

CHARTER ORDINANCES

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CHARTER ORDINANCES :

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NO. 59 - NOV. 1880 " " " TERMINAL & DEPOT
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City Board of
Trustees -

1875

SANITARY REGULATIONS.

Published by Order of the Board of Health.

(Published by Authority.)

CHARTER ORDINANCE NO. 82.

(NEW CHARTER.)

To Promote Cleanliness in the City.

THE CITY OF SAN DIEGO, by and through the Board of City Trustees, ordains as follows:

SECTION 1. It is hereby made unlawful for any person or persons to throw or put into streets, alleys, plazas, or upon any unenclosed property in the City of San Diego, except at such place as has been or may be by the Board of Trustees designated therefor, any straw, rags, paper, hay, scrap tin or other scrap metal, glass, hoops, ashes, stable litter, feathers, shavings, shells, shell-fish, or any other litter, or to burn in said alleys, plazas, or any unenclosed property in the City, in the open air, any such litter, or any rubbish of any kind, except upon written permission of the Board of Health of said City.

SEC. 2. It is hereby made the duty of all occupants of property in the City to keep the sidewalks, streets, alleys and plazas in front of and adjoining such property, clean and free from all manner of litter and dirt, and also to keep the back yards and all parts of such premises, clean of filth, and all such premises and privies, water-closets, cess-pools, wash houses, laundries, stables, stock yards, and all parts of such premises, occupied or used for any purpose whatever, free from noxious and offensive smells, or unnecessary accumulations of slops, oil, litter, manure, dirt, or filth of any kind, and to keep the same in a cleanly and wholesome condition.

SEC. 3. The owners of any and all animals that shall die on the streets, or any public or private property within the City shall remove the carcass of such animal within a reasonable time after having knowledge of such death, from such streets or property to such place as may be provided or designated by the Board of Health, or in lieu of such removal shall bury or cause to be buried in such place, at least three feet in the earth in a suitable place for such burial.

SEC. 4. The Health Officer of this City is hereby authorized to appoint an inspector, and said Health Officer, or his inspector, if hereby instructed, directed and authorized to peaceably enter any and all premises, on giving the occupant of such premises reasonable notice of his authority, and the purpose of his entry, and to thoroughly inspect and examine all such premises and every part thereof, between sunrise and sunset of any day except Sunday, for the purpose of enforcing the sanitary regulations of the City, and at such times to receive of the occupant of any premises to be in all things conform to the Ordinance and sanitary regulations of said City within three days after such officer shall notify them what is required of them to comply with such regulations.

SEC. 5. Every person violating any of the provisions of this Ordinance shall, on conviction, be fined in any sum not to exceed fifty dollars.

Passed and approved at a regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the twenty-fifth day of March, A. D. 1892.

(SEAL.) S. P. JONES, President.
Attest: THOMAS WHEATLEY, City Clerk.

SANITARY REGULATIONS.

THE PRINCIPLES OF DISINFECTANT AND DISINFECTANTS.

1. Fresh air and pure water constant ventilation, warm clothing, good food, and thorough cleansing, are natural means of preventing and destroying the causes of infection and disease.

2. **Quicklime.** To absorb moisture and putrid fluids, use fresh stonglime finely broken; sprinkle it on the place to be dried, and in damp rooms place a number of plates or pans filled with the lime powder; whitewash with pure lime, and not with kalsomine.

3. **Charcoal Powder.** To absorb the putrid gases, the coal must be dry and fresh and should be combined with lime; this compound is the calx powder, as sold in the shops.

4. **Chloride of Lime.** To give off chlorine, to destroy putrid effluvia, and to stop putrefaction, use it as lime is used, and if in cellars or close rooms the chlorine gas is wanted, pour strong vinegar or diluted sulphuric acid upon plates of chloride of lime occasionally and add more to the chloride.

5. **Sulphate of Iron (Copperas) and Carbolic acid.** To disinfect necessaries, cess-pools, drains, and sewers, and especially the vessels, grounds, or places in which the discharges from the sick are evacuated, dissolve eight or ten pounds of sulphate of iron in five gallons of water, and add a pint of fluid carbolic acid (if it can be had); stir or agitate it briskly, to make a complete solution.

6. **Carbolic Acid (Fluid).** This may be diluted at the rate of from forty to one hundred parts of water to one of the fluid acid. Use this solution for the same purposes as copperas is used; also, to sprinkle upon any kind of garbage or decayed matter, and on food surfaces, or in drains. For drains, foul heaps, cess-pools, necessaries and sewers, the cheap "dead oil" of coal tar or the crude carbolic acid, answers every purpose when freely applied.

7. **Boiling or High-steam Heat.** Whenever foul clothing and infected things can be boiled, or have a boiling heat steadily applied and kept up for an hour, this is one of the simplest and best modes of disinfection.

The list of disinfectants might be enlarged. Those named above are cheap and effectual.

PLACES THAT MUST BE DISINFECTED AND HOW TO DISINFECT THEM.

A. **Water-closets, necessaries, close-stools, bed-pans, etc.** For general disinfection use either of the substances, 5 or 6, as described in the numbered sections of the foregoing directions.

B. **Cellars, vaults, stables, or any damp or offensive places.** Use 1, 2, 3, 4, or 6, in any manner suited to the objects to be attained, as described in these directions.

C. **Sick-rooms, bed-rooms, and closets.** Ventilate and keep clean, and use substances described in sections 1, 2, or 3, according to directions.

To disinfect water-closets, waste-pipes, and all kinds of drains and foul places in houses, stables, and yards, and especially in any drain or sewer that is liable to become offensive, use a strong solution of copperas (sulphate of iron) alone, in the proportion of two or three pounds to a gallon of water, or combine with carbolic acid. This solution may be made by using eight pounds of dry copperas and a pint of fluid carbolic acid in five gallons of water, and stirring the mixture briskly.

To keep necessaries and water-closets from becoming infected or offensive, pour a pint of this solution into every water-closet, pan, or necessary-seat morning and evening. Garbage and garbage-tubs should be daily disinfected with this fluid.

To disinfect masses of filth in necessaries, sewers, or drains, gradually pour in the solution, hour by hour, until every part of the mass or foul surface has been thoroughly disinfected. To every cubic foot of filth give a pint or more of this strong solution. To every water-closet allow at the rate of one pint of this solution, to be poured daily, at evening, for every four persons that use the same. This practice to be kept up while the hot weather lasts.

The seats and floors of all water-closets should be washed frequently with a solution of one ounce of carbolic acid in each gallon of water.

To disinfect dwellings, hospital wards, prisons, or any locality infected with contagious germs, fumigations of chlorine, sulphurous acid, and the vapors or spray of carbolic acid are particularly beneficial, and can not well be replaced by any other agent. The fumigations should be practiced until all animal odor disappears.

To disinfect sewers, stables, gutters, foul ditches, filthy ground, slimy surfaces of drying ponds, etc., or other places where there are great surfaces or masses of putrid matter, use the "heavy oil of coal-tar," or some one of the strongest disinfecting powders that are made from coal-tar.

1. Beds, bedding, and upholstered stuffs—Expose to sunlight and ventilation freely and frequently. If actually infected, thoroughly moisten every part with a strong solution of carbolic acid or permanganate of potassium (one ounce of the permanganate salt to three gallons of water.)

2. Soiled clothing, etc., from the sick with contagious disease. Use a permanganate of potassium or carbolic acid solution; or place soiled clothes in a tub containing eight ounces sulphate of zinc, three ounces carbolic acid and three gallons of water for one hour, and then put them in boiling

water. In any case of infectious disease, the clothing must be boiled previous to washing or drying. Woolen goods must be exposed for some time to the fumes of sulphur, and afterwards freely exposed to the action of the sun and wind.

3. Carpets, sofas, lounges, mattresses, floors, etc., should be thoroughly moistened with one of the carbolic or permanganate solutions.

Fumigation—An apartment, carpets, and thick woolen stuffs, to which boiling heat can not be applied, may be fumigated with sulphurous acid, thus: Arrange to vacate rooms for twelve hours; close every window and aperture, and, upon an iron utensil, or kettle with legs, burn a few ounces of sulphur. After eight hours the windows should be thrown open, and when the fumes have disappeared, all the wood-work and walls should be thoroughly washed with soft soap and water, to which carbolic acid has been added (one pint of the common liquid to three or four gallons of water), and the paper of the walls stripped off. In whitewashed rooms the walls should be scraped, and then washed with hot lime, to which carbolic acid has been added.

4. Finally, let fresh air and sunlight purify every place they can reach. Open and dry all cellars and vaults, and keep the grounds and surfaces about dwellings as dry and clean as possible. There are no substitutes for pure air and water.

DIRECTIONS FOR PREVENTING THE SPREAD OF INFECTIOUS DISEASES.

1. Isolate the person affected as much as possible from the other inmates of the house. This is most readily effected by removing him at once to an upper room, if circumstances permit. The room should be as large as possible, and means of ventilating it at once adopted.

2. Before placing the patient in the room selected, the following preparations ought to be made: All superfluous curtains, carpets, woollen articles, unnecessary clothing, bedding, etc.—in short, everything likely to retain infection—should be at once removed.

3. The patient's bed ought to be so placed as to allow of a free current of air around it, but not so as to place it in a draught.

4. The room must be well ventilated by means of a fire (when required) or an open fire-place and chimney, and windows opening to the external air. If the latter method alone is practicable, raise the lower sash of the window three or four inches, then procure a piece of wood made to fit accurately into the lower opening, and place it there.

5. Placing a small sheet of oil cloth, or other water-proof material beneath the upper blanket on which the patient is to rest, effectually prevents the bed from being soiled by any discharges, etc.

6. After removal of the patient to the room in which he is to remain, the outside of the door and doorposts should be kept completely covered by a sheet kept constantly wetted with some disinfecting solution. A piece of muslin one foot square should be dipped in the same solution and suspended in the sick room.

7. The room should be kept scrupulously clean. Before being swept, which should be done daily, if possible, the floor should be sprinkled with some disinfecting powder, or with a weak solution of disinfecting fluid.

8. Vessels containing disinfecting fluids should be placed in the room for the reception of all bed and body linen, towels, handkerchiefs, etc., immediately on being removed from the patient, and on no account should they be washed along with other household articles.

9. Disinfectants, as already mentioned should be placed in all the chamber utensils used by the patient, and, after use, more disinfecting fluid should be added, and the whole contents, if possible, should be immediately buried deeply in the ground, at a distance from any drain, well, or watercourse. On no account should

they be thrown on any ash-pit, dunghill or into any cess-pool. The vessel, after being thoroughly emptied, should be cleansed with boiling water. No chamber vessel should be allowed to remain in the room after being used.

10. All plates, cups, glasses, etc., which have been used by the patient should be rinsed with some disinfectant before being washed, and on no account should any vessel used in the sick-room be washed along with other things, unless previously thoroughly disinfected.

11. Attendants on the sick should be chosen, if possible, from those who have already had the disease. They should not wear woollen dresses, but only those made of washing materials. It is advisable not to use handkerchiefs about the patient, but soft rags for cleansing the nostrils and mouth, to be immediately thereafter burned.

12. Basins containing water, to which some disinfectant has been added, should be at hand for the benefit of the attendants on the sick, who should not be sparing of their use.

13. No articles of food or drink from the sick room should be consumed by other persons.

14. Visits to the sick room, except in the case of clergymen and medical men, should be promptly forbidden; and they, when necessarily present, should, on leaving, wash their hands in water to which a disinfectant has been added, and should have as little immediate communication with others as possible.

15. When a death from infectious diseases occurs, the body should be wrapped in a clean sheet, and at once placed in a coffin and sprinkled with some disinfecting fluid, such as carbolic solution, or powder, such as chloride of lime, etc., and buried with the least possible delay. On no account whatever should it be allowed to remain in a room occupied by living persons.

16. On the termination of a case of infectious disease, either when the patient is pronounced free from infection, or, in the event of death, after removal of the body, the ceilings and side walls of the sick room should be thoroughly cleansed and lime-washed; and the wood-work and floor thoroughly scrubbed with soap and water. The bed and bedclothes, and all wearing apparel used by the attendants or patient, should be thoroughly disinfected before removal from the sick room. Beds, pillows and thick stuffs, after being soaked in disinfecting fluid, must be placed on the roof, or in an empty room, to dry. They must not be placed in the yard or in the hallways. All straw beds and refuse stuff must be burned.

17. In houses where a case of infectious disease occurs, no washing, tailoring, dress-making, or any similar occupation, ought to be carried on.

18. No milk or food of any kind should be supplied from infected houses.

19. Children from infected houses should not be allowed to attend schools, and all persons from infected houses should have as little communication as possible with others, either in private or public places, such as railways, public houses, churches, etc.

20. Any accumulation of filth or refuse of any kind should be at once removed from or about the premises, and disinfectants freely used. Open and thoroughly renovate cellars, garrets, closets, sleeping-rooms, and all other apartments, and keep them clean and dry.

21. The existence of nuisances of any kind and wherever situated should also be at once reported. In the event of continued offensive odors, or constant sickness occurring in a house, proper workmen should be obtained in order to see if any structural defects exist in sinks, drains, water-closets, necessaries, etc. If such should exist, disinfection merely will be of no avail.

C. M. FENN, M. D.,
President.
S. P. JONES, Secretary.

walks, streets, alleys and places, in front of and adjoining such property, clean and free from all manner of litter and filth; and also to keep the back yards and all parts of such premises, clean of filth; and all such premises and privies, water closets, cess-pools, wash houses, laundries, stables, stock yards; and all parts of such premises, occupied or used for any purpose whatever, free from noxious and offensive smells; to remove any accumulations of slops, or filth, manure, dirt, or filth of any kind, and keep the same in a cleanly and wholesome condition.

Sec. 3. The owners of any and all animals that shall die on the streets, or any public or private property within the City shall remove the carcass of such animal within a reasonable time after having knowledge of such death; from such streets or property to such place as may be provided or designated by the Board of Health; or in the event such removal shall bury or cause to be buried such carcass, at least three feet in the earth at a suitable place for such burial.

Sec. 4. The Health Officer of this City is hereby authorized to appoint an Inspector, and said Health Officer, or his Inspector, is hereby instructed, directed and authorized to peaceably enter any and all premises on giving the occupant of such premises reasonable notice of his authority, and the purpose of his entry; and to thoroughly inspect and examine all such premises and every part thereof, between sunrise and sunset of any day except Sunday, for the purpose of enforcing the sanitary regulations of the City; and at such times to require of the occupants of such premises to in all things conform to the Ordinances and sanitary regulations of said City; within three days after such officer shall notify them what is required of them to comply with such regulations.

Sec. 5. Every person violating any of the provisions of this Ordinance shall, on conviction, be fined in any sum not to exceed fifty dollars.

Passed and approved at a regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the twenty-fifth day of March, A. D. 1892.

(SEAL) S. P. JONES, President.
Attest: THOMAS WHEAT, City Clerk.

CITY BOND NOTICE

THE BOARD OF TRUSTEES OF

the City of San Diego, County of San Diego, State of California, having, at a regular session of said Board on the 24 day of September, 1891, passed a resolution that the bonded indebtedness of the City of San Diego as it existed on the first day of January, 1890, which is still outstanding, shall be refunded, up to and including Bond No. 145, at the option of the Board, as provided for in Section 4, 445 of the Political Code of this State:

And said Board of Trustees having, at a subsequent meeting, further resolved to issue bonds of the City of San Diego for said purpose, to the amount of eighty thousand dollars, in sums of one thousand dollars each, having twenty years to run from the first day of January, 1892, and redeemable before the expiration of that period, at the pleasure of the city, and bearing interest at the rate of seven per centum per annum, payable semi-annually on the first day of July and on the first day of January in each year—said bonds to be in form and substance in accordance with, and to be issued by and under the provisions of Chapter Six of Title Three of Part Four of the Political Code of California.

And the said Board of Trustees of the City of San Diego having, on the 11th day of February, 1892, by a vote of more than two-thirds of all the members of said Board, passed Charter Ordinance No. 78 (New Charter) to refund the outstanding bonded indebtedness of said City of San Diego, as it existed on the first day of January, 1890, which is still outstanding, up to and including Bond number 145, in all respects as provided for in Section 4, 445 of the Political Code of the State of California, as amended March 4, 1887, by the issuance of bonds of the sum of one thousand dollars each, to run for twenty years from January, first, 1892, bearing interest at the rate of seven per cent per annum, payable semi-annually on the first day of July and on the first day of January of each year; principal and interest payable in gold coin of the United States of America; said bonds to be redeemable at any time before maturity at the option of said city.

The said Charter Ordinance No. 78 (New Charter) having been duly published, and all other requirements of the law in the premises having been fully complied with, and the City Treasurer of the City of San Diego being authorized and directed to advertise for bids for the purchase of said bonds or the exchange for them of the now outstanding City Bonds:

Notice is hereby given that the undersigned will, under the direction and subject to the approval of the Board of Trustees of said City, sell for gold coin, or exchange for legal Bonds of said City which were outstanding on the first day of January, 1890, and which are still outstanding, up to and including Bond No. 145, with accrued interest, eighty thousand dollars in amount of said Bonds, each Bond dated January 1st, 1892, principal and interest payable in gold coin of the United States of America.

CHARTER ORDINANCE NO. 47

THE CITY OF SAN DIEGO, California, do hereby ordain as follows: That the Board of Public Works of said city is hereby authorized to levy and collect a tax of one hundred dollars of assessed value of real and personal property within the corporate limits of said city for the purpose of revenue purposes for the fiscal year ending December 31, 1930; and the sum of one dollar on every one hundred dollars valuation of said property is hereby levied for the purpose of paying interest on the debt of said city for said year; and the further sum of twenty cents on every one hundred dollars valuation of said property is hereby levied for the purpose of the payment of the principal of the bonds of said city for said year; and the sum of one dollar and thirty cents shall be the total amount to be levied on the first Monday of March, 1931, the same shall be thereafter delinquent, and in all other respects said tax shall be prepared and collected, collected and received in Charter Ordinance No. 47 of the Charter of said city where the date 1930 occurs in said Ordinance No. 47 is hereby made to read 1931, and where the date 1931 occurs in said Ordinance No. 47 is hereby made to read 1930, and on that change the said Ordinance No. 47 is hereby declared to have as to the collection of said tax levied by this Ordinance been passed and approved at a regular meeting of the Board of Trustees of the City of San Diego, State of California, held on the 10th day of November, A. D. 1930, at San Diego, California, and the same shall be published in the Official Gazette of said city.

[Published by Authority.]

CHARTER ORDINANCE NO. 77.

(NEW CHARTER.)

To obtain data and information from the San Diego Water Company by which this Board may be able to fix equitable and fair rates, that shall be charged and collected by said Company for water furnished by it.

