

ORDINANCE NO. 122

An ordinance concerning irrigating ditches

Be it ordained by the Board of Trustees of the incorporated town of Las Animas,

Section 1

That all irrigating ditches in the town of Las Animas shall be constructed upon streets only, and shall be at the uniform distance of $8\frac{1}{2}$ feet from the line of the street, inside embankment of ditch, and no ditch shall hereafter be constructed upon any street without permission from the Board of Trustees.

Section 2

It shall be the duty of the owner or owners of any irrigating ditch conveying water nite or through the town of Las Animas, to construct suitable and safe crossings upon all streets across which said ditch shall run add to construct such banks as shall hold the water of said ditch from flowing upon the streets of the town of Las Animas, said crossings shall be constructed under the supervision of the Street commissioner of the Town of Las Animas.

Section 3

The owner or owners of any irrigating ditch conveying water nite or through the town of Las Animas shall construct the crossings named in section 2 of this ordinance and keep the same in good condition and repair. If the owner of any ditch shall fail to construct the necessary crossings and keep them in good condition and repair, and keep the embankments in such condition and repair, and keep the embankments in such conditions to carry safely the full capacity of water in the ditch thru it shall be lawful for the Marshal to notify the owner or manager of any ditch failing or refusing to comply with the requirements herein specified, and the Board of Trustees to construct the same and the costs thereof shall be collected in the same manner as any other debt.

Section 4

That all persons constructing lateral ditches from any main ditch, shall

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construct the same under the supervision of the street commissioner, and all owners of lateral ditches, shall keep the same in good condition and in case of overflow from said ditches causing damage on streets of said town, the owner or owners of said lateral ditch shall pay to the town of Las Animas, the amount of said damage to be collected as required by law.

Section 5

The owner or owners of any irrigating ditch conveying water into or through the town of Las Animas, shall construct, maintain and keep the embankments in such condition that will prevent and overflow of water into the streets and alleys of the town or into or upon the private grounds of any citizen of said town and a failure so to do, upon conviction shall be fined not less than one dollar nor more than ten dollars for each offense, and also to be liable for all damages.

Section 6

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 7

This ordinance shall take effect five days after its publication in the Bent County democrat, the official paper of the town of Las Animas.

NOTE:

Passed at a regular meeting of the Board of Trustees of the incorporated town of Las Animas, a majority of the whole number of members elected to said board concurring by the following vote; Yeas: W.H. Stone, F.H. Marshall, G.E. McCauley, W.B. Peart. Nays: None.

April 1, 1896

Attest:

H.J. Jacquart
Clerk & Recorder

Approved
W.H. Stone
Mayor, Pro-Tem