Ordinance Number 18
An Ordinance Regulating Auction Sales and Auctioneers, and
Prescribing License

Be it ordained by the City Council

Section 1 (Auctioneer Defined) Whoever shall sell or offer to sell
any goods, wares, merchandise or other personal property, or any real
estate or any interest therein at public outcry or auction for gain, or
shall advertise, or in any way hold himself out as a public auctioneer
is hereby declared to be an auctioneer.

Section 2 (Sales by auction to be made by licensed auctioneer.)
All sale of goods, wares, merchandise or other personal property, at
auction within the City of Washburn, except such as are made under and
by virtue of legal process, or under or by virtue of a mortgage, shall
be made by a person who shall first have obtained a license for such
purpose, as hereinafter provided.

Section 2 (License, How obtained. Amount of Bond.) Any person may
become an auctioneer and be licensed to sell real and personal property
at public auction, by paying into the city treasury the sum of five
($5) dollars per year, and executing a bond to the City of Washburn
with two or more sureties to be approved by the mayor, in the penal sum
of three hundred ($300) dollars, conditioned for the due observance of
the ordinances of the City of Washburn, and to account for and promptly
pay over to the proper parties entitled thereto, all money and proceeds
derived from sales made at auction by such auctioneer, less his reason-
able expenses and commissions and to save harmless any person from
damage on account of any false representation made at any public auction
whereby such person is induced to become a purchaser at such sale; and
such bond shall be filed with the city auditor.

Section 4 (Statement of sale to be distinctly made) Whenever an
auctioneer sells or offers for sale any goods, wares, merchandise, or
any other personal property he shall make all statements and represen-
tations concerning the same in a loud and distinct voice.

Section 5 (False statements. Bond) An auctioneer who makes any false
statements or misrepresentations concerning any property sold by him
shall be liable to the person damaged thereby and his bond shall stand
good for all such damages.

Section 6 (License, Obtained, Mayor, How Transferred.) Every person
who may wish to obtain a license as above provided, shall apply in
writing for the same to the mayor, setting forth therein the names of
his sureties and in no case shall such license be transferable without
the consent of the mayor indorsed therein in writing, and without the
transferee giving a like bond as that above mentioned.

Section 7 (License may be revoked, By whom, For what.) The license
herein mentioned shall be subject to a revocation by the mayor whenever
it shall appear to his satisfaction that the person so licensed shall
have violated any of the provisions of any ordinance of the City of
Washburn relating to auction or auction sales, or any condition of the
bond aforesaid.

Section 8 (Signed by whom, Term of.) Such license shall be signed by
the mayor and city auditor, and shall be granted for a term of one
year from its date, and shall specify for what purpose it is granted.

Section 9 (Penalty for selling without a license) Any person who
shall sell or attempt to sell at public auction in the City of Washburn
any goods, wares, merchandise, commodity or other personal or real
property whatever, except by legal process or by virtue of a mortgage, without first having obtained a license
therefor, as above required, shall forfeit and pay to the said city for
each offense the sum of fifty ($50) dollars.
Section 10. (Penalty for violation of Ordinance.) Any person or persons violating any provisions of this ordinance, when no other penalty is imposed, shall be subject to a fine of not less than twenty five ($25) dollars nor more than one hundred ($100) dollars.

Section 11. (repeal) All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Read first time, September 10, 1908.
Read second time, October 12, 1908.
Passed, January 20, 1909.
Approved, January 20, 1909.
(Seal)

Theo. J. Haugeberg, Mayor

Attest: Theo. Serr, City Auditor