....	
Steam apparatus for heating houses to be	
assessed.....	
Stone yards, to be assessed.....	
Stores 33 or less feet front, with or without	
plug.....	3.00

Street sprinkling, by cart, $2\frac{1}{2}$ cents per week, for 1,000 superficial feet.....	
Street sprinkling of business streets to be assessed.....	
Tanneries, to be assessed.....	
Theatres, to be assessed.....	
Urinals, in private houses each.....	1.00
" in stores, banks or offices each.....	1.00
" in hotels or boarding houses each.....	2.00
" in business buildings each.....	2.00
" in saloons and restaurants each.....	2.00
" in manufactories each.....	2.00
Wash basins in store.....	1.50
Water closets in private houses each from \$1.50 to.....	2.00
Water closets in stores, banks or offices each in hotels and boarding houses each, from \$3.00 to.....	5.00
Water closets in business buildings each.....	5.00
" in saloons and restaurants each.....	5.00
Watering troughs 1-16 inch opening.....	5.00
Water furnished by meter measure for 300,000 Cubic feet or less, 7-10 of a mill per foot.....	
For any quantity exceeding 300,000 Cubic feet, 5-10 of a mill per foot, for the whole quantity used.....	
Water for sprinkling lots with hose for 66 feet or less front $\frac{3}{8}$ tap \$1.50, $\frac{1}{2}$ tap \$2.00, 1 inch tap.....	3.00
For over 66 feet to 100 feet front $\frac{3}{8}$ tap \$2, $\frac{1}{2}$ tap \$2.50, 1 inch tap.....	3.50
For over 100 feet to 150 feet, front $\frac{3}{8}$ tap \$2.50, $\frac{1}{2}$ tap \$3.00, 1 inch tap.....	4.00
For over 150 feet to 200 feet front $\frac{3}{8}$ tap \$3.00, $\frac{1}{2}$ tap \$3.50, 1 inch tap.....	4.50
Lots over 200 feet front to be assessed in the same proportion. That part of the lot facing the ferrule, is what is termed the "Front."	

Water for street and sidewalk sprinkling with hose to be assessed the same as for lot sprinkling, except that for corner lots, the longest front shall be paid for.

Should water be required from the Water Works for which rates of rent are not herein established, the Water

Board shall fix the same at prices corresponding with the foregoing rates.

SEC. 18. It shall be the duty of the Water Board, to establish rules for assessing water rents, where the foregoing tariff of rates requires them to be assessed. Until the Board establish such rates, it shall be the duty of the Superintendent to make such assessments. The Water Board shall take the proper steps to enforce the collection of all water rents dependent upon special contracts or where the price cannot be ascertained until the water shall have been used.

SEC. 19. All ordinances passed by the Common Council of the City of South Bend in relation to the control and management and for the protection of the Water Works of said City; establishing rules and regulations for the introduction of water, and the government of Plumbers and establishing a tariff of water rents except Ordinance No. 371 in relation to the Superintendent of the Water Works, and Ordinance No. 372, to prevent injury to the Stand Pipe and Stand Pipe Tower, both passed on the 25th day of January, 1875, be and the same are hereby repealed.

SEC. 20. This Ordinance to take effect and be in force from and after its passage, and publication in the South Bend Weekly TRIBUNE for two successive weeks.

Passed April 3rd, 1875.

WM. MILLER, Mayor.

E. W. HOOVER, City Clerk.