THE BOARD OF TRUSTEES OF

the City of San Diego, California, by and through the authority vested in it by the laws of this State, and more especially by the Act approved March 7th, 1881, entitled: "An Act to enable the Board of Supervisors, Town Council, Board of Aldermen, or other legislative body of any City and County, City or Town to obtain data and information from any corporation, company or person supplying water to such City and County, City or Town, requiring such Board, Town Council or other legislative body to perform the duties prescribed by section 1, of Article 14, of the Constitution, and prescribing penalties for the non-performance of such duties," do hereby ordain as follows:

Section 1. The San Diego Water Company, its President and Secretary, are hereby required, on or before the thirty-first day of January, A. D. 1891, to furnish the Board of Trustees of this City at the office of the City Clerk, a detailed statement, verified by the oath of the President and Secretary of said San Diego Water Company, showing the name of each water-rate payer to said Company during the year preceding the date of such statement, the place of residence of each of such water-rate payers, the amount paid said Company for water during said year by each of such water-rate payers; and also showing all revenue derived from all sources by said Company during said year, and an itemized statement of expenditures made by said Company during said time, for supplying water to said City and the inhabitants thereof.

Sec. 2. By virtue of Section 2 of said Act of the Legislature aforesaid, approved March the 7th, 1881, said San Diego Water Company and its President and Secretary are hereby required further to furnish this Board of Trustees at said time and place, a further statement, also verified by said President and Secretary of said Water Company, showing in detail the amount of money actually expended annually by said Company since commencing business in the purchase, construction and maintenance respectively of the property necessary to the carrying on of its business, and also the gross cash receipts annually, since commencing business, from all sources.

Sec. 3. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed, and this Ordinance shall be in force from and after its publication.

Passed and approved at an adjourned meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 29th day of November, A. D. 1891.

[SEAL.] R. P. JONES, President.
Attest: THOMAS WHEATLY, City Clerk.

CHARTER ORDINANCE NO. 78.

(NEW CHARTER.)

To Amend Charter Ordinance No. 76, New Charter.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, ordains as follows:

Section 1. That Section 17 of Charter Ordinance No. 76, New Charter, entitled: "To provide for the collection of City Taxes," passed and approved on the 29th day of November, A. D. 1891, be, and the same is hereby amended so as to read as follows:

"Sec. 17. If the property is not so redeemed within twelve months from the day of sale, the Tax Collector must, on request made to him by the purchaser, or the holder of the purchaser's certificate, duly assigned, in writing, examine the files in the County Recorder's office, and when the property is not marked redeemed, must, on the payment to him by the holder of said certificate, of a fee of two dollars and fifty cents, make to such holder a deed to the land described in said certificate; said deed reciting substantially the matters contained in said certificate; that time for redemption of such property has expired, and no person has redeemed the same."

Passed and approved at an adjourned regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 11th day of February, A. D. 1892.

[SEAL.] S. P. JONES, President.
Attest: THOMAS WHEATLY, City Clerk.

CHARTER ORDINANCE

(NEW CHARTER.)

To refund Outstanding Indebtedness due and owing January 1st, 1891, as provided for in Section 4,448 of the Poll Tax of the State of California.

THE CITY OF SAN DIEGO

by and through its Board of Trustees, follows:

Section 1. The Bonded Indebtedness of San Diego, State of California, as of January 1st, 1890, which said indebtedness hereby refunded, up to and including 145, now outstanding in all respects, for in Section 4,448 of the Political Code, shall be amended March 4th, 1891, and of this Board is hereby directed to provide bonds in the sum of \$1,000, each, for twenty years from January 1st, 1891, with at 7 per cent. per annum payable semi-annually on the first of July and January of each year, and interest to be paid in gold to be redeemable before maturity at the said City; and in form in all respects as set in Section 4,448 of the Political Code. The undersigned members of the Board of Trustees, being more than two-thirds of the Board, deem it for the interest to refund said indebtedness in the City of San Diego, and have hereby signed as above set on this Ordinance.

Sec. 2. This Ordinance shall be in force and after its passage.

Passed and approved by the following the Board this February 11th, A. D. 1892. Affirmative—Trustees James McCoy, Trustee Samuel Slade, Second Ward, Trustee M. Pierce, Third Ward, Trustee John Fourth Ward, and Trustee S. P. Jones, Negative—none. Absent and not voting.

[SEAL.] S. P. JONES, President.
Attest: THOMAS WHEATLY, City Clerk.

Changing Grade of Sixth and G Streets.

Section 1. The grade at the crossing of Sixth street and G street is hereby changed and is raised to eighteen inches above that now fixed and established; and shall run on an even grade from such elevated grade to the old grade at the crossing of F street and H street with said Sixth street as heretofore established, and the Grade of G street is changed to run from said elevated grade hereby established to the old grade at the crossing of Fifth street and Seventh street with said G street on an even grade.

Passed and approved at an adjourned meeting of the Board of City Trustees of the City of San Diego, State of California, held on the third day

of October, A. D. 1881.
[SEAL] S. P. JONES, President.
Attest: THOMAS WHEATLY, City Clerk.

**To Promote Cleanliness of the Streets and Prevent
Fires and Accidents**

[illegible]

§ 80c 2: Every person violating this Ordinance shall be fined, for the first offense, not less than the costs of prosecution, nor over Fifty Dollars, and, for each subsequent offense, not more nor less than Fifty Dollars.

Passed and approved at an adjourned meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 30th day of August, A. L. 1881.

SALE: SAMUEL BLADE, President, 170 Tem.
THOMAS WEALEY, City Clerk sep1

To Protect the Purity of Well Water in the City.
THE CITY OF SAN DIEGO, by and
 through the Board of Trustees, hereby ordi-
 nances as follows:

Sec. 1. All persons are hereby prohibited from using, without the written permission of the Board of Health, within the city limits any vault, well, or other opening in the earth as a receptacle for sewage, wash-water, or other filth, which has a greater depth than twelve feet from the surface of the ground.

Sec. 2. Persons violating this Ordinance shall be fined upon conviction a sum not less than the costs of prosecution, including ten dollars for City Attorney fees, nor more than Fifty Dollars, and for every day any such vault, wall or other opening in the earth is so used, the party or parties so using shall be liable to such fine.

Passed and approved at a regular meeting of the Board of Trustees of the City of San Diego, State of California, held on the 27th day of August, A. D. 1891.

Attest: **THOMAS WHEATLY**, City Clerk.

THE CITY OF SAN DIEGO, by and through her Board of Trustees, ordains as follows:

SECTION 1. The following taxes are hereby levied on all the taxable property in the City for the fiscal year ending December 31st, 1881:

For general purposes, 25 cents on each \$100.
For Interest Fund, 35 cents on each \$100.

For Library Fund—To establish a free Public Library and Reading Room under "An Act to establish free public libraries and reading rooms," approved April 26th, 1890, and amendments there-

Passed and approved at an adjourned meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 9th day of November, A. D. 1881.

November, A. D. 1881.
[RECEIVED] R. P. JONES, President.
Attent: THOMAS WEALEY, City Clerk.

CITY TREASURER'S OFFICE,
SAN DIEGO, Cal., September 24th, 1881.

BONDS OF THE CITY OF SAN
Diego, California, numbered one, two and
three, of one thousand dollars each, are payable
at this office on presentation. Interest on said
bonds ceases this day.

THE CITY OF SAN DIEGO, BY
and through her Board of Trustees, ordains

SA follows:

1. That the corral situate at the corner of Fourth and P streets, known as the Central Corral, be and is hereby appointed and designated as the City Pound for the City of New York until further ordered.

Present and approved at a regular meeting of the Board of Trustees of the City of San Diego, State of California, held on the 30th day of July, A. D.

R. P. JONES, President
 Attn: THOMAS CHALKY, City Clerk

NOTICE IS HEREBY GIVEN BY

in order of the Trustees in and for the City of San Diego, that stock running at large in the City in violation of the City Ordinance, will be impounded as by said Ordinance provided.

THOMAS WILLEY, Clerk.

FOR THE SURRENDER AND REDEMPTION OF
BONDS OF THE CITY OF SAN DIEGO.

OFFICE OF CITY TREASURER,
SAN FRANCISCO, CAL. August 2nd, 1891

NOTICE IS HEREBY GIVEN, that the undersigned is prepared to receive the City of San Diego, as a legal proposition, the surrender of a portion of the public bonds of said city, issued under and by virtue of Ordinance Number 21, at the Act of the Legislature entitled "An Act to Legislate Certain Bonds of the City of San Diego, and to Provide for the Payment of Interest Thereon, and for the Payment of the Principal of the same," approved February 28, 1892, and that there is now in the City Treasurer's office of said city applicable to the redemption of said bonds.

Said proposals must be sworn painful by the Board and will be opened publicly by me in the presence of the Board of Trustees of said City, Saturday, the 3rd day of September, 1883, at 10 o'clock, A. M.

BRYANT, HOWARD,
Treasurer City of San Diego

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 68.
 (NEW CHARTER.)

TO prevent the explosion of Firecrackers, Torpedoes, &c., within certain limits of the City of San Diego.

THE CITY OF SAN DIEGO, BY AND THROUGH HER BOARD OF TRUSTEES, ordains as follows:

SECTION 1. It shall be unlawful for any person or persons to explode any firecracker or torpedo, or other fire work, or to discharge any pistol, gun or cannon, or to light any bonfire within the limits of Union street on the west, Thirteenth street on the east, A street on the north and the Bay of San Diego on the south.

SEC. 2. Any person or persons violating Section One of this Ordinance shall, upon conviction, be fined not less than the costs of prosecution, including the costs of the City Attorney, and \$5 costs of the Constable, nor more than \$20, or, in default of payment, shall be imprisoned in the County Jail one day for each dollar of the fine.

SEC. 3. This Ordinance shall take effect from and after its publication five days.

SEC. 4. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an adjourned regular meeting of the Board of Trustees of the City of San Diego, State of California, held on the 7th day of June, A. D. 1881.

(SIGNED) M. P. JONES, President.
 Attest: THOMAS WHALEY, City Clerk.

CARD FROM W. W. BOWERS, ESQ.

Editor: Union. Of late my name has appeared in THE UNION quite frequently in connection with certain city bonds, maliciously alleged to have been "illegally issued" by the Board of Trustees several years ago. And in THE UNION of this morning, I find it reported that at a little official tea-party held at the Court House yesterday, by a small, but very select, number of highly respectable Old Ladies, it was resolved, that, "Whereas, the Supreme Court of this state has decided that the bonds issued to W. W. Bowers, numbered 146 to 149 inclusive, were illegally issued, this Board has no control of them." This is a very important declaration, in view of the facts; First, that it never entered into the head of any person of sound mind that the aforesaid tea-party had any control of them; and, Second, the Supreme Court never decided that they were "illegally issued," as every citizen of San Diego who can read (save and except the old ladies comprising the aforesaid tea-party) knows perfectly well.

If the old ladies' resolution was amended in accordance with these two facts, it might pass unchallenged—perhaps unnoticed.

Those who were residents of San Diego at the time these bonds were issued, are familiar with the facts and circumstances of their issue. But many respectable people who have become residents of this city since, are liable to be deceived as to the motives prompting this incessant gabble about "bonds." And the official tea-party appears to have nothing to busy itself about except to pass some resolution relating thereto, or print some gabble about the bonds "issued to W. W. Bowers." I therefore propose to state the facts regarding their issue, for the benefit of those who have recently come among us; and perhaps three out of the five highly respectable ladies of the tea-party may learn something about them, as they were not residents of San Diego at the time these bonds were issued.

IN THE FALL OF 1874

It was thought by the leading citizens and property-holders of the city that it would be advisable to have a citizen at Washington to look after its railroad interests during the session of Congress. Accordingly \$1500. was raised by personal subscriptions of the citizens and David Felsenheld was sent on to Washington and remained there during the winter session.

In the Fall of 1875 the citizens again thought it important to have an agent at Washington, and as all property-holders were

ALIKE INTERESTED

It was thought that all should contribute to the expense. Accordingly on the 8th day of October, 1875, a petition, which had been openly circulated for several days was signed by eighty-three of the leading business men and property holders, representing at least five-sixths of the taxable property of the city, and including such citizens as A. E. Horton, A. F. Hitchman, Geo. P. Marston, James M. Pierce, John G. Capron, C. P. Gerichon, Thomas L. Nesmith, Chas. Hubbell, A. Overbaugh, E. W. Morse, J. M. Spencer, A. Klumber, Geo. Geddes, C. Dunham, and sixty-nine others of like standing in the community, — was presented to the Board of Trustees at its regular meeting held that date, asking the Board to issue bonds to the amount of \$4,000 which had heretofore been authorized for railroad purposes, for the payment of the expenses of an agent to proceed to and remain at Washington to look after the railroad interests of this city during the session of Congress, and that David Felsenheld be appointed as the agent. A large number of citizens

granted, and the bonds issued by the Trustees, a mass meeting of the citizens was held at Horton's Hall. The hall was crowded to its utmost capacity, and every business man and property owner was there. Resolutions endorsing and approving the action of the Trustees in issuing the \$4,000 bonds were adopted almost unanimously; in fact, I believe there was

NOT A SCATTERED VOTE

These are the facts in connection with the "bonds issued to W. W. Bowers." No bonds ever issued by this city have been so unanimously approved and endorsed by the citizens and tax-payers of San Diego. And it is a further fact that at the next election that was held for Trustees the issue made was the "Felsenheld bonds" matter, and a majority of the Trustees who issued those bonds, or approved them, were

RE-ELECTED TO OFFICE

Now as to the "Frankenthal bonds." In THE UNION of October 18th, 1877, will be found the petition signed by two hundred and seventy-four citizens of San Diego (including a large majority of the business men and property owners—asking for their issue, and approving the same. Now, then, the citizen who endorses the Felsenheld and Frankenthal bonds may safely challenge a comparison as to value received with the \$50,000 issued for the Olla Franconise, and \$40,000 for purchase of right of way. If this highly respectable tea-party would "resolve" that it had no control over any bonds issued by the city—except such as its members may own personally, or be agent for owners—it would be very true, and only what every one knows still it might do them some good to discover that fact. In the slow process of time they will learn that the determination as to the legality of the bonds issued rests with the Court. The question of the issue of bonds hereafter, to pay large bills for lawyers' services—and other railroad purposes (?) will be determined by the tea-party, perhaps without any petition from the citizens.

IN CONCLUSION

The old residents of San Diego know precisely the motives for this gabble about "bonds;" and those who have come among us more recently will soon learn that it has not the remotest connection with the interests of the city—merely "bunkum," cheap advertising, a petty spite—that's all. Quite harmless in a general way, albeit, timid immigrants may be induced by the continued gabble to cast their lot with our flourishing neighbor and rival National City, where they have no bonds, no interest to pay, plenty of lots, a railroad terminus, and "glorious prospects."

INDEXED, IT WOULD BE

That the jobber in National City lots has only to call the attention of the intending purchaser to the deplorable condition the city is in, with its large amount of bonds outstanding, its annual interest tax, and the suits at law likely, by present appearances, to grow out of them, the fees to be paid to lawyers, etc., etc. I wonder if any of the National City real estate agents have "dropped" on this lead yet? They, with the aid of the "tea-party," might make to new-comers very comparisons.

Now I want to ask the sensible, reasonable men of San Diego if it w not be the wisest course for this city to cease this senseless gabble about bonds? Let those who hold bonds present their coupons for payment. If refused, they can sue, or not, as they please. In any event, isn't the said about the matter the better? The "tea-party" can't prevent parties holding bonds from suing the city, and if it is thought best—and cheaper—to de-

appears to have nothing to buy itself about except to pass some resolution relating thereto, or print some gabble about the bonds "issued to W. W. Bowers." I therefore propose to state the facts regarding their issue, for the benefit of those who have recently come among us; and perhaps three out of the five highly respectable ladies of the tea-party may learn something about them, as they were not residents of San Diego at the time these bonds were issued.

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It was thought that all should contribute to the expense. Accordingly on the 8th day of October, 1875, a petition which had been openly circulated for several days was signed by thirty-three of the leading business men and property-holders, representing at least five-sixths of the taxable property of the city, and including such citizens as A. E. Horton, A. F. Hochman, Geo. P. Marston, James M. Piers, John O. Capron, C. P. Grichton, Thomas L. Nasmith, Chas. Hubbell, A. Overbaugh, E. W. Morse, J. M. Spencer, A. Klamber, Geo. Geddes, C. Dunham, and sixty-nine others of like standing in the community, was presented to the Board of Trustees at its regular meeting held that date, asking the Board to issue bonds to the amount of \$4,000 which had heretofore been authorized for railroad purposes, for the payment of the expenses of an agent to proceed to and remain at Washington to look after the railroad interests of this city during the session of Congress, and that David Felsenheld be appointed as the agent. A large number of citizens were present at the meeting of the Trustees, as it was known to all that the petition would be presented at that meeting.

THE PETITION WAS PRESENTED

By the undersigned, at the request of Mr. Geo. P. Marston and other signers, who had been active in procuring it.

One of the Trustees favored the issuing of a larger amount of bonds and sending two citizens to Washington, which proposition was not favored by the Board, and the petition was granted in the terms asked, by a vote of 4 to 1. The Trustee who suggested the issuance of a larger amount of bonds voting "No."

There was no protest or remonstrance from any citizen against granting the petition. But, soon after the Board had adjourned, there was a rumor that parties who desired the appointment of a second agent were preparing an injunction, by which they hoped to defeat the people in their object.

About 8 o'clock in the evening of October 8th, 1875, the President and Secretary of the Board of Trustees brought me the four bonds for \$1,000 each, saying that they had heard that parties were trying, from motives of petty spite, to defeat the expressed will of the people of the city, and they had taken legal advice and made out the bonds in my name. I at once signed over the bonds and placed them in the hands of a friend of Felsenheld's, for his (Felsenheld's) benefit. Mr. Felsenheld went on to Washington, remained there, acting as the agent of the city, and was so recognized by the Board of Trustees, and he received the interest upon the bonds, which was regularly paid by the city treasurer, until a suit at law was commenced in this city, to restrain the Treasurer from further payments.

ON THE EVENING OF OCT. 9TH

The day after the petition was

be agent for owners—it would be very true, and only what every one knows still it might do them some good to discover that fact. In the slow process of time they will learn that the determination as to the legality of the bonds issued rests with the Court. The question of the issue of hereafter, to pay large bills for lawyers' services—and other railroad purposes (?) will be determined by the tea-party, perhaps without any petition from the citizens.

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The old residents of San Diego know precisely the motives for this gabble about "bonds," and those who have come among us more recently will soon learn that it has not the remotest connection with the interests of the city, is merely "bunkum," cheap advertising, a petty spite—that's all. Quite harmless in a general way, albeit it might induce the continued gabble to cost their lot with our flourishing neighbor and rival National City, where they have no bonds, no interest to pay, plenty of lots, a railroad terminus and glorious prospects.

It is true, it would have been only to call the attention of the leading purchasers to the deplorable condition the city is in, with its large amount of bonds outstanding, its unequal taxation, and the ruin it is likely by present appearances to grow out of them, the bonds to be paid to 10 years, etc., etc. I wonder if any of the National City real estate agents have "dropped" on this lead yet? They, with the aid of the "tea-party," might make to new-comers very favorable comparisons.

Now I want to ask the sensible, reasonable men of San Diego if it would not be the wisest course for this city to cease this senseless gabble about bonds? Let those who hold bonds present their coupons for payment. If refused, they can sue, or not, as they please. In any event, isn't the least said about the matter the better? The "tea-party" can't prevent parties holding bonds from suing the city, and if it's thought best—and cheapest—to defend, why, do so, and let the lawyers do the talking—and pay them for it. Of course we can't prevent all talk about bonds or anything else, (or it's a free country, but wouldn't it be wiser to leave the talking to those fellows who want some cheap advertising, or want to shine in a small way in some small municipal office, or want to show the dear people how they would shine if they had a chance?)

NEVERTHELESS

If it is necessary to the daily comfort of the "tea-party" to revolve something about the "bonds" issued to W. W. Bowers, or if it is thought to be for the public good to keep the bond matter before the public, the "tea-party" have my consent given freely and fully. More than that, I will help them, all I can in my weak way to make the subject interesting.

And now, while acknowledging that the "tea-party" is composed of ladies of the highest respectability, and most conscientious in all their proceedings, yet some how I feel as if I owed an apology to all the other respectable old ladies in town. Very respectfully,

W. W. BOWERS.

PUBLISHED BY AUTHORITY
San Diego Ordinance No. 63
 (CITY CHARTER)
 To prevent the explosion of firecrackers, fireworks, etc., within certain limits of the City of San Diego.
 THE CITY OF SAN DIEGO, BY AND through her Board of Trustees, ordains as follows:
 Sec. 1. It shall be unlawful for any person or persons to explode any firecracker or fireworks, or other fire works, or to discharge any pistol, gun, cannon, or to light any bonfire within the limits of Union street on the west, Thirteenth street on the east, A street on the north and the Bay of San Diego on the south.
 Sec. 2. Any person or persons violating section one of this Ordinance shall, upon conviction, be fined not less than the costs of prosecution, including the costs of the City Attorney, and not more than \$20, or, in default of payment, shall be imprisoned in the County Jail one day for each dollar of the fine.
 Sec. 3. This Ordinance shall take effect from and after its publication five days.
 Sec. 4. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.
 Passed and approved at an adjourned regular meeting of the Board of Trustees of the City of San Diego, State of California, held on the 7th day of June, A. D. 1881.
 (SEAL) S. P. JONES, President.
 Attest: THOMAS WHEAT, City Clerk.

BOARD OF CITY TRUSTEES.

March 8. — Corum & Hoffman's bill for work on the bell tower was partially paid and balance referred to committee.

J. Grundike was allowed a rebate of \$153.76 on his assessment of personal property, owing to a clerical error in figures.

Consideration of rates to be established by water companies was deferred till next meeting.

The Health Officer's bill was paid. Adjourned.

March 8. — S. P. Jones' report as President of the Board was read and filed.

The following preamble and resolution was unanimously adopted:

WHEREAS There are certain outstanding bonds issued by certain parties therein named to the several parties hereinafter named and being of number and date hereto given that are believed by this Board to be irregularly issued and that we do not hold that the same are a legal claim against the city to wit: Bonds numbered 139, 140, 141, 142, 143, 144, and 145, issued to T. J. Higgins, and dated February 6th, 1876, for the purpose of paying the taxes on Texas Pacific lands; bonds numbered 146, 147, 148, 149, issued to W. W. Bowers and dated October 4, 1876, for the use and benefit of David Felsenfeld; bonds numbered 150, 151, 152, 153, issued to Frankfort & Co. and dated January 1st, 1878, for the use and benefit of the said David Felsenfeld and J. U. Crawford.

Therefore, be it Resolved, That the City Treasurer is hereby directed to withhold the payment of any of the above-named bonds or coupons belonging thereto, until further instructions from this Board.

Corum and Hoffman's bill was ordered paid.

The petition of J. A. Sheriff concerning an obstruction in the street, and the complaint of a nuisance, presented by J. Herrander, were referred to the Street Committee to report at the next meeting.

Adjourned till afternoon.

The Street Committee, at the afternoon session of the Board, reported that the nuisances exist as claimed previously by Messrs. Sheriff and Herrander. The District Attorney was officially notified to prosecute offenders unless they removed said nuisances.

In the matter of fixing the water rates, a resolution was adopted providing that the rates now in force be continued.

The gas franchise question was postponed for further consideration. Adjourned.

March 10. — At this meeting the bill of L. H. Plained was referred for inquiry, and the Board thereupon adjourned until March 10, at 10 A. M.

To Improve a Part of Sixth Street, Horton's Addition, San Diego.

WHEREAS, THE HEREINAFTER

WZ seasonal improvements have been duly partitioned; for, and L. L. L. Chilling, a competent, mature and surveyor, has duly made a survey of the proposed improvements; and, three persons have been chosen to compute the cost of such improvements upon the real property situated upon either side of said street, according to the benefit to accrue therein to such property; two of said persons chosen by the tax-payers, asking for such improvements and the other by the Board of Assessors; and said three persons have been chosen to make the proper survey and specifications as required by law, in conformity with the

The City of San Diego, by and through the Board of Trustees, ordains as follows:

RESOLUTION 1: The Board of Trustees hereby approves the report of the aforesaid three persons or Commissioners, accompanied with the survey and specifications of the said surveyor, and do hereby order the improvements petitioned for to be made as hereinafter set out.

2. Said improvements shall be of and consist of plan & elevations for the proper grade, according to the specification reports, by said surveyor and Committee, for the following feet wide on the east side of said Sixth street, in front of blocks numbered 71 and 75; also on the west side of said Sixth street, in front of blocks numbered 87, all in Horton's Addition to San Diego, also the grading to the established grade, that part of said Sixth street from the middle of A street to and including the middle of B street, as in said specifications set out and described.

Said City Council's plan of making said proposed improvements includes the following:

(1) The widening of said street between said cross streets G and H, on the east side of said street, along Block No. 60 of Horton's Addition, to San Diego, California; and also, on said sixth street, between said cross streets E and G, and on the east side of said sixth street, on said Block No. 60 of Horton's Addition.

(2) The widening of said street between said cross streets G and H, and to the middle of said G and H streets, on both sides of said fifth street, on and along Blocks Nos. 28 and 30 of said Horton's Addition, as hereby assessed, in United States' Poll County, to each side of said street.

(3) The widening of said street between said cross streets I and J, and the middle of said street, on said sixth street, where said improvements are ordered to be constructed, as to

Section PL 2 set forth, as follows:

D. Cleveland, Lot 4, Block No. 80. (50 feet

W. Clark, Lot B, Block No. 60, (50 feet)

front).....	61 4
Dr. H. D. Henderson, N ½ of Lot C, Block No. 60, 125 (set front).....	33 7

J. H. Snyder, 8 1/4 of Lot C, Block No. 60,
[25-foot front] 337

W. S. Jewell, N $\frac{1}{4}$ of Lot D, Block 60, (25
feet front) 337
J. H. Bowler, S $\frac{1}{4}$ of Lot D, Block 60 (25

J. H. Snyder, 8 1/2 of Lot D, Block 60, (25 feet front)..... 33
Robt. Anselmire, 3 1/2 of Lot E, Block No. 1..... 34

Estate of S. S. Clark, dec'd. J. Faivre, agent.

B. 1/4 of Lot E, Block No. 60, (25 feet
 front) 23.7
 P. Remanding Lot F, Block No. 60, (20

D. Felsenfeld, Lot A and the N $\frac{1}{4}$ of Lot B

Block No. 11, (75 feet front) 101

Lot C, Block No. 71, (75 feet front)	101
J. A. Smith, N. 1/4 of Lot D, Block 71, (25 feet front)	34

Q. L. Smith, S. 1/2 of Lot D, Block 71, (25
(back front)

J. M. Pierce, Lot E, Block 71, (50 feet front) 71

G. N. Hitchcock, Lot F, Block 11, (50 feet front) 82
O. A. Cleveland, Lot A, Block 80, (50 feet front) 82

S. P. Jones: Lot B, Black 88: (50 feet front) - 100

E. W. Horne, Lot G, Block 80, (30 feet front) 101

Block 80, (76 feet front) 143
San Diego Town and Land Company 84

of Lot E and all of Lot F, Block 86, 115 feet front, 138

J. Ormerd, Lot L and N $\frac{1}{4}$ of Lot K, Block 87, (75 feet front,) 130
A. Schneider, S $\frac{1}{4}$ of Lot K, Block 87, (25

J. M. Pierce, Lot 3, Block 87, (50 feet

Mrs. E. A. Landis, 70 feet deep from Sixth
E. street back part of the N. E. of Lot 1.

Block 87, (25 feet front),
G. H. Greenleaf, 70 feet deep from Sixth

street back out of the N. 1/4 of T. Block 87;
(25 feet front.)

Ed. McGurk, N. 1/2 of Lot H, Block 87, (25
feet front) 42
Masonic Building Association, S. 1/2 of Lot

H² and all of Lot G, - Block 87, (75 feet front.)

Each of said sums above mentioned are hereby made and declared to be and constitute a lien

the real estate described, and immediately preceding each of said several sums, until each of said sums shall be paid or ratified. That the said

Provided, that each of said owners shall have the privilege of making said proposed improv-

the privilege of his own, he said, her said property, and he or her proportionate share of, grading the cross streets G, H, and I, and paying the expense of the same, and Commissioners taxed at \$3 15 per ft. in Blocks 60 and 71, and \$2 15 per lot in Blocks 62 and 67; if they make any improvements according to the plans and specifications now on file with the City Clerk, and pay said costs of surveying and Commissioning within ninety days of the passage of this ordinance.

§ 222.17. If said proposed improvements, or a portion thereof, shall not be made and completed within the time therein specified, then it shall be the duty of the City Treasurer forthwith to proceed to collect the amounts above set out from the owners or owners of the property in front of which said improvements have not been made, and to foreclose the lien on said property, and to sell the same, and to apply the proceeds of said sale to the payment of the amounts so due, and to retain the balance, if any, of the proceeds of said sale, in which case there shall be added thereto a reasonable attorney's fee for bringing said action and for the sale of the property, and the said balance shall be returned to the owner of the property. If the City of San Diego, or any officer or officers thereof, shall be conducted by the City Attorney; and when the moneys are so collected, the Board of Trustees shall once for all a competent person or persons be appointed to receive the same, and there shall be furnished with sufficient bond, to execute said work according to specifications; said letting shall be made by sealed proposals; and to the lowest and best bidder, and after such work shall be complete and accepted, the City shall thereupon pay the amount of said moneys expended, if it shall be returned to those who pay it.

Passed and approved at an adjourned regular meeting of the Board of Directors of the C

tion to San Diego, California, and also on said Sixth street between said cross streets F and G, and on the east side of said Sixth street on and along Block No. 71 of said Addition; also on said Sixth street between said cross streets G and H, to the middle of said G and H streets, on both sides of said Sixth street and along Blocks Nos. 88 and 87 of said Addition are hereby assessed, in United States gold coin, to each of the owners of the several lots and parts of lots and parcels of real estate fronting on said Sixth street where said improvements are ordered to be constructed, as in No. 2 set forth, as follows:

- J. Cleveland, Lot A, Block No. 60, (50 feet front)..... \$67.41
J. W. Clark, Lot B, Block No. 60, (50 feet front)..... 67.41
Dr. R. D. Henderson, N 1/2 of Lot C, Block No. 60, (25 feet front)..... 33.71
J. H. Snyder, S 1/2 of Lot C, Block No. 60, (25 feet front)..... 33.71
W. S. Jewell, N 1/2 of Lot D, Block 60, (25 feet front)..... 33.71
J. H. Snyder, S 1/2 of Lot D, Block 60, (25 feet front)..... 33.71
Robt. Anderson, N 1/2 of Lot E, Block No. 60, (25 feet front)..... 33.71
Estate of S. B. Clark, dec'd, J. Faivre agent, N 1/2 of Lot E, Block No. 60, (25 feet front)..... 33.71
P. Remondino, Lot F, Block No. 60, (50 feet front)..... 67.41
D. Felsenfeld, Lot A and the N 1/2 of Lot B, Block No. 71, (75 feet front)..... 101.13
Douglas, Gunn, N 1/2 of Lot B and S 1/2 of Lot C, Block No. 71, (75 feet front)..... 101.13
J. A. Smith, N 1/2 of Lot D, Block 71, (25 feet front)..... 34.15
G. C. Smith, S 1/2 of Lot D, Block 71, (25 feet front)..... 34.15
J. M. Pierce, Lot E, Block 71, (50 feet front)..... 67.41
G. N. Hitchcock, Lot F, Block 71, (50 feet front)..... 67.41
C. A. Cleveland, Lot A, Block 88, (50 feet front)..... 100.00
S. J. Jones, Lot B, Block 88, (50 feet front)..... 100.00
E. W. Morse, Lot C, Block 88, (50 feet front)..... 101.49
J. M. Pierce, Lot D and N 1/2 of Lot E, Block 88, (75 feet front)..... 142.38
San Diego Town and Land Company, S 1/2 of Lot B and all of Lot C, Block 88, (50 feet front)..... 100.00
J. Ormrod, Lot E and N 1/2 of Lot F, Block 87, (75 feet front)..... 100.00
A. Schneider, S 1/2 of Lot B, Block 87, (25 feet front)..... 33.71
J. M. Pierce, Lot C, Block 87, (50 feet front)..... 67.41
Mrs. E. A. Landis, 70 feet deep from Sixth street back four feet of the N 1/2 of Lot A, Block 87, (25 feet front)..... 33.71
G. F. Greenleaf, 70 feet deep from Sixth street back out of the N 1/2 of Lot A, Block 87, (25 feet front)..... 33.71
E. L. Modine, 70 feet deep from Sixth street back out of the N 1/2 of Lot A, Block 87, (25 feet front)..... 33.71
Masonic Building Association, S 1/2 of Lot B and all of Lot C, Block 87, (75 feet front)..... 142.38
Each of said sums above mentioned are hereby made and declared to be and constitute a lien on the real estate described, and immediately preceding each of said several sums, until each of said sums shall be paid or satisfied in full.
Provided that each of said owners shall have the privilege of making said proposed improvements in front of his or her said property, and his or her proportionate share of grading the cross streets G and H, and paying the expense of the survey and Commissioners taxed at \$4.15 per lot in Blocks 80 and 71, and \$4.15 per lot in Blocks 88 and 87, if they make said improvements according to the plans and specifications now on file with the City Clerk and pay said costs of survey and Commissioners within ninety days of the passage of this Ordinance.
Should all said proposed improvements, or any portion thereof, shall not be made and completed as hereinafter set forth, then it shall be the duty of the City Treasurer forthwith to proceed and collect the amounts above set out from the owners or owners of the property in front of which said improvements have not been so made, and if necessary to bring suit to foreclose the lien on such delinquent property for the amount so become due, in which case, there shall be added as costs a reasonable attorney's fee for bringing and maintaining such action, said suit or suits to be brought in the name of the City of San Diego, and shall be conducted by the City Attorney, and when the moneys are so collected, the Board of Trustees shall at once let to a competent contractor, such unfinished work, which contractor shall give to such City Treasurer bond to execute said work according to specifications said letting shall be by sealed proposals, and to the lowest and best bidder, and after such work shall be completed, and all costs and expenses paid there shall remain any of said moneys unexpended, it shall be returned to those who paid it.
Passed and approved at an adjourned regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 30th day of April, A. D. 1882.
S. P. JONES, President.
Attest: THOMAS WHALEY, City Clerk.

City Election Proclamation

Office of the Board of Trustees of the City of San Diego, California, April 19th, 1882.
NOTICE IS HEREBY GIVEN that pursuant to law a Charter Election will be held in the City of San Diego, State of California, on **THURSDAY, THE ELEVENTH DAY OF MAY, 1882**, for the election by the qualified voters thereof, of certain City Officers of said city, to-wit:
Five Trustees (one from each of the Wards of said City); a Tax Collector, a City Assessor, and five Library Trustees.
That the polls will be opened at 10 o'clock A. M. and continue open until 7 o'clock P. M. of said day.
The Inspectors and Judges are hereby appointed, and voting places fixed, as follows:
FIRST WARD—Inspector, H. D. Israel; Judges, John Winter and James Connors. Voting place, Rose's Store.
SECOND WARD—Inspector, G. E. Wentworth; Judges, A. Downall and H. Keating. Voting place, on F street, in building near of San Diego Hotel.
THIRD WARD—Inspector, T. L. Palmer; Judges, Geo. B. Pidgeon and A. H. Julian. Voting place, Ormrod's Building, Sixth street, near G street.
FOURTH WARD—Inspector, Charles Hubbard; Judges, J. M. Spencer and John Callahan. Voting place, Hancock's Building, Plaza.
FIFTH WARD—Inspector, A. J. Chase; Judges, W. McClain and E. D. Switzer. Voting place, Bay View Hotel.
By order of the Board of Trustees of the City of San Diego, State of California, this April 19th, A. D. 1882.
S. P. JONES, President.
Attest: THOMAS WHALEY, City Clerk and Clerk of said Board of Trustees.

CHARTER ORDINANCE NO. 90.

Fixing Rates to be Charged for Water Supplied to Consumers within the City of San Diego.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, does ordain as follows:

Section 1. On and after the first day of July, 1883, it shall be lawful for any person, or association of persons, or water company, supplying water to the inhabitants of the City of San Diego, to charge, collect and receive therefor the rates fixed as follows, to-wit:

1st. For water furnished tenements occupied by a family of not more than three persons, \$2 00 per month; and to tenements occupied by a family of more than five persons, \$2 50 per month, and for an additional person, 25 cents per month.

2d. To Stores and Warehouses, from \$2 00 to \$25 00 per month.

3d. To small Stores and Business Offices, from \$1 00 to \$1 50 per month.

4th. To Saloons, \$2 00 per month.

5th. To Dental Rooms, \$2 00 per month.

6th. To Bakeries, for monthly use of flour, for each 25 barrels, \$3 00 per month.

7th. To Blacksmith Shops, from \$2 00 to \$3 50 per month.

8th. To Livery Stables, including carriage washing, for each horse, \$1 00 per month.

9th. To Feed Yards, from \$5 00 to \$25 00 per month.

10th. To persons stacking lime, 25 cents per barrel.

11th. To persons for wetting bricks, 15 cents per 1000.

12th. To persons keeping Horse and Carriage, \$1 00 per month.

13th. To Barber Shops of single chair, \$1 25 per month, and for each additional chair, 50 cents per month.

14th. To Water Troughs on sidewalks, from \$2 00 to \$5 00 per month.

15th. To Water Closets, private, \$1 00 per month.

16th. To Water Closets, public, \$3 00 per month.

17th. To Bath Tubs, private, in one family, \$1 00 per month.

18th. To Bath Tubs, public, in Barber Shops and Boarding Houses, \$3 00 per month.

19th. To Horses or Cows, 50 cents per month.

20th. To Wagon Shops, \$1 50 per month.

21st. To Coffee Houses, open day and night, \$5 00 per month.

22d. Street Taxes.—The rates for water furnished to consumers through Meters are fixed as follows:

1st. In quantities of, and including 4,000 gallons, used in any one month, at \$1 50 per 1,000 gallons.

2d. In quantities in excess of 4,000 gallons, and not exceeding 10,000 gallons, used in any one month, at \$1 00 per 1,000 gallons.

3d. In quantities exceeding 10,000 gallons, used in any one month, at 80 cents per 1,000 gallons, provided, nevertheless, that all water so furnished for the purpose of sprinkling or wetting the streets of the city, by any person, shall be charged for at the rate of \$1 00 per 1,000 gallons in all cases.

23d. Where water is furnished to Hotels, Steam Engines, Gas Machines or Works, Wash Houses (Chinese or otherwise), and for the purposes of irrigation, when satisfactory rates cannot be agreed upon, the meter rates shall govern.

24th. For water required and used for purposes not specified in the above rate tariff, the rates shall be in accordance with, and in conformity to, said above tariff rates.

Section 2. Any person or association of persons, or water company, so furnishing water in said City shall have power in all cases to apply meters and collect at meter rates. All water rates, except Meter Rates, are due and payable monthly in advance, and if not so paid, shall be subject to an addition of 10 per cent. Meter Rates are due and payable monthly on presentation of bill, and upon Meter Rates an advance monthly deposit for each month, not exceeding three-fourths of the value of the estimated quantity of water to be consumed, may be required. In all cases where meters are used, the consumer shall pay 25 cents per meter for the use, cleaning and repairing of such meter.

Passed, approved and adopted by the Board of Trustees of the City of San Diego, State of California, in regular adjourned meeting assembled, this 25th day of February, 1883.

[SEAL.] S. P. JONES, President.

Attest: H. T. CHRISTIAN, City Clerk and Clerk of said Board.

[Published by Authority.]

CHARTER ORDINANCE NO. 89.

Fixing Rates to be Charged for Gas Supplied within the City of San Diego.

THE CITY OF SAN DIEGO, acting by and through its Board of Trustees, does ordain as follows:

Section 1. On and after the first day of July, 1883, it shall be lawful for any person or Gas Company, supplying Gas to the inhabitants of the City of San Diego, to charge and receive therefor the following rates, to-wit:

1st. From consumers using and consuming Three Thousand Feet and under, per month, the rate of Five Dollars per Thousand Feet.

2d. From consumers consuming and using more than Three Thousand Feet per month, the rate of Five Dollars per Thousand Feet for the first Three Thousand Feet, and Four Dollars per Thousand Feet for any excess over Three Thousand Feet.

Passed and approved by the Board of Trustees of the City of San Diego, State of California, in regular meeting assembled, this 24th day of February, 1883.

[SEAL.] S. P. JONES, President.

Attest: H. T. CHRISTIAN, City Clerk and Clerk of said Board.

LEGAL NOTICES.

[Published by Authority.]

CHARTER ORDINANCE NO. 92.

(New Charter.)

To Provide for the Collection of City Taxes.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, ordains as follows:

Section 1. As soon each year as the Board of Equalization shall have completed its work as provided in Section Ten, Sub-division Fifteen of the City Charter, the Assessment Books shall be delivered to the City Clerk, who must compile and enter in a separate money column in said books, the respective sums in dollars and cents, rejecting the fractions of a cent, to be paid on the property therein enumerated, and must foot up the columns, showing the total assessed value of the property in said City as corrected and equalized by the Board of Equalization, and the total amount of the taxes assessed thereon. On the first Monday in February of each year at six o'clock p. m., all unpaid taxes, are delinquent and thereafter the Tax Collector must collect for the use of the City an addition of five per cent. on all delinquent taxes.

Sec. 2. On or before the second Monday in November he must deliver said Assessment Book, so footed up and compared, to the Tax Collector of the City, with his affidavit thereto attached in effect as follows:

"County of San Diego, ss.
I, _____, State of California, _____, Clerk of the City of San Diego, do swear that I received the annexed Assessment Book of said City for the fiscal year ending December 31st, A. D., (giving the year); that I have reckoned the respective sums due as taxes on the property listed herein for said year, according to the levy heretofore made by the Board of Trustees of said City; and have footed up the respective columns of valuations and taxes, as required by law, and that the annexed is a full and true computation of the same." Which affidavit must be signed by said Clerk, and sworn to before some officer authorized by law of this state to administer oaths.

Sec. 3. On delivery of said Assessment Book to said Tax Collector the Clerk shall charge said Tax Collector with the full amount of the taxes due on said Assessment Book, and must report said amount to the Board of Trustees at their next regular meeting.

Sec. 4. On the Tuesday following the second Monday of November, after the receipt of said Assessment Book, said Tax Collector must publish a notice specifying:

1. That the City Taxes of the City of San Diego for the fiscal year A. D., (naming the year), are now due and payable.

2. The time and place when and where such taxes may be paid.

3. That all such taxes remaining unpaid at six o'clock p. m. on the first Monday of February following will become delinquent, and five per cent be added thereon.

Said notice shall be signed by said Tax Collector, and shall be published two weeks; and all such taxes not paid on or before six o'clock p. m. of the said first Monday of February, shall become delinquent, and thereupon a penalty of five per cent on all such delinquent taxes shall be added and collected with such delinquent taxes.

Sec. 5. On receipt of any taxes on said Assessment Book, the Tax Collector shall at once mark the word "paid" on said book opposite the item of property paid on, and also the date of said payment, and must give to the person so paying a receipt, specifying the amount of the assessment, and the tax paid, and a description of the property paid on, which receipt shall bear date of the payment so made.

Sec. 6. On the first Monday of each month, while engaged in the collection of taxes, the Tax Collector must file with the City Treasurer his verified report, showing the amount of taxes and penalty collected by him since his last report, and also the whole amount so collected since the receipt of the Assessment Book, and at said time must pay said taxes and penalty, so collected since his last report, to the said City Treasurer, retaining the balance for collecting the same, and not exceeding two and one-half per centum on the first \$10,000 collected and two per centum on all sums over \$10,000 collected, taking the Treasurer's receipt for the sums so paid in, which receipt he must at once file with the City Clerk, who shall then give the Tax Collector credit for the amount of said receipt, and also his per centum for collection, and shall at once charge the Treasurer with the amount named in his receipt.

Sec. 7. On the second Monday in February of each year the Tax Collector must deliver to the City Clerk a complete Delinquent List of all the persons and property then owing taxes on said Assessment Book, and the Clerk must compare said Delinquent List with the Assessment Book, and when satisfied that it contains all taxes due and unpaid, he must foot up the total amount of taxes on said delinquent List and deliver the Tax Collector therewith, and make a final settlement with him for the taxes charged against him for that year, and, if not so accounted for, require of him an immediate account of the deficiency still due from him.

Sec. 8. On the third Monday in February, after such settlement, the Clerk must redeliver said Delinquent List duly verified in substance as provided for verifying the Assessment Book, to the Tax Collector and charge him with the amount of taxes and penalty due thereon, as shown by the footings which are to be made by the

LEGAL NOTICES.

purchase will be entitled to a deed. Such certificate shall be signed by the Tax Collector, one copy delivered to the purchaser and the other filed in the office of the Recorder of San Diego County.

Sec. 15. In case there is no purchaser in good faith for any such property on the first day such property is offered for sale, it shall be offered again on some subsequent day of the sale, and if there is then no purchaser in good faith the said property and the whole amount thereof assessed; shall then be struck off to the City as the purchaser, and a copy of the certificate delivered to the City Treasurer, and filed by him in his office. PROVIDED: That when the property is struck off to the City no charge shall be made for the duplicate certificate of sale, if not redeemed within the year it shall be the duty of said Treasurer to demand from said Tax Collector a deed for said property to said City, who shall make and execute such deeds without fee, the City furnishing blank deeds and paying for acknowledgment. When property is thus sold by the City, such fact must be entered on Delinquent List opposite the tax.

Sec. 16. A redemption of the property said may be made by the owner, or any party in interest, within twelve months from the date of the sale by paying to the purchaser or City Treasurer for the use of the purchaser the purchase money and five per cent thereon. It shall be the duty of the Clerk on presentation to him of the receipt of the purchaser or City Treasurer for the amount of redemption, to mark the Assessment Book for the year, which the property was sold opposite the description of said property, the word "redeemed," in ink.

Sec. 17. If the property is not so redeemed within twelve months from the day of sale, the Tax Collector must, on request made of him by the purchaser or the holder of his certificate duly assigned in writing, and on the payment to him by the holder of the certificate of a fee of two dollars and fifty cents, make to such holder a deed to the land described in said certificate, said deed reciting substantially the matters contained in said certificate, that the time for redemption of such property has expired, and no person has redeemed the same.

Sec. 18. The City Tax Collector, on or before the first Monday in April, must attend at the office of the City Clerk with the delinquent list, and the Clerk must then compare the list with the assessment of persons and property not marked paid on the Assessment Book; and when taxes have been paid must note the fact in the appropriate column of the Assessment Book, distinguishing payments by sale by adding to the word "paid," on said Assessment Book, the words "by sale." There must then be administered to the Tax Collector an oath, which shall be written and subscribed on the Delinquent List; that all assessments in said list which have been paid have been so marked thereon; and when such payment has been by sale that such payment so endorsed on said list, and when paid without sale that the date of such payment is so endorsed on said list. The Clerk must then foot up the taxes remaining unpaid and such as are sold to the City on said Delinquent List and credit the Tax Collector with the amounts and then and there have a final settlement with him, and require of him the receipts of the Treasurer for the amount of taxes and penalty collected by him, and also a separate receipt from the Treasurer for one-half the costs collected by him, which amount shall be computed by footing up the number of lots, pieces or tracts of land separately assessed, and of each assessment of personal property, shown to be collected on, on the Delinquent List, and multiplying such footings by twenty-five, which shall give the amount in dollars and cents; for which the Tax Collector shall be chargeable as costs collected and for which he shall produce the Treasurer's receipt. The Treasurer shall be charged with the amount of said receipts.

Sec. 19. When the Tax Collector makes to the Treasurer his monthly reports of collections made on the Delinquent List, he shall report under each the amount of costs collected by him on said List, computed as in preceding section, and shall in said sum to the Treasurer, who shall give him a separate receipt for the same and at once turn such costs into the general fund.

Sec. 21. For a failure on the part of any of the officers named herein to perform any of the duties required of them, such officers failing shall be liable to said City on his official bond for all damages, loss and detriment, together with a penalty of One Hundred Dollars, which amount may be recovered in the proper court at once on such default.

Sec. 23. All prior ordinances or parts of ordinances in regard to collection of taxes are hereby repealed, and this ordinance shall be in force from and after its passage and publication.

Passed and approved at a regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 29th day of September, A. D. 1883.

[SEAL.] S. P. JONES, President.

Attest: H. T. CHRISTIAN, City Clerk.

Monday, November 18, 1930. Assessment Book, said Tax Collector must publish a notice specifying

1. That the City Taxes of the City of San Diego for the fiscal year A. D. (naming the year), are now due and payable.
2. The time and place when and where such taxes may be paid.
3. That all such taxes remaining unpaid at six o'clock P. M. on the first Monday of February following will become delinquent, and five per cent be added thereon.

Said notice shall be signed by said Tax Collector, and shall be published two weeks, and all such taxes not paid on or before six o'clock P. M. of the said first Monday of February, shall become delinquent, and thereupon a penalty of five per centum on all such delinquent taxes shall be added and collected with such delinquent taxes.

Sec. 7. On receipt of any taxes on said Assessment Book, the Tax Collector shall at once mark the word "paid" on said book opposite the item of property assessed, and also the date of said payment, and give to the person so paying a receipt, specifying the amount of the assessment, and the tax paid, and a description of the property paid on, which receipt shall bear date of the payment so made.

Sec. 8. On the first Monday of each month, while engaged in the collection of taxes, the Tax Collector must file with the City Treasurer his verified report, showing the amount of taxes and penalty collected by him since his last report, and also the whole amount so collected, since the receipt of the Assessment Book; and at said time must pay said taxes and penalty so collected, after his last report, to the said City Treasurer, retaining for himself one-half per centum on the first \$10,000 collected, and two per centum on all sums over \$10,000 collected, and the same so paid in, which receipts he must at once file with the City Clerk, who shall then give the Tax Collector credit for the amount of such tax and penalty so paid, and the Treasurer, with the amount so received in his said receipts, shall require of him an immediate account of the deficiency still due from him.

Sec. 9. On the second Monday in February, to the each year, the Tax Collector must deliver to the City Clerk a complete Delinquent List of all persons and property then owing taxes on said Assessment Book, and the Clerk must compare said Delinquent List with the Assessment Book and ascertain that it contains all taxes due and unpaid, and then file with the City Treasurer, retaining for himself one-half per centum on the total amount of taxes on said Delinquent List, and credit the Tax Collector therefor; and make a final settlement with him for his taxes charged against him, for that year, and if not fully satisfied, shall require of him an immediate account of the deficiency still due from him.

Sec. 10. On the third Monday in February, after such settlement, the Clerk must, in substance, deliver said Delinquent List, duly verified in substance, as provided for verifying the Assessment Book, to the Tax Collector and charge him with the amount of taxes and penalty due thereon, as shown by the footings which footings shall be made by the Clerk, as provided for the Assessment Book.

Sec. 11. On or before the first Monday of March thereafter the Tax Collector must publish the Delinquent List, giving the names of the persons and the description of the property delinquent and the amount of the taxes and penalty due thereon, and the amount due on each name and description; with the amount due on personal property added to the amount due on real estate from the same person, to which he must append a notice that if the amount due is not paid, the real property of which such sums are due will be sold at public auction.

Sec. 12. Said publication must be made once a week for three successive weeks in some newspaper published in the city of San Diego, or by posting in three public places in said city, at least three weeks before the day of sale; such notice shall contain the time and place of such sale; which time shall not be less than twenty-one, nor more than twenty-eight days from the first publication; and the place must be in front of the building in which the Board of Trustees then hold their regular meetings, and in which they keep the City Records, naming specifically the building.

Sec. 13. After such publication is completed, and before commencing the sale, the Tax Collector must file a copy thereof with the City Clerk, verified by his affidavit that it is a full, true, and complete copy of such publication; giving, when published in a newspaper, the true date of each appearance thereon, and the name of the paper in which such publication was made; or, in case such publication was made by posting, as provided in section 10, the affidavit must state that such publication was made by posting, in three public places, in the city, naming them, and the date of such posting.

Sec. 14. After six o'clock P. M. on the first Monday in February the Collector must collect in addition to the taxes due, five per centum added thereto as penalty; and after he receives the Delinquent List for collection on it, he must collect in addition to said taxes and five per cent penalty, fifty cents on each lot, place or tract of land separately assessed and on each assessment of personal property, one-half of which shall go to the City and one-half to the Tax Collector in full for preparing the Delinquent List.

Sec. 15. On the day fixed for the sale or some subsequent day to which he may have postponed it, of which he must give notice, the Tax Collector between the hours of ten o'clock A. M. and four o'clock P. M. must sell the property as advertised. If he postpones the day of sale from day to day, but such sale must be completed within three weeks from the time fixed in said original notice.

Sec. 16. Such sale shall be for the taxes, penalty and costs as above provided with fifty cents additional for each duplicate, certificate of sale, and shall be made to the person who will take the least part of said property advertised and pay the amount due thereon. On receiving from the purchaser the amount of taxes, penalty and costs as above provided, the Tax Collector shall make in duplicate a certificate, dated on the day of sale, stating when known, the name of the person assessed; a description of the land sold, the amount paid therefor; that it was sold for taxes, giving the amount and year of the assessment; and specifying when the

assessment Book, the words "By sale." There must then be administered to the Tax Collector an oath, which shall be written and subscribed on the Delinquent List, that all assessments in said list which have been paid have been so marked thereon, and when such payment has been by sale that fact appears so endorsed on said list, and when paid on said list. The Clerk must then foot up the taxes remaining unpaid and such as are sold to the City on said Delinquent List and credit the Tax Collector with the amounts and then and there have a final settlement with him, and require of him the receipt of the Treasurer for the amount of taxes and penalty collected by him, and also a separate receipt from the Treasurer for one-half the amount collected by him, which amount shall be computed by footing up the number of lots, places or tracts of land separately assessed, and of each assessment of personal property, shown to be collected on, on the Delinquent List, and multiplying such footing by twenty-five, which shall give this amount in dollars and cents, for which the Tax Collector shall be chargeable as costs collected and for which he shall produce the Treasurer's receipts; and the Treasurer shall be charged with the amount of said receipts.

Sec. 19. When the Tax Collector makes to the Treasurer his monthly reports of collections made on the Delinquent List, he shall report under each the amount of costs collected by him on said list, computed as in preceding section, and shall pay said sum to the Treasurer, who shall give him a separate receipt for the same and at once turn such receipts into the general fund.

Sec. 20. For a failure on the part of any of the officers named herein to perform any of the duties required of them, such officers failing shall be liable to said City on his official bond, for all damages, loss and detriment, together with a penalty of One Hundred Dollars, which amount may be recovered in the proper court at once on such default.

Sec. 21. All provisions of parts of ordinances in relation to collection of taxes, heretofore passed, and this ordinance shall be in force from and after its passage and publication.

Passed and approved at a regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 29th day of September, A. D. 1930.

Attest: H. T. CHRISTIAN, City Clerk

Published by Authority: 1883

CHARTER ORDINANCE NO. 90.

