

[Eth-C]
[Atty]

To the Hon. the Mayor
and Common Council
of the City of Portland,
Gentlemen;

I have to inform you that on
last Saturday, Judge Stott, in
the State Circuit Court, in the
case of The City of Portland v. Perry
G. Baker, passed upon the
legality of the Act of the Legislature
in regard to prohibiting Chinese
labour upon the public streets,
and held the law invalid, as
being in opposition to the 14th
Amendment to the Federal Con-
stitution and to the Treaty
with China.

In order to get an opinion
from the Supreme Court, if possible,
upon this law, I recommend an
appeal be taken to the Supreme
Court.

I also call the attention
of your honorable body to the
ordinance prohibiting swinging
signs. The wording of the ordinance

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would prohibit hanging or projecting signs above awnings, while it seems to me it is contrary to the spirit of the ordinance. I have also understood that some, at least of your body did not understand that the ordinance would reach such signs suspended above awnings. If such was the opinion I recommend the passage of an ordinance amending the present, so as not to prohibit the hanging of signs above the awnings.

Respectfully submitted
J. C. Cleveland
City Atty.

Sept. 25, 1880.