Fixing Rates to be Charged for Water Supplied to Consumers within the City of San Diego.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, does ordain as follows:

Section 1. On and after the first day of July 1883, it shall be lawful for any person, or association of persons, or water company, supplying water to the inhabitants of the City of San Diego, to charge, collect and receive therefor the rates fixed as follows, to-wit:

- 1st. For water furnished tenements occupied by a family of not more than three persons, \$2.00 per month, and to tenements occupied by a family of more than five persons, \$3.00 per month, and for each additional person, 25 cents per month.
- 2d. To Stores and Warehouses, from \$2.00 to \$25.00 per month.
- 3d. To small Stores and Business Offices, from \$1.00 to \$10.00 per month.
- 4th. To Saloons, \$2.00 per month.
- 5th. To Dental Rooms, \$2.00 per month.
- 6th. To Bakeries, for monthly use of flour, for each 25 barrels, \$3.00 per month.
- 7th. To Blacksmith Shops, from \$2.00 to \$3.00 per month.
- 8th. To Livery Stables, including carriage washing for each horse, \$1.00 per month.
- 9th. To Feed Yards, from \$5.00 to \$25.00 per month.
- 10th. To persons slacking lime, 25 cents per barrel.
- 11th. To persons for wetting bricks, 15 cents per 1,000.
- 12th. To persons keeping Horse and Carriage, \$1.00 per month.
- 13th. To Barber Shops of single chair, \$1.00 per month, and for each additional chair, 50 cents per month.
- 14th. To Water Troughs of sidewalks, from \$2.00 to \$5.00 per month.
- 15th. To Water Closets, private, \$1.00 per month.
- 16th. To Water Closets, public, \$3.00 per month.
- 17th. To Bath Tubs, private, in one family, \$1.00 per month.
- 18th. To Bath Tubs, public, in Barber Shops and Boarding Houses, \$3.00 per month.
- 19th. To Horse or Cow, 50 cents per month.
- 20th. To Wagon Shops, \$2.00 per month.
- 21st. To Coffee Houses, open day and night, \$5.00 per month.
- 22d. To Streets. The rates for water furnished to consumers through Meters are fixed as follows: a. In quantities of, and including, 4,000 gallons, at 50 cents per month, and 1,000 gallons, and not in quantities in excess of 4,000 gallons, and not including 4,000 gallons, used in any one month, at \$1.00 per month. b. In quantities exceeding 4,000 gallons, used in any one month, at \$1.00 per month, and in quantities exceeding 40,000 gallons, provided, nevertheless, that water over 40,000 gallons, provided, nevertheless, that all water so furnished for the purpose of sprinkling, or wetting the streets of the city, by any person, shall be charged at the rate of \$1.00 per 1,000 gallons in all cases.
- 23d. To Waterworks furnished to Hotels, Steam Engines, Gas Machines or Works, Wash Houses (Chinese or otherwise), and for the purpose of irrigation, when such rates cannot be agreed upon, the meter rates shall govern.
- 24th. For water required and used for purposes not specified in the above rates, the rates shall be in accordance with, and in conformity to, said above tariff rates.

Sec. 2. Any person or association of persons, or water company, so furnishing water in said City, shall have power in all cases to apply meters and collect at meter rates. All water rates, except Meter Rates, are due and payable monthly in advance, and if not so paid, shall be subject to an addition of 5 per cent. Meter Rates are due and payable monthly on presentation of bill, and upon Meter Rates in advance monthly deposits for each month, not exceeding three-fourths of the value of the estimated quantity of water to be consumed, may be required. In all cases where meters are used, the consumer shall pay 25 cents per month for the use, cleaning and repairing of such meter.

Passed, approved and adopted by the Board of Trustees of the City of San Diego, State of California, in regular adjourned meeting assembled, this 28th day of February, 1930.

Attest: H. T. CHRISTIAN, City Clerk and Clerk of said Board.

Published by Authority:

CHARTER ORDINANCE NO. 89.

Fixing Rates to be Charged for Gas Supplied within the City of San Diego.

THE CITY OF SAN DIEGO, acting by and through its Board of Trustees, does ordain as follows:

- Section 1. On and after the first day of July 1880, it shall be lawful for any person or Gas Company, supplying Gas to the inhabitants of the City of San Diego, to charge and receive therefor the following rates, to-wit:
- 1st. From consumers using and consuming Three Thousand Feet and under, per month, the rate of Five Dollars per Thousand Feet.
- 2d. From consumers consuming and using more than Three Thousand Feet per month, the rate of Five Dollars per Thousand Feet for the first Three Thousand Feet, and Four Dollars per Thousand Feet for any excess over Three Thousand Feet.

Passed and approved by the Board of Trustees of the City of San Diego, State of California, in regular meeting assembled, this 24th day of February, 1930.

Attest: H. T. CHRISTIAN, City Clerk and Clerk of said Board.

(Published by Authority.)

CHARTER ORDINANCE NO. 87.

Amending Charter Ordinance No. 76 (New Charter) by making City Taxes become delinquent on the first day of February, each year, and fixing the penalties of this Tax Collector.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, ordains as follows:

Section 1. That section numbered 4 of Charter Ordinance No. 76, which provides for the Collection of City Taxes, and the same is hereby amended by substituting and inserting the word "January" instead of the word "February" therein.

Sec. 2. That Sections 4, 7 and 12 of said Ordinance be amended by substituting and inserting the word "February" instead of the word "March" wherever said word "March" occurs therein.

Sec. 3. That Section 5 of said Ordinance be amended by substituting and inserting the word "March" instead of the word "April" therein.

Sec. 4. That Section 10 of said Ordinance be amended by substituting and inserting the word "April" instead of the word "May" therein.

Sec. 5. That Section 6 be amended by substituting and inserting the word "two" instead of the word "three" therein.

Sec. 6. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the 11th day of November, A. D. 1887.

R. P. JONES, President.

Attest: H. T. CHRISTIAN, City Clerk and Clerk of said Board.

1887

(Published by Authority.)

CHARTER ORDINANCE NO. 84.

(NEW CHARTER.)

1887

To Amend Charter Ordinance No. 76 (New Charter).

BE IT ORDAINED BY THE CITY, by and through its Board of Trustees, as follows:

Section 1. Section fifteen of Charter Ordinance No. 76 (New Charter) is hereby amended so as to read as follows:

Sec. 15. In case there is no purchaser of such property is sold, for sale it shall be offered again on some subsequent day and if thereafter there is no purchaser, the same shall be by the Tax Collector returned and marked "Not sold" on said Delinquent List opposite such property.

Section 2. Section sixteen of Charter Ordinance No. 76 (New Charter) is hereby amended so as to read as follows:

Sec. 16. The City Tax Collector on or before the first Monday in May, must attend at the office of the City Clerk with the Delinquent List; and the Clerk must then compare the List with the assessment of persons and property not marked paid on the Assessment Book; and when taxes have been paid must note the "Tax Collector" column of the Assessment Book distinguishing payments by sale by adding to the word "Paid" the words "by sale." These must then be administered to the Tax Collector in oath, which shall be written and subscribed for the Delinquent List; that all assessments in said List, which have been paid, have been so marked thereon, and when such payment has been by sale, that that fact appears so endorsed on said List; and when paid without sale, that the date of such payment is so endorsed on said List; and that the words "Not paid" do not appear marked against any property on said List; that the taxes for which have been collected by him either by sale or otherwise, be then returned to the Clerk must then foot up the taxes remaining unpaid on said List, and credit the Tax Collector with the amount of such footings; and then there have a final settlement with him; and require of him the receipts of the Treasurer for the amount of taxes and penalty collected by him, and also a separate receipt from the Treasurer for one-half of the costs shown to be collected by him.

Section 3. At the time the City Clerk foots up the Assessment Roll for the next succeeding year, he shall transfer from the previous year's Delinquent List all taxes, penalties and costs shown to be unpaid on said Delinquent List standing against any property, and the same shall be collected as the tax on such property is collected; and when not so paid, carried forward to before year to year. The Treasurer shall be charged with such taxes as his receipts in the Tax Collector's hands shall cover.

Passed and approved at an adjourned regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 12th day of April, A. D. 1887.

R. P. JONES, President.

Attest: THOMAS WHEALEY, City Clerk.

CHARTER ORDINANCE NO. 76.

(New Charter.)

o Provide for the Collection of City Taxes.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, ordains as follows:

SECTION 1. As soon each year as the Board of Equalization shall have completed its work as provided in Section Ten, Sub-division Fifteen of the City Charter, the Assessment Books shall be delivered to the City Clerk, who must compute and enter in a separate money column in said books, the respective sums in dollars and cents of the taxes levied on the property therein, and must foot up the columns, showing the total assessed value of the property in said City as corrected and equalized by the Board of Equalization, and the total amount of the taxes assessed thereon.

SEC. 2. On or before the first Monday in December he must deliver said Assessment Book, so footed up and computed, to the Tax Collector of the City, with his affidavit thereto attached in effect as follows:

"County of San Diego, ss.
"State of California, ss.

"I, _____, Clerk of the City of San Diego, do swear that I received the annexed Assessment Book of said City for the fiscal year ending December 31st, A. D. (giving the year); I have reckoned the respective sums due as taxes on the property listed herein for said year, according to the levy heretofore made by the Board of Trustees of said City, and have footed up the respective columns of valuations and taxes, as required by law, and that the annexed is a full and true computation of the same." Which affidavit must be signed by said Clerk, and sworn to before some officer authorized by law of this state to administer oaths.

SEC. 3. On delivery of said Assessment Book to said Tax Collector the Clerk shall charge said Tax Collector with the full amount of the taxes due on said Assessment Book, and must report said amount to the Board of Trustees at their next regular meeting.

SEC. 4. On or before the _____ day of February, after the receipt of said Assessment Book, said Tax Collector must publish a notice specifying:

1. That the City Taxes for the City of San Diego for the fiscal year A. D. (naming the year), are now due and payable.
2. The time and place when and where such taxes may be paid.
3. That all such taxes remaining unpaid

said notice shall be published on the first Monday of March, and shall be published two weeks; and all such taxes not paid on or before six o'clock P. M. of the said first Monday of March, shall become delinquent, and thereupon a penalty of five per centum on all such delinquent taxes shall be added and collected with such delinquent taxes.

SEC. 5. On the receipt of any taxes on said Assessment Book, the Tax Collector shall at once mark the word "paid" on said Book opposite the item of property paid on, and also the date of such payment, and must give to the person so paying a receipt, specifying the amount of the assessment, and the tax paid, and a description of the property paid on, which receipt shall bear date of the payment so made.

SEC. 6. On the first Monday of each month, while engaged in the collection of taxes, the Tax Collector must file with the City Clerk his last report, and also the whole amount so collected since the receipt of the Assessment Book, and at said time must pay said taxes and penalty, so collected since his last report, to the said City Treasurer, retaining his per centum for collecting the same, not exceeding three per centum on the amount collected, taking the Treasurer's receipt for the sum so paid in; which receipt he must at once file with the City Clerk, who shall then give the Tax Collector credit for the amount of said receipt, and also his per centum for collection, and shall at once charge the Treasurer with the amount named in his said receipt.

SEC. 7. On the third Monday in March the Tax Collector must deliver to the City Clerk a complete Delinquent List of all the persons and property then owing taxes on said Assessment Book, with a penalty of five per centum on said several amounts then due added thereto, and the Clerk must compare said Delinquent List with the Assessment Book, and when satisfied that it contains all taxes due and unpaid, he must foot up the total amount of taxes on said Delinquent List and credit the Tax Collector therewith, and make a final settlement with him for the taxes charged against him for that year, and, if not all accounted for, require of him an immediate account of the deficiency still due from him.

SEC. 8. After such settlement the Clerk must re-deliver said Delinquent List duly verified in substance as provided for verifying the Assessment Book to the Tax Collector.

ately assessed and on each assessment of personal property, one half of which shall go to the City and one half to the Tax Collector in full for preparing the Delinquent List.

SEC. 13. On the day fixed for the sale or such subsequent day to which he may have postponed it, of which he must give notice, the Tax Collector, between the hours of ten o'clock A. M. and four o'clock P. M. must sell the property as advertised. He may postpone the day of sale from day to day, but such sale must be completed within three weeks from the time fixed in said original notice.

SEC. 14. Such sale shall be for the taxes, penalty and costs as above provided, and shall be made to the person who will take the least part of said property advertised and pay the amount due thereon. On receiving from the purchaser the amount of taxes, penalty and costs as above provided, the Tax Collector shall make in duplicate a certificate, dated on the day of sale, stating, when known, the name of the person assessed, a description of the land sold, the amount paid therefor, that it was sold for taxes, giving the amount and year of the assessment, and specifying when the purchaser will be entitled to a deed. Such certificate shall be signed by the Tax Collector, one copy delivered to the purchaser and the other filed in the office of the Recorder of San Diego County.

SEC. 15. In case there is no purchaser in good faith for any such property on the first day such property is offered for sale, it shall be offered again on some subsequent day of the sale, and if there is then no purchaser in good faith the said property and the whole amount thereof assessed, shall then be struck off to the City as the purchaser, and the duplicate certificate delivered to the City Treasurer, and filed by him in his office. If not redeemed within the year it shall be the duty of said Treasurer to demand, from said Tax Collector a deed for said property to said City, who shall make and execute such deeds, without fee, the City furnishing blank deeds and paying for acknowledgment. When property is thus sold to the City, such fact must be indorsed on Delinquent List opposite the tax.

SEC. 16. A redemption of the property sold may be made by the owner, or any party in interest, within twelve months from the date of the sale by paying to the purchaser or City Treasurer for the use of the purchaser the purchase money and fifty per cent thereon. It shall be the duty of the Clerk on presentation to him of the receipt of the purchaser or City Treasurer for the amount of redemption, to mark the Assessment Book for the year for which the property was sold opposite the description of the property.

SEC. 17. If the property is not redeemed within twelve months from the day of sale, the Tax Collector must, on request made of him by the purchaser or the holder of his certificate duly assigned in writing, the files in the County Recorder's office, and when the property is not marked redeemed must, on the payment to him by the holder of the certificate of a fee of two dollars and fifty cents, make to such holder a deed to the land described in said certificate, said deed reciting substantially the matters contained in said certificate, that the time for redemption of such property has expired, and no person has redeemed the same.

SEC. 18. The City Tax Collector, on or before the first Monday, if May, must attend at the office of the City Clerk with the delinquent list, and the Clerk must then compare the list with the assessment of persons and property not marked paid on the Assessment Book, and the taxes have been distinguished by sale by adding to the word "paid," on said Assessment Book, the words "by sale." There must then be administered to the Tax Collector an oath which shall be written and subscribed on the Delinquent List; that all assessments in said list which have been paid have been so marked thereon, and when such payment has been by sale that that fact appears so endorsed on said List and when paid without sale that the date of such payment is so endorsed on said List. The Clerk must then foot up the Taxes remaining unpaid and such as are sold to the City on said Delinquent List and credit the Tax Collector with the amounts and then and there have a final settlement with him, and require of him the receipts of the Treasurer for the amount of Taxes and penalty collected by him, and also a separate receipt from the Treasurer for one half the costs collected by him, which amount shall be computed by footing up the number of lots, pieces or tracts of land separately assessed, and of each assessment of personal property, shown to be collected on, on the Delinquent List, and multiplying such footings by twenty-five cents shall give the amount in dollars and cents for which the Tax Collector shall be chargeable as costs collected and for which he shall produce the Treasurer's receipt. The Treasurer shall be charged with the amounts of said receipts.

SEC. 19. When the Tax Collector makes to the Treasurer his monthly reports of collections made on the Delinquent List,

and that the annexed is a true and correct computation of the same." Which affidavit must be signed by said Clerk, and sworn to before some officer, authorized by law of this state to administer oaths.

Sec. 3. On delivery of said Assessment Book to said Tax Collector the Clerk shall charge said Tax Collector with the full amount of the taxes due on said Assessment Book, and must report said amount to the Board of Trustees at their next regular meeting.

Sec. 4. On or before the first day of February, after the receipt of said Assessment Book, said Tax Collector must publish a notice specifying:

1. That the City Taxes for the City of San Diego for the fiscal year A. D. (naming the year), are now due and payable.

2. The time and place when and where such taxes may be paid.

3. That all such taxes remaining unpaid on the first Monday in March

forthcoming shall be signed by said Tax Collector, and shall be published two weeks; and all such taxes not paid on or before six o'clock P. M. of the said first Monday of March, shall become delinquent, and thereupon a penalty of five per centum on all such delinquent taxes shall be added and collected with such delinquent taxes.

Sec. 5. On the receipt of any taxes on said Assessment Book, the Tax Collector shall at once mark the word "paid" on said Book opposite the item of such payment, and also the date of such payment, and must give to the person so paying a receipt, specifying the amount of the taxes assessed, and the tax paid, and a description of the property paid on, which receipt shall bear date of the payment so made.

Sec. 6. On the first Monday of each month, while engaged in the collection of taxes, the Tax Collector must file with the Board of Trustees a report, and also the whole amount so collected since the receipt of the Assessment Book, and at said time must pay said taxes and penalty, so collected since his last report, to the said City Treasurer, retaining his per centum for collecting the same, not exceeding three per centum on the amount collected, taking the Treasurer's receipt for the sum so paid in; which receipt he must at once file with the City Clerk, who shall then give the Tax Collector credit for the amount of said receipt, and also his per centum for collection, and shall at once charge the Treasurer with the amount named in his said receipt.

Sec. 7. On the third Monday in March the Tax Collector must deliver to the City Clerk a complete Delinquent List of all the persons and property then owing taxes on said Assessment Book, with a penalty of five per centum on said several amounts then due added thereto, and the Clerk must compare said Delinquent List with the Assessment Book, and when satisfied that it contains all taxes due and unpaid, he must foot up the total amount of taxes on said Delinquent List and credit the Tax Collector therewith, and make a final settlement with him for the taxes charged against him for that year, and, if not all accounted for, require of him an immediate account of the deficiency still due from him.

Sec. 8. After such settlement the Clerk must re-deliver said Delinquent List duly verified, in substance as provided for verifying the Assessment Book to the Tax Collector and charge him with the amount of taxes and penalty due thereon as shown by the footings, which footings shall be made by the Clerk, like as provided for the Assessment Book.

Sec. 9. On or before the first Monday of April thereafter the Tax Collector must publish the Delinquent List, giving the names of the persons and the description of the property delinquent and the amount of the taxes and penalty due therefrom opposite each name and description, with the amount due on personal property added to the amount due on real estate from the same person, to which he must append a notice that if the amount due is not paid, the real property on which such sums are a lien will be sold at public auction.

Sec. 10. Said publication must be made once a week for three successive weeks, in the newspaper having at that time a contract therefor with the Board of Trustees, if there is such a paper, and if there is no such contract then with any paper of the City the Board of Trustees may designate therefor. Such notice shall contain the time and place of such sale, which time shall not be less than twenty-one, nor more than twenty-eight days from the first publication; and the place must be in front of the building in which the Board of Trustees then hold their regular meetings, and in which they keep the City Records, naming specifically the building.

Sec. 11. As soon as such publication is completed the Tax Collector must file a copy thereof with the City Clerk, verified by his affidavit that it is a full, true, and complete copy of such publication, the date of each appearance thereof, and the name of the paper in which such publication was made.

Sec. 12. After six o'clock P. M. on the first Monday in March the Collector must collect in addition to the taxes due, five per centum added thereto as penalty; and after he receives the Delinquent List for collection on it, he must collect in addition to said taxes and five per cent. penalty, fifty cents on each lot, piece or tract of land separately

deemed within the year it shall be the duty of said Treasurer to demand, from said Tax Collector a deed for said property to said City, who shall make and execute such deeds, without fee, the City furnishing blank deeds and paying for acknowledgment. When property is thus sold to the City, such fact must be indorsed on Delinquent List opposite the tax.

Sec. 13. A redemption of the property sold may be made by the owner, or any party in interest, within twelve months from the date of the sale by paying to the purchaser or City Treasurer for the use of the purchaser the purchase money and fifty per cent. thereon. It shall be the duty of the Clerk on presentation to him of the receipt of the purchaser or City Treasurer for the amount of redemption, to mark the Assessment Book for the year for which the property was sold opposite the description

of the property, and to file the same with the City Recorder, and to require of the holder of the certificate a fee of two dollars and fifty cents, make to such holder a deed to the land described in said certificate, said deed reciting substantially the facts contained in said certificate, that the time for redemption of such property has expired, and no person has redeemed the same.

Sec. 14. The City Tax Collector, on or before the first Monday in May, must at the office of the City Clerk with the delinquent list, and the Clerk must then compare the list with the assessment of persons and property not marked paid on the Assessment Book, and when taxes have been paid, the Tax Collector must in the appropriate column of the Assessment Book, distinguishing payments by sale by adding to the word "paid," on said Assessment Book, the words "by sale." There must then be administered to the Tax Collector an oath which shall be written and subscribed on the Delinquent List; that all assessments in said list which have been paid have been so marked thereon, and when such payment has been by sale that that fact appears so endorsed on said List and when paid without sale that the date of such payment is so endorsed on said List. The Clerk must then foot up the taxes remaining unpaid and such as are sold to the City on said Delinquent List and credit the Tax Collector with the amounts and then and there have a final settlement with him, and require of him the receipts of the Treasurer for the amount of Taxes and penalty collected by him, and also a separate receipt from the Treasurer for one half the costs collected by him, which amount shall be computed by footing up the number of lots, pieces or tracts of land separately assessed, and of each assessment of personal property, shown to be collected on, on the Delinquent List, and multiplying such footings by twenty-five which shall give the amount in dollars and cents for which the Tax Collector shall be chargeable as costs collected and for which he shall produce the Treasurer's receipt. The Treasurer shall be charged with the amounts of said receipts.

Sec. 15. When the Tax Collector makes to the Treasurer his monthly reports of collections made on the Delinquent List, he shall report under oath the amount of costs collected by him on said Lists, computed as in preceding section, and shall pay said sum to the Treasurer, who shall give him a separate receipt for the same and at once turn such costs into the general fund.

Sec. 16. The Board of Trustees may make the Clerk such allowance for his services herein, and the Tax Collector such allowance for making such sales and furnishing said certificates of sale as shall be just and equitable.

Sec. 17. For a failure on the part of any of the officers named herein to perform any of the duties required by them, such officer so failing shall be liable to said City on his official bond for all damages, loss and detriment, together with a penalty of One Hundred Dollars, which amount may be recovered in the proper court at once on such default.

Sec. 18. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed, and this ordinance shall be in force from and after its passage and publication.

Passed and approved at an adjourned meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 29th day of November, A. D., 1881.

J. J. JONES, President.

(Published by Authority.)
CHARTER ORDINANCE NO. 82.
 (NEW CHARTER.)

To Promote Cleanliness in the City.
THE CITY OF SAN DIEGO, by and
 through the Board of City Trustees thereof,
 ordains as follows:

SECTION 1. It is hereby made unlawful for any person or persons to throw or put into streets, alleys, plazas, or upon any unenclosed property in the City of San Diego, except at such place as has been, or may be by the Board of Trustees designated therefor, any straw, rags, paper, hay, scrap tin or other scrap metal, glass, hoops, shales, stable litter, leathers, shavings, shells, shell-fish, or any other litter, or to burn in said streets, alleys, plazas, or any unenclosed property in the City, in the open air, any such litter or any rubbish of any kind, except upon written permission of the Board of Health of said City.

SEC. 2. It is hereby made the duty of all occupants of property in the City to keep the sidewalks, alleys and plazas in front of and adjoining such property, clean and free from all manner of litter and filth; and also to keep the back yards and all parts of such premises, clean of filth, and all such premises and privies, water-closets, cess-pools, wash-houses, laundries, stables, stock yards, and all parts of such premises, occupied or used for any purpose whatever, free from noxious and offensive smells, or unnecessary accumulations of slops, oil, litter, manure, dirt or filth of any kind, and keep the same in a cleanly and wholesome condition.

SEC. 3. The owners of any and all animals that shall die on the streets, or any public or private property within the City shall remove the carcass of such animal within a reasonable time after having knowledge of such death, from such streets or property to such place as may be provided or designated by the Board of Health, or in lieu of such removal shall bury or cause to be buried such carcass, at least three feet in the earth, at a suitable place for such burial.

SEC. 4. The Health Officer of this City is hereby authorized to appoint an Inspector, and said Health Officer, or his Inspector, is hereby instructed, directed and authorized to peaceably enter any and all premises upon giving the occupant of such premises reasonable notice of his authority, and the purpose of his entry, and to thoroughly inspect and examine all such premises and every part thereof, between sunrise and sunset of any day except Sunday, for the purpose of enforcing the sanitary regulations of the City; and at such times to require of the occupants of such premises to in all things conform to the Ordinances and sanitary regulations of said City within three days after such officer shall notify them what is required of them to comply with such regulations.

SEC. 5. Every person violating any of the provisions of this Ordinance shall, on conviction, be fined in any sum not to exceed fifty dollars.

Passed and approved at a regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the twenty-fifth day of March, A. D. 1882.

(SEAL) S. P. JONES, President.
 Attest: THOMAS WHEALEY, City Clerk.

(Published by Authority.)
CHARTER ORDINANCE NO. 80.
 (NEW CHARTER.)

An Ordinance fixing the Rates to be Collected by any Person or Water Company for the use of Water supplied to the Inhabitants of the City of San Diego.

IN THE NAME AND BY THE AUTHORITY of the City of San Diego.
 The City of San Diego, acting herein by the Board of Trustees, does ordain as follows, to wit:

SECTION 1.

On and after the first day of July, 1882, it shall be lawful for any person or Water Company supplying water to the inhabitants of the City of San Diego to charge and receive therefor as follows, to wit:

- 1st. Tenements occupied by a family of not more than three persons, per month, \$2 00.
- 2d. Tenements occupied by a family of not more than five persons, per month, \$2 50; and for each additional person, per month, 25 cents.
- 3d. Stores and Warehouses, per month, from \$2 00 to \$3 00.
- 4th. Small Stores and Business Offices, per month, \$1 00 to \$1 50.
- 5th. Saloons, per month, \$2 00.
- 6th. Dentists' Rooms, per month, \$2 00.
- 7th. Bakeries, for monthly use of flour, each 25 barrels, \$1 00 per month.
- 8th. Blacksmiths' Shops, per month, from \$2 00 to \$3 50.
- 9th. Livery Stables, including carriage washing, for each horse per month, \$1 00.
- 10th. Feed Yards, per month, from \$6 00 to \$25 00.
- 11th. Stacking Lime, per barrel, 25 cents.
- 12th. Wetting Bricks, for each 1,000, 15 cents.
- 13th. Horse and Carriage, per month, \$1 00.
- 14th. Barber shops, per single chair, per month, \$1 50; and for each additional chair, per month, 50 cents.
- 15th. Hotels, where prices cannot be agreed upon, at \$1 50 per thousand gallons by meter.
- 16th. Irrigation, where prices cannot be agreed upon, at \$1 50 per thousand gallons by meter.
- 17th. Water Troughs on sidewalks, per month, from \$2 00 to \$5 00.
- 18th. Water Closets, private, per month, \$1 00.
- 19th. Water Closets, public, per month, \$3 00.
- 20th. Steam Engines, where prices cannot be agreed upon, at \$1 50 per thousand gallons by meter.
- 21st. Street Sprinkling, at \$1 50 per thousand gallons by meter.
- 22nd. Bath Tubs, private, in one family, per month, \$1 00.
- 23d. Bath Tubs, public, in barber shops and boarding houses, per month, \$3 00.
- 24th. Gas Machines, at \$1 50 per thousand gallons by meter.
- 25th. Wash Houses, Chinese or otherwise, when prices cannot be agreed upon, at \$1 50 per thousand gallons by meter.
- 26th. H-rac or Cow, per month, \$3 cents.
- 27th. Wagon Shops, per month, \$2 00.
- 28th. The San Diego Water Company shall have power in all cases to apply meters and collect at meter rates.
- 29th. All Water Rates, except Meter Rates, are due and payable monthly in advance; and if not so paid, shall be subject to an addition of 5 per cent.
- 30th. Coffee Houses, open day and night, per month, \$5 00.
- 31st. Meter Rates are payable monthly on presentation of bill, and, upon meter rates, a deposit not exceeding three-fourths (¾) of the value of the estimated quantity of water to be consumed, may be required.
- 32d. For water required for purposes not specified in the above tariff, the rates shall be in accordance with the above rates.
- 33d. In all cases where meters are used, consumers shall pay the Water Company Twenty-five Cents per month for the use, cleaning and repairing of each of said meters.

Passed and approved at an adjourned regular meeting of the Board of City Trustees of the City of San Diego, State of California, held on the 21st day of February, A. D. 1882.
 (SEAL) S. P. JONES, President.
 Attest: THOMAS WHEALEY, City Clerk.

PUBLISHED BY AUTHORITY
Charter Ordinance No. 67

NEW CHARTER
Act to Slaughter-Houses and Yards

THE CITY OF SAN DIEGO, BY AND
through their Board of Trustees, Ordains
as follows:
Sec. 1. It is unlawful for any person to
open or use within the Public City of San Diego
any slaughter house or slaughter yard, with-
out permission of the Board of Trustees.
Sec. 2. Every person who violates Section
1 of this Ordinance shall be fined not less than
the costs of prosecution, including Ten Dol-
lars for the City Attorney's costs, not more
than Fifty Dollars; provided, each day such
slaughter house shall be maintained without
such permission from the Board of Trustees is
hereby declared to be an infraction of Section
1 and for each and every day such slaughter
house or yard is so used, the person or persons
so using it shall upon conviction be fined, as
aforesaid.
Sec. 3. Persons convicted of violating this
Ordinance shall be confined in the county jail
until such fine is paid not exceeding one day
for each dollar of the fine.
Sec. 4. All ordinances or parts of ordinan-
ces in conflict with this ordinance are hereby
repealed.
PASSED AND APPROVED at a special meeting of
the Board of Trustees of the City of San Diego,
State of California, held on the 18th day of
JANUARY, 1901.
W. P. JONES, President
THOS. WHALEY, City Clerk

with a like exception as aforesaid, in which said City has any right, title or interest, provided, however, that, such tracks shall

dictown at least one passenger Depot, with all the necessary conveniences for the ordinary and usual accommodation of public travel, and on or before January 1st, 1880, shall also establish and thereafter continuously maintain on said line, between the foot of Ash Street in Middletown as above said and the west line of Twenty-sixth Street, what is usually known as the Texas and Pacific Railway lands, and as said Twenty-sixth Street is designated on the map of South San Diego, a Freight Depot, with all the necessary conveniences for the ordinary and usual accommodation of public travel.

Sec. 3. Whenever said road shall cross or pass over any street, highway, sidewalk, or alley in said City, now or hereafter used for travel, said Company shall pass and maintain such street, highway, sidewalk, or alley at such crossings in good condition for public convenience and travel.

Sec. 4. Said Company shall be liable for all damages which may be adjudged in favor of owners of property, or to other persons, because of the granting of this Ordinance.

Sec. 5. Said Rail Road Company may, and it is hereby authorized to lay and use temporary tracks, for purposes of construction, through, over, under, across, along, and along any and all lands, submerged, overflowed and other lands, belonging to said City, with a like exception as aforesaid, in which said City has any right, title or interest.

Provided, however, that such tracks shall be laid and the trains on them operated in such a manner as to interfere as little as possible with the convenience of public travel, and shall not be maintained or operated for a longer time than is reasonably necessary for purposes of construction of the said line, and in no event beyond January 1st, 1882.

And provided further, that on or before January 1st, 1882, or when said construction shall be completed, said Company shall remove said temporary tracks, and restore said premises occupied for the same condition as they were in prior to such occupation.

Sec. 6. Said Company shall have no right, power or license under said Ordinance, or any part thereof, unless, within 30 days after the passage hereof, with the City Clerk of this City, it has notified that said Company accepts this Ordinance, unless on or before September 1st, 1881, the said Company shall locate the line of said Road through this City as aforesaid, and shall file in the Office of the Recorder of San Diego County, California, a true, correct map and profile of said line as aforesaid, and thereafter the right granted by this Ordinance shall be deemed to have been accepted.

Sec. 7. A failure of said Company to comply with any and all the requirements of this Ordinance shall constitute a forfeiture of all rights and privileges granted hereby, and shall be null and void.

Sec. 8. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved by the Board of Trustees of the City of San Diego, this eleventh day of November, A. D. 1880.

(SEAL) S. P. JONES, President.

Attest: THOMAS WHEATLY, City Clerk.

TO THE HONORABLE BOARD OF

Trustees of the City of San Diego.

You are hereby notified that the California Southern Rail Road Company, accepts Ordinance No. 58, New Charter, passed November 11th, 1880, as is more fully shown by the annexed resolution, which is referred to herewith, and made part of this notice of acceptance.

(SEAL) S. P. JONES, A. LUCAS, Vice President and Attorney for the California Southern Rail Road Company.

Novemb. 12th, 1880.

Resolved, That the Board of Directors of the California Southern Rail Road Company, in regular meeting assembled, acting for and on behalf of said Corporation, do hereby accept the Ordinance passed by the Board of Trustees of the City of San Diego on November 11th, A. D. 1880, and numbered 58, New Charter, in relation to granting to the California Southern Rail Road Company, the right of way through the streets of said city, for its railway, switches, etc., and we hereby designate and authorize the Vice President and Attorney of the Company, Moses A. Lucas, to notify said Board of Trustees of our acceptance of said Ordinance, and to execute and file in the City Clerk's and County Recorder's offices such notice, papers and maps as are or may be necessary to fully comply with the conditions of said Ordinance, as to our acceptance thereof.

OFFICE OF THE CALIFORNIA SOUTHERN RAIL ROAD COMPANY.

SAN DIEGO, CAL., Nov. 24th, 1880.

I hereby certify that the foregoing is a true and correct copy of a resolution passed by the Board of Directors of the California Southern Rail Road Company.

Said Board, held at the office of said Company in San Diego, November 23d, 1880, and resolution appears upon the records of said Company.

In witness whereof I have hereunto affixed my hand and private seal (no Corporate seal having yet been provided) this day and year first above written.

(SEAL) G. NORMAN WEAVER, Secretary of California Southern Rail Road Company.

CLERK'S OFFICE OF THE CITY OF SAN DIEGO.

San Diego, November 27th, 1880.

THIS IS TO CERTIFY that the foregoing

is a true and correct copy of the

Notices of Acceptance of Charter Ordinance Number Fifty-Eight, New Charter, was this day received, and is now on file in my Office.

Witness my hand and the Corporate Seal of said City, the day of the date of this certificate.

(SEAL) THOMAS WHEATLY, City Clerk.

Charter Ordinance No. 57

(NEW CHARTER.)

THE CITY OF SAN DIEGO, ACTING

herein, through its Board of Trustees

does ordain as follows:

Section 1. That the said City, Moses A. John, Caperton, of the City of San Francisco, California, the hereinbefore designated lands on the hereinafter specified terms, to wit: Pueblo Lots 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 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2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2681, 2682, 2683, 2684, 2685, 2686, 2687, 2688, 2689, 2690, 2691, 2692, 2693, 2694, 2695, 2696, 2697, 2698, 2699, 2700, 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709, 2710, 2711, 2712, 2713, 2714, 2715, 2716, 2717, 2718, 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2729, 2730, 2731, 2732, 2733, 2734, 2735, 2736, 2737, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2745, 2746, 2747, 2748, 2749, 2750, 2751, 2752, 2753, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2768, 2769, 2770, 2771, 2772, 2773, 2774, 2775, 2776, 2777, 2778, 2779, 2780, 2781, 2782, 2783, 2784, 2785, 2786, 2787, 2788, 2789, 2790, 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2798, 2799, 2800, 2801, 2802, 2803, 2804, 2805, 2806, 2807, 2808, 2809, 2810, 2811, 2812, 2813, 2814, 2815, 2816, 2817, 2818, 2819, 2820, 2821, 2822, 2823, 2824, 2825, 2826, 2827, 2828, 2829, 2830, 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844, 2845, 2846, 2847, 2848, 2849, 2850, 2851, 2852, 2853, 2854, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2871, 2872, 2873, 2874, 2875, 2876, 2877, 2878, 2879, 2880, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 64.

(NEW CHARTER.)

To Repeal Lapsed, Illegal, and Unused
Franchises and Grants.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, Ordains as follows, to wit:

SECTION 1.—Charter Ordinance numbered twenty-four (24), old Charter, passed and approved February 5th, A. D. 1873, authorizing and directing the President and Clerk of the Board of Trustees of the City of San Diego to execute in the name of and under the seal of said City and to deliver to the Texas and Pacific Railway Company a bond in the penal sum of One Hundred Thousand Dollars in gold coin, payable to said Company conditioned that said City will procure for said Company a perfect title to such depot grounds within the City limits and within limits selected by Col. Thomas A. Scott; also the right of way through said City and County of San Diego, for said Company's Railroad, at least one hundred feet wide from the Colorado River to said depot grounds; also that said City will procure for said Company such title as shall be acceptable to said Company for at least one hundred acres of tide and submerged lands on the Bay of San Diego, opposite and adjacent to the lands which may be selected for depot purposes, &c., &c., is hereby repealed.

SEC. 2.—Charter Ordinance numbered twenty-five (25), old Charter, not dated, granting to the Texas and Pacific Railway Company its successors and assigns, the free right of way for its railroad track or tracks, switch or switches one hundred feet in width from the Weir or Reservation of Middletown to the Southeasterly boundary line of said City, is hereby repealed.

SEC. 3.—Charter Ordinance numbered thirty-eight (38), passed and approved June 20th, A. D. 1873, granting right of way to the Texas and Pacific Railway Company for its railroad track and tracks, switch and switches and for other proper railroad uses, one hundred feet in width over, across, and along all the public avenues, streets, alleys, highways, parks and plazas in the City of San Diego, and over, across, and through any and all lands belonging to said City from the lands of the Texas and Pacific Railway Company adjoining Mansuet and Schiller's Addition to said City through said City, to and through Pueblo Lot numbered 1208 in said City, is hereby repealed.

SEC. 4.—Charter Ordinance numbered forty (40), old Charter, passed and approved August 4th, A. D. 1873, granting right of way to the Texas and Pacific Railway Company, a right of way one hundred feet wide for its railroad track and tracks, switch and switches, and all other equal and proper railroad uses, over and through any and all the lands belonging to said City of San Diego and all the public highways therein from the north line of Pueblo Lot numbered 1208 thence northerly to the northeastern boundary line of said City, is hereby repealed.

SEC. 5.—Charter Ordinance numbered twenty-two (22), old Charter, passed and approved February 5th, A. D. 1873, providing for the issue of Bonds of this City for the purpose of carrying out an agreement made by the citizens Committee of Forty with Col. Thomas A. Scott, President of the Texas and Pacific Railway Company not to exceed the amount of one hundred and fifty thousand dollars is hereby repealed as to any and all of said Bonds and the amount of said \$150,000, which has not been issued and negotiated and the unpaid bonds of said amount are hereby cancelled and rendered null and void for any and all purposes and all power or authority or pretended power or authority in any or all the officers of this City, agents, trustees or other persons to issue or negotiate any or all of said unpaid bonds is hereby revoked and rendered null and void, this repeal to apply to and cancel not only the body of said unpaid bond, but all coupons or other evidences of debt pertaining thereto.

SEC. 6.—Charter Ordinance numbered nine (9), old Charter, passed and approved September 30th, A. D. 1872, granting a street railroad franchise and the right to construct, use and maintain a street railroad on certain streets of the City unto the Spring Avenue and City Railroad Company is hereby repealed.

SEC. 7.—Charter ordinance numbered ten (10), old Charter, passed and approved on the 14th day of October, A. D. 1872, granting to Oliver Eldridge, Thomas L. Smith and G. W. B. McDonald the right to build, erect, maintain and use a wharf in the Bay of San Diego at the foot of Sixth street, is hereby repealed.

SEC. 8.—Charter Ordinance numbered thirty-three (33), old Charter, passed and approved the 31st day of March 1873, granting to the Connopollion Gas Company, its successors and assigns the right to maintain gas in the City of San Diego, to lay down pipes through the streets and alleys and supply gas, &c., is hereby repealed.

SEC. 9.—Charter Ordinance numbered thirty-six (36), old Charter, passed and approved May the 12th, A. D. 1873, granting and extending to F. S. Mann and Marcus Schiller their heirs, executors, administrators and assigns a wharf franchise and the right to erect and use wharf in front of Pueblo Lot numbered eleven hundred and fifty-seven; also, the franchise granted to the same parties for the same purpose by said Board of Trustees June 30th, A. D. 1872 are hereby repealed.

SEC. 10.—Charter Ordinance numbered forty-two (42), old Charter passed and approved September 29th, A. D. 1873 granting and extending a wharf franchise to Oliver Eldridge and associates to build and maintain a wharf at the foot of Sixth street in Horton's Addition, to the City of San Diego is hereby re-

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 65.

(NEW CHARTER.)

Domestic Nuisances, and Providing for the Maintenance of Good Order.

THE CITY OF SAN DIEGO, by and through its Board of Trustees, Ordains as follows, to wit:

SECTION 1.—Every person who within the City limits keeps any Bar, Saloon, Brewery, Beer garden, or Dance house open for the purpose of transacting business therein, or permits persons to congregate therein, or thereabout between the hour of ten and a half o'clock P. M. and the hour of five o'clock A. M. is guilty of maintaining a nuisance, and shall upon conviction thereof be fined in a sum not less than the costs of prosecution, nor in any case more than fifty dollars.

SECTION 2.—Every person who within the City of San Diego permits idle, dissolute, or disorderly persons to congregate in or about any Bar, Saloon, Beer garden, Brewery, or Dance house owned by or in charge of such person, is guilty of maintaining a nuisance, and for every such offense shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars.

SECTION 3.—Every person who within the City of San Diego keeps or permits women or girls other than members of his or her family, and domestic servants reasonably required in and about his or her household for the proper care thereof, to stay in or about premises on which such person or any other person keeps vicious, malt, or intoxicating liquors for sale to be drunk on such premises, is guilty of maintaining a nuisance and on conviction thereof shall be fined not less than the costs of prosecution nor in any case more than fifty dollars.

SECTION 4.—Whenever two or more Indians or other persons, male or female, or both, get together on the streets or sidewalks, in public or private buildings, on public or private property within a public part or parts of said City and stand or sit idle about in an idle manner, without any employment, business or purpose, which is lawful or proper, either in the day or night time, they and each of them shall be deemed guilty of maintaining a nuisance and upon conviction each of them shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars; and it shall be lawful for the Sheriff of San Diego County, his Deputies and assistants, or any of the Constables of the Township of San Diego, in said County aforesaid, or their Deputies and assistants to disperse such persons and compel them to depart from such places; but when such persons persistently refuse to obey such orders after having been duly warned to leave, then it shall be the duty of such officer to arrest the said parties and take them before the proper courts and prefer the proper charges against them thereof.

SECTION 5.—Every person who within the limits of said City wantonly or threateningly draws any knife or pistol except in his or her necessary and lawful self defense, and every person who wantonly or carelessly shoots any pistol or gun in said City limits, shall be deemed guilty of an act of disorder, and upon conviction thereof shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars.

SECTION 6.—Every person who shall appear upon the streets, sidewalks, or other public places in said City, or upon private property in said City to the annoyance of any one, in a state of intoxication, shall be deemed guilty of a nuisance, and shall be fined, therefor not less than the costs of prosecution, nor in any case more than fifty dollars.

SECTION 7.—The City Attorney shall prosecute all complaints for violations of the provisions of this Ordinance, and upon every conviction thereunder shall have taxed as his costs for his time and benefit the sum of seven dollars and fifty cents, which costs shall be included in making up the amount of fine in every case of such conviction.

SECTION 8.—When judgments are entered against persons for violations of this Ordinance, any of its provisions, the judgment shall be that if said fine is not paid, the defendant shall be confined in the county jail until the same is paid, not exceeding, however, one day for each dollar of the fine, and the Sheriff of the County of San Diego is hereby authorized to keep in such jail all of said prisoners, the City paying the necessary expense of such prisoners while so confined.

SECTION 9.—All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed, and this Ordinance is declared to be in full force from and after its passage.

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 66.
(NEW CHARTER.)

Appointing Superintendent of Streets and Highways in the City for the year 1881.

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees ordains as follows:

SECTION 1. Edmund L. Jones is hereby appointed Superintendent of Streets and Highways in said City during the pleasure of this Board.

SEC. 2. It is and shall be his duty—

1. To take charge of the streets and highways within the Pueblo, keep them clear of obstruction and in good repair, under the instructions of this Board.

2. Give two days notice, printed or written to each inhabitant of said City liable to do work on the roads, when, where, with what implements, and under whose direction work is to be performed, the same and to see a copy of all the aforesaid notices on file with certificates of service endorsed thereon.

3. Make to the Board of Trustees on the 31st day of March, the 30th day of June, the 30th day of September, and the 31st day of December, of each year his report, duly verified, showing the names of all persons by him listed to work; the days work performed by each person who has been, by him notified, and the names and amounts paid by persons who have paid commutation instead of performing work; the items of labor performed at each separate point where work has been done, and amount thereof; the manner in which, and the time when the same was done, an account of every day he himself has been employed about said work; and the nature and items of his services rendered, the aggregate collected by him for commutation money and the amount on hand.

SEC. 3.—The Superintendent of Streets and highways shall warn out those subject to a road poll tax and work in each three months of the year enough of the road poll tax only to keep the streets and highways in such repair as is directed by the Board of Trustees; provided always that during the quarter ending December 31st he shall duly notify all persons to work on said streets and highways who are liable and who have not worked or paid their road poll taxes for the year; and if such work is not all needed during said last quarter to put and keep the roads and streets in such repair, he shall as early in the last quarter of the year as practical report that fact to the Board of Trustees, and also at the same time report to said Board the amount of unexpended labor he will have available more than is required to put and keep said streets and highways in such repair, which said excess he shall dispose of in the manner as by the Board directed.

SEC. 4.—The said Superintendent of Streets and Highways shall have a compensation of Three Dollars per day for each and every day actually and necessarily employed in and about his said work; provided, said Superintendent shall at no time expend on said streets or roads anything more than the amount directed by the Board.

SEC. 5.—This Ordinance shall be in full force and effect from and after its passage.

SEC. 6.—All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the 17th day of January, A. D. 1881.

(SEAL) S. P. JONES, President.

Attest: THOMAS WALKER, City Clerk.

sale of Bonds of this City for the purpose of carrying out an agreement made by the citizens Committee of this City with Col. Thomas A. Scott, President of the Texas and Pacific Railway Company not to exceed the amount of one hundred and fifty thousand dollars is hereby repealed as to any and all of said Bonds and the amount of said \$150,000, which has not been issued and negotiated and they the unsold bonds of said amount are hereby cancelled and rendered null and void for any and all purposes and all power or authority or pretended power or authority in any or all the officers of this City, agents, trustees or other persons to issue or negotiate any or all of said unsold bonds is hereby revoked and rendered null and void, this repeal to apply to and cancel not only the body of said unsold bonds, but all coupons or other evidences of debt pertaining thereto.

Sec. 6.—Charter Ordinance numbered nine (9), old Charter, passed and approved September 30th, A. D. 1872, granting a street railroad franchise and the right to construct, use and maintain a street railroad on certain streets of this City unto the Spring Avenue and City Railroad Company is hereby repealed.

Sec. 7.—Charter ordinance numbered ten (10), old Charter, passed and approved on the 14th day of October, A. D. 1872, granting to Oliver Eldridge, Thomas L. N. Smith and G. W. B. McDonald the right to build, erect, maintain and use a wharf in the Bay of San Diego at the foot of Sixth street, is hereby repealed.

Sec. 8.—Charter Ordinance numbered thirty-three (33), old Charter, passed and approved the 31st day of March 1873, granting to the Comopolitan Gas Company, its successors and assigns the right to manufacture gas in the City of San Diego, to lay down pipes through the streets and alleys and supply gas, etc., is hereby repealed.

Sec. 9.—Charter Ordinance numbered thirty-six (36), old Charter, passed and approved May the 12th, A. D. 1873, granting and extending to J. S. Mannasse and Marcus Schiller their heirs, executors, administrators and assigns a wharf franchise and the right to erect and use a wharf in front of Pueblo Lot numbered eleven hundred and fifty-seven and also the franchise granted to the same parties for the same purpose by said Board of Trustees July 30th, A. D. 1871 are hereby repealed.

Sec. 10.—Charter Ordinance numbered forty-two (42), old Charter, passed and approved September 29th, A. D. 1873, granting and extending a wharf franchise to Oliver Eldridge and associates to build and maintain a wharf at the foot of Sixth street in Horton's Addition to the City of San Diego is hereby repealed.

Sec. 11.—Charter Ordinance numbered forty-three (43), old Charter, passed and approved October 13th, A. D. 1873, granting to the San Diego Gas and Light Company a gas franchise in said City and the right to lay gas pipes in and through the streets, alleys, public grounds, plazas and buildings of said City and to supply gas, etc., is hereby repealed.

Sec. 12.—Charter Ordinance numbered sixty-four (64), Old Charter, passed and approved September 29th, A. D. 1873, granting and extending a wharf franchise to Seneca Martinez and associates at the foot of Sixth Street in Horton's Addition to San Diego, is hereby repealed.

Sec. 13.—Charter Ordinance numbered seventy-three (73), Old Charter, passed and approved the 7th day of June, A. D. 1875, granting and extending wharf franchise to Mannasse & Schiller at their Addition in Pueblo Lot numbered 1157, etc., is hereby repealed.

Sec. 14.—Charter Ordinance numbered twelve (12) New Charter, passed and approved the 9th day of November, A. D. 1876, granting to George Neale and associates a gas franchise to build, erect and maintain gas-works and to manufacture gas, lay down gas-pipes, etc., in the City of San Diego is hereby repealed.

Sec. 15.—Charter Ordinance numbered fourteen (14) New Charter, passed and approved the 24th day of January, A. D. 1877, granting and extending a wharf franchise to Simon Martinez and associates at the foot of Sixth Street in Horton's Addition to San Diego is hereby repealed.

Sec. 16.—Charter Ordinance numbered eighteen (18) New Charter, passed and approved the 4th day of June, A. D. 1877, granting and extending unto J. S. Mannasse and Marcus Schiller franchise for a wharf in front of Pueblo Lot numbered 1157 in the City of San Diego is hereby repealed.

Sec. 17.—Charter Ordinance numbered twenty-seven (27) New Charter, passed and approved February 4th, 1878, granting and extending a wharf franchise unto Louis Rose for a wharf in front of La Playa in the Bay of San Diego is hereby repealed.

Sec. 18.—Charter Ordinance numbered twenty-eight (28) New Charter, passed and approved the 4th day of February, A. D. 1878, authorizing Louis Marks and Emanuel Blochman, their associates, successors and assigns to build and erect gas-works in the City of San Diego, to lay down mains, gas-pipes, in the streets, etc., of said City is hereby repealed.

Sec. 19.—Charter Ordinance numbered forty-two (42) New Charter, passed and approved June 24, A. D. 1879, granting and extending unto Joseph S. Mannasse and Marcus Schiller, their executors, administrators and assigns, a wharf franchise for a wharf in front of Pueblo Lot numbered 1157 in the Bay of San Diego is hereby repealed.

Sec. 20.—Charter Ordinance numbered forty-nine (49) New Charter, passed and approved the 15th day of December, A. D. 1879, granting unto Joseph S. Mannasse et als, their associates and assigns, a street railroad franchise to lay railroad track through the streets and highways of the City, with the right to construct, equip and maintain a street railroad and to run cars thereon is hereby repealed.

Sec. 21.—All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an Adjourned Meeting of the Board of Trustees of the City of San Diego, State of California, held on the 31st day of January, A. D. 1881.

PUBLISHED BY AUTHORITY.
Charter Ordinance No. 63.
(NEW CHARTER.)

Appointing Superintendent of Streets and Highways in the City for the year 1881.
THE CITY OF SAN DIEGO, BY AND through its Board of Trustees ordains follows:

Section 1. Edmund L. Jones is hereby appointed Superintendent of Streets and Highways in said City during the pleasure of this Board.

Sec. 2. It is and shall be his duty—
1. To take charge of the streets and highways within the Pueblo; keep them open, unobstructed and in good repair, under the instructions of this Board.

2. Give two days notice, printed or written to each inhabitant of said City liable to do work on the roads, when, where, with what implements, and under whose direction, work to be performed, the same; and to have a copy of all the aforesaid notices on file with certificates of service endorsed thereon.

3. Make to the Board of Trustees on the 31st day of March, the 30th day of June, the 30th day of September, and the 31st day of December, of each year his report, duly verified, showing the names of all persons by him listed to work; the days work performed by each person who has been by him notified, and the names and amounts paid by persons who have paid commutation instead of performing work; the items of labor performed at each separate point where work has been done and amount thereof; the manner in which, and the time when the same was done; an account of every day he himself has employed about said work, and the nature and items of his services rendered; the aggregate collected by him for commutation money and the amount on hand.

Sec. 3. The Superintendent of Streets and highways shall warn off those subject to a road poll tax and work in each three months of the year enough of the road poll tax only to keep the streets and highways in such repair as is directed by the Board of Trustees; provided always that during the quarter ending December 31st he shall duly notify all persons to work on said streets and highways who are liable and who have not worked or paid their road poll taxes for the year, and if such work is not all needed during said last quarter, to put and keep the roads and streets in such repair, he shall as early in the last quarter of the year as practical report that fact to the Board of Trustees, and also at the same time report to said Board the amount of unexpended labor he will have available more than is required to put and keep said streets and highways in such repair, which said excess he shall dispose of in the manner as by said Board directed.

Sec. 4. The said Superintendent of Streets and Highways shall have a compensation of Three Dollars per day for each and every day actually and necessarily employed in and about his said work; provided said Superintendent shall at no time expend on said streets or roads anything more than the amount directed by the Board.

Sec. 5. This Ordinance shall be in full force and effect from and after its passage.

Sec. 6. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the 17th day of January, A. D. 1881.

(SEAL) E. P. JONES, President

Attest: THOMAS WHALEY, City Clerk

PUBLISHED BY AUTHORITY.
Charter Ordinance No. 63.
(NEW CHARTER.)

Penning Nuisances and Providing for the Maintenance of Good Order.

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees, Ordains:
Section 1. Every person who within the City limits keeps any Bar, Saloon, Brewery, Beer-garden or Dance-house open for the purpose of transacting business therein, or permits persons to congregate therein, or thereabout between the hour of ten and a half o'clock P. M. and the hour of five o'clock A. M., is guilty of maintaining a nuisance, and shall upon conviction thereof be fined in a sum not less than the costs of prosecution, nor in any case more than fifty dollars.

Section 2. Every person who within the City of San Diego permits idle, dissolute or disorderly persons to congregate in or about any Bar, Saloon, Beer-garden, Brewery, or Dance-house owned by or in charge of such person, is guilty of maintaining a nuisance, and for every such offence shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars.

Section 3. Every person who within the City of San Diego keeps or permits women or girls other than members of his or her family, and domestic servants reasonably required in and about his or her household for the proper care thereof, to stay in or about premises on which such person or any other person keeps vicious, male or intoxicating liquors for sale, to be drunk on such premises, is guilty of maintaining a nuisance, and on conviction thereof shall be fined not less than the costs of prosecution nor in any case more than fifty dollars.

Section 4. Whenever two or more Indians or other persons, male or female, or both, get together on the streets or sidewalks, in public or private buildings, on public or private property within a public part or parts of said City and stand for an idle about, or in idleness, without any employment, business or purpose, which is lawful or proper, either in the day or night time, they and each of them shall be deemed guilty of maintaining a nuisance, and upon conviction each of them shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars; and it shall be lawful for the Sheriff of San Diego County, his Deputies and assistants, or any of the Constables of the Township of San Diego, in said County aforesaid, or their Deputies and assistants to disperse such persons and compel them to depart from such places; but when such persons persistently refuse to obey such orders, after having been duly warned to leave, then it shall be the duty of such officer to arrest the said parties and take them before the proper courts and prefer the proper charges against them therefor.

Section 5. Every person who within the limits of said City wantonly or threateningly draws any knife or pistol except in his or her necessary and lawful self defense, and every person who wantonly or carelessly shoots any pistol or gun in said City limits, shall be deemed guilty of an act of disorder, and upon conviction thereof shall be fined not less than the costs of prosecution, nor in any case more than fifty dollars.

Section 6. Every person who shall appear upon the streets, sidewalks, or other public place in said City, or upon private property in said City to the annoyance of any one, in a state of intoxication, shall be deemed guilty of a nuisance, and shall be fined therefor not less than the costs of prosecution, nor in any case more than fifty dollars.

Section 7. The City Attorney shall prosecute all complaints for violations of the provisions of this Ordinance, and upon every conviction thereunder shall have taxed as his costs for his use and benefit the sum of seven dollars and fifty cents; which costs shall be included in making up the amount of fine in every case of such conviction.

Section 8. When judgments are entered against persons for violation of this Ordinance, or any of its provisions, the judgment shall be that if said fine is not paid, the defendant shall be confined in the county jail until the same is paid, not exceeding, however, one day for each dollar of the fine, and the Sheriff of the County of San Diego is hereby authorized to keep in jail in full of said prisoners; the City paying the necessary expense of such prisoners while so confined.

Section 9. All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed, and this Ordinance is declared to be in full force from and after its passage.

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 51.
 (NEW CHARTER.)

TO PREVENT FIRES.

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees ordains as follows:

Section 1.—The fire limits in said City are hereby established so as to contain all those parts of the City within the following boundaries, to wit:

Art. 1.—All that part of the First Ward bounded by Webster, Hancock, Taylor and Ounde streets in said First Ward.

Art. 2.—All that part of the Second, Third, Fourth and Fifth Wards, bounded by Date street and the Park on the north, and by the Park and Twenty-fourth street on the east, and by the Bay on the south and west.

Art. 3.—Every person who shall, within the fire limits of said city, put or cause to be put any stove-pipe, range-pipe, or pipe from any furnace, or other fire apparatus, through the walls, ceilings, partitions, floors, roofs, or other parts of any wooden building, or through the wooden part of any building constructed in part with other material, without protecting the walls, ceilings, partitions, floors, roofs, or other wooden parts of said buildings from said pipes by good and sufficient chimneys or flues constructed of brick or stone, laid up and cemented together with good lime mortar and every person who shall within said fire limits build, cause or permit to be built any fire, in any stove, range, furnace, or other fire apparatus, which shall hereafter be put up in violation of the above requirements shall be deemed guilty of maintaining a nuisance.

Sec. 2.—Whenever the Chief of the Fire Department of said City, or any member of the Board of Trustees are in good faith informed that any building, partition, or premises within said fire limits are in such condition that it shall be a fire hazard, in proper condition; it shall be lawful, at all reasonable times, for them or any two of them to examine the said premises, and if they find them in such condition, they shall notify the owner, or some person in possession of the premises, and thereafter any person who, having received such notice, shall build, cause or permit to be built any fire in said stove or other fire apparatus, or condemn the same, shall have been repaired and rendered safe to the satisfaction of at least one of the officers who condemned the same, shall be deemed guilty of maintaining a nuisance.

Art. 4.—Every person who shall remove any ashes or cinders from any fire place, stove, range, grate or other fire apparatus, and leave the same within the fire limits of said city, in any box, barrel, bucket, or other vessel, composed in whole or in part of wood, or other combustible material, shall be deemed guilty of maintaining a nuisance.

Sec. 3.—Every person convicted of violating any of the provisions of this Ordinance shall be fined in any sum not exceeding Fifty Dollars, nor less than the costs of prosecution, unless the cost exceeds Fifty Dollars, and if said fine is not paid, the judgment shall be that the party so convicted be confined in the County Jail until the same is paid, not to exceed one day for each dollar of said fine.

Sec. 4.—The City Attorney, upon receipt of a conviction of this Ordinance, shall cause every person so convicted to be taken to the County Jail, thereunder, shall have taken \$4.00 as a fee and \$2.00 as a fee.

Sec. 5.—This Ordinance shall be in full force and effect from and after its passage.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the Twenty-first day of December, A. D. 1880.

(SEAL) J. P. JONES, President.
 Attest: THOMAS WHALEY, City Clerk.

Charter Ordinance No. 60.
 (NEW CHARTER.)

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees, ordains as follows:

Section 1.—That the bond of the City Tax Collector is hereby increased from Twenty-five hundred dollars to Ten Thousand Dollars.

Section 2.—All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the Eighth day of December, A. D. 1880.

JAMES M. PIERCE, President Pro tem.
 (SEAL) Attest: THOS. WHALEY, City Clerk.

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 59.
 (NEW CHARTER.)

THE CITY OF SAN DIEGO, ACTING hereby by and through its Board of Trustees, ordains as follows:

Section 1.—The California Southern Railroad Company is hereby granted the use and occupancy for all uses and purposes necessary and reasonably incident to Depot and Terminal facilities, including warehouses, elevators, etc., of all the streets and alleys within the following prescribed limits: Beginning at the northwest corner of Block forty-seven (47) in Cleveland and Adams streets, thence easterly along the south line of said street to the east line of Twenty-fifth Street; thence southerly along said line to the line of average high water in San Diego Bay; thence westerly along said line to the east line of Twentieth (20) Street; thence southerly along said line to the place of beginning.

Provided said Company shall pay all damages which may be adjudged in favor of owners of property or other persons because of the granting of this Ordinance, or the use and occupancy of said streets and alleys hereunder.

Section 2.—The rights granted hereby are in addition to those granted in Ordinance number thirty-eight (38), passed November the 11th, 1880.

Passed and approved by the Board of Trustees of the City of San Diego, at a special meeting called and held the twenty-fourth day of November, A. D. 1880.

(SEAL) J. P. JONES, President.
 Attest: THOMAS WHALEY, City Clerk.

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 64.
 (NEW CHARTER.)
 To Repeal Lapsed, Illegal, and Unused Franchises and Grants.

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees, Ordains as follows, to wit:

Section 1.—Charter Ordinance numbered twenty-four (24), old Charter, passed and approved February 5th, A. D. 1873, authorizing and directing the President and Clerk of the Board of Trustees of the City of San Diego, to execute in the name of and under the seal of said City and to deliver to the Texas and Pacific Railway Company a bond in the penal sum of One Hundred Thousand Dollars in gold coin, payable to said Company conditioned that said City will procure for said Company a perfect title to such depot grounds within the City limits and within limits selected by Col. Thomas A. Scott; and also the right of way through said City and County of San Diego, for said Company's Rail road, at least one hundred feet wide from the Colorado River to said depot grounds; also that said City will procure for said Company such title as shall be acceptable to said Company for at least one hundred acres of tide and submerged lands on the Bay of San Diego, opposite and adjacent to the lands which may be selected for depot purposes, &c., &c., is hereby repealed.

Sec. 2.—Charter Ordinance numbered twenty-five (25), old Charter, not dated, granting to the Texas and Pacific Railway Company, its successors and assigns, the franchise of right of way for its railroad track, switch or switches one hundred feet in width from the Wedge or Reservation of Middletown to the Southeasterly boundary line of said City, is hereby repealed.

Sec. 3.—Charter Ordinance numbered thirty-eight (38), passed and approved June 20th, A. D. 1873, granting right of way to the Texas and Pacific Railway Company for its railroad track and tracks, switch and switches and for other proper railroad uses, one hundred feet in width over, across, and along all the public avenues, streets, alleys, highways, parks, and places in the City of San Diego, and over, across, and through any and all lands belonging to said City from the lands of the Texas and Pacific Railway Company adjoining Manasse and Schiller's Addition to said City through said City, to and through Pueblo Lot numbered 1208 in said City, is hereby repealed.

Sec. 4.—Charter Ordinance numbered forty (40), old Charter, passed and approved August 4th, A. D. 1873, granting right of way to the Texas and Pacific Railway Company, a right of way one hundred feet wide for its railroad track and tracks, switch and switches, and all other usual and proper railroad uses, over and through any and all the lands belonging to said City of San Diego and all the public highways therein from the north line of Pueblo Lot numbered 1208 thence northerly to the northeastern boundary line of said City, is hereby repealed.

Sec. 5.—Charter Ordinance numbered twenty-two (22), old Charter, passed and approved February 3d, A. D. 1873, providing for the issue of Bonds of this City for the purpose of carrying out an agreement made by the Citizens Committee of Forty with Col. Thomas A. Scott, President of the Texas and Pacific Railway Company not to exceed the amount of one hundred and fifty thousand dollars is hereby repealed as to any and all of said Bonds, and the amount of said \$150,000, which has been issued and sold and the interest thereon, issued bonds of said amount are hereby cancelled and rendered null and void for any and all purposes and all power or authority or pretended power or authority in any or all the officers of this City, agents, trustees or other persons to issue or negotiate any or all of said unissued bonds is hereby revoked and rendered null and void, this repeal to apply to and cancel not only the body of said unissued bond, but all coupons or other evidences of debt pertaining thereto.

Sec. 6.—Charter Ordinance numbered nine (9), old Charter, passed and approved September 30th, A. D. 1872, granting a street railroad franchise and the right to construct, use and maintain a street railroad on certain streets of the City unto the Spring Avenue and City Railroad Company is hereby repealed.

Sec. 7.—Charter ordinance numbered ten (10), old Charter, passed and approved on the 14th day of October, A. D. 1872, granting to Oliver Eldridge, Thomas L. Nesmith and G. W. B. McDonald the right to build, erect, maintain and use a wharf in the Bay of San Diego, at the foot of Sixth street, is hereby repealed.

Sec. 8.—Charter Ordinance numbered thirty-three (33), old Charter, passed and approved the 31st day of March 1873, granting to the Metropolitan Gas Company, its successors and assigns the right to manufacture gas in the City of San Diego, to lay down pipes through the streets and alleys and supply gas, &c., is hereby repealed.

Sec. 9.—Charter Ordinance numbered thirty-six (36), old Charter, passed and approved May the 12th, A. D. 1873, granting and extending to J. S. Manasse and Marcus Schiller their heirs, executors, administrators and assigns a

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 61.
(NEW CHARTER.)

TO PREVENT FIRES.

THE CITY OF SAN DIEGO, BY AND through its Board of Trustees ordains as follows:

Section 1.—The fire limits in said City are hereby established so as to contain all those parts of the City within the following boundaries, to wit:—

1. All that part of the First Ward bounded by Webster, Hancock, Taylor, and Conde streets in said First Ward.

2. All that part of the Second, Third, Fourth and Fifth Wards, bounded by Date street and the Park on the north, and by the Park and Twenty-fourth street on the east, and by the Bay on the south and west.

Sec. 2.—Every person who shall, within the fire limits of said City, put or cause to be put any stove-pipe, range-pipe, or pipe from any furnace, or other fire apparatus, through the walls, ceilings, partitions, doors, roofs, or other part of any wooden building, or through the wooden part of any building constructed in part with other material without protecting the walls, ceilings, partitions, doors, roofs, or other wooden parts of said buildings from said pipes by good and sufficient chimneys or flues constructed of brick or iron, laid up and cemented together with good lime mortar; and every person who shall within said fire limits build, cause or permit to be built any fire in any stove, range, furnace, or other fire apparatus, which shall hereafter be put up in violation of the above requirements shall be deemed guilty of maintaining a nuisance.

Sec. 3.—Whenever the Chief of the Fire Department of said City, or any member of the Board of Trustees are informed, in person or through any other person, of any building or premises which are in violation of the above requirements, the Chief of the Fire Department or the member of the Board of Trustees shall forthwith cause a notice to be put up in writing, and thereafter any person who, having received such notice, shall build, cause or permit to be built any fire in said stove, range, furnace, or other fire apparatus, or shall hereafter be put up in violation of the above requirements, shall be deemed guilty of maintaining a nuisance.

Sec. 4.—Every person who shall remove any stove or chimney from any fire place, stove, furnace or other fire apparatus, and leave the same within the fire limits of said City in any box, barrel, bucket, or other vessel, composed in whole or in part of wood, or other combustible material, shall be deemed guilty of maintaining a nuisance.

Sec. 5.—Every person convicted of violating any of the provisions of this Ordinance shall be fined any sum not exceeding Fifty Dollars, nor less than the costs of prosecution, unless the costs exceed Fifty Dollars, and if said fine is not paid, the judgment shall be that the party so convicted be confined in the County Jail until the same is paid; not to exceed one day for each dollar of said fine.

Sec. 6.—The City Attorney, upon application of the Board of Trustees, shall cause to be levied a special tax on this Ordinance, and for every conviction thereunder, shall have taxed as costs a fee of Seven Dollars and a Half.

Sec. 7.—This Ordinance shall be in full force and effect from and after its passage.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the Twenty-first day of December, A. D. 1880.
S. P. JONES, President.
Attest: THOMAS WHALEY, City Clerk.

Charter Ordinance No. 60.
(NEW CHARTER.)

Increasing the Amount of the Bond of the City Tax Collector.

THE CITY OF SAN DIEGO, acting hereon by and through its Board of Trustees, does ordain as follows:

Section 1.—That the Bond of the City Tax Collector is hereby increased from Twenty-five hundred dollars to Ten Thousand Dollars.

Section 2.—All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an adjourned meeting of the Board of Trustees of the City of San Diego, State of California, held on the Eighth day of December, A. D. 1880.

JAMES M. PIERCE,
President Pro Tem.
[SEAL] Attest: THOS. WHALEY, City Clerk.

[PUBLISHED BY AUTHORITY.]
Charter Ordinance No. 59.
(NEW CHARTER.)

THE CITY OF SAN DIEGO, ACTING hereon by and through its Board of Trustees, ordains as follows:

Section 1.—The California Southern Railroad Company is hereby granted the use and occupancy for all uses and purposes necessary and reasonably incident to Depot and Terminal facilities, including warehouses, elevators, etc., of all the streets and alleys within the following prescribed limits: Beginning at the northwest corner of Block forty-seven (47) in Cleveland's Addition to said City, thence easterly along the south line of 17th Street to the east line of Twenty-fifth (25th) Street; thence southerly along said line to the line of average high water in San Diego Bay; thence westerly along said line to the east line of Twentieth (20th) Street; thence southerly along said line to the place beginning.

Provided said Company shall pay all damages which may be adjudged in favor of owners of property or other persons because of the granting of this Ordinance for the use and occupancy of said streets and alleys hereunder.

Section 2.—The rights granted hereby are in addition to those granted in Ordinance number fifty-eight (58) passed November 11th, 1880.

Passed and approved by the Board of Trustees of the City of San Diego, at a special meeting called and held the twenty-fourth day of November, A. D. 1880.

S. P. JONES, President.
Attest: THOMAS WHALEY, City Clerk.

officers of this City, agents, trustees or other persons to issue or negotiate any or all unissued bonds is hereby revoked and null and void, this repeal to apply to and cancel not only the body of said unissued bond, but all coupons or other evidences of debt pertaining thereto.

Sec. 6.—Charter Ordinance numbered nine (9), old Charter, passed and approved September the 30th, A. D. 1872, granting a street railroad franchise and the right to construct, use and maintain a street railroad on certain streets of the City unto the Spring Avenue and City Railroad Company is hereby repealed.

Sec. 7.—Charter ordinance numbered ten (10), old Charter, passed and approved on the 16th day of October, A. D. 1872, granting to Oliver Eldridge, Thomas L. Mannasse and G. W. B. McDonald the right to build, erect, maintain and use a wharf in the Bay of San Diego, at the foot of Sixth street, is hereby repealed.

Sec. 8.—Charter Ordinance numbered thirty-three (33), old Charter, passed and approved the 31st day of March 1873, granting to the Cosmopolitan Gas Company, its successors and assigns the right to manufacture gas in the City of San Diego, to lay down pipes through the streets and alleys and supply gas, &c., is hereby repealed.

Sec. 9.—Charter Ordinance numbered thirty-six (36), old Charter, passed and approved May the 12th, A. D. 1873, granting and extending to J. S. Mannasse and Marcus Schiller their heirs, executors, administrators and assigns a wharf franchise and the right to erect and use a wharf in front of Pueblo Lot numbered eleven hundred and fifty-seven; also, the franchise granted to the same parties for the same purpose by said Board of Trustees June 30th, A. D. 1871 are hereby repealed.

Sec. 10.—Charter Ordinance numbered forty-two (42), old Charter passed and approved September 29th, A. D. 1873 granting and extending a wharf franchise to Oliver Eldridge and associates to build and maintain a wharf at the foot of Sixth street in Horton's Addition to the City of San Diego is hereby repealed.

Sec. 11.—Charter Ordinance numbered forty-three (43), old Charter, passed and approved October 13th, A. D. 1873, granting to the San Diego Gas Light Company a gas franchise in said City and the right to lay gas pipes in and through the streets, alleys, public grounds, plazas and buildings of said City and to supply gas &c., is hereby repealed.

Sec. 12.—Charter Ordinance numbered sixty-four (64) Old Charter, passed and approved September 29th, 1874, granting and extending a wharf franchise to Simona Martinez and associates at the foot of Sixth Street in Horton's Addition to San Diego, is hereby repealed.

Sec. 13.—Charter Ordinance numbered seventy-three (73) Old Charter, passed and approved the 7th day of June, A. D. 1878, granting and extending wharf franchise to Marcus Schiller at their Addition in Pueblo Lot numbered 1157, &c., is hereby repealed.

Sec. 14.—Charter Ordinance numbered twelve (12) New Charter, passed and approved the 9th day of November, A. D. 1876, granting to George Neale and associates a gas franchise to build, erect and maintain gas-works and to manufacture gas, lay down gas-pipes, &c., in the City of San Diego is hereby repealed.

Sec. 15.—Charter Ordinance numbered fourteen (14) New Charter, passed and approved the 2d day of January, A. D. 1877, granting and extending a wharf franchise to Simona Martinez and associates at the foot of Sixth Street in Horton's Addition to San Diego is hereby repealed.

Sec. 16.—Charter Ordinance numbered eighteen (18) New Charter, passed and approved the 4th day of June, A. D. 1877, granting and extending unto J. S. Mannasse and Marcus Schiller franchise for a wharf in front of Pueblo Lot numbered 1157 in the City of San Diego is hereby repealed.

Sec. 17.—Charter Ordinance numbered twenty-seven (27) New Charter, passed and approved February 4th, 1878, granting and extending a wharf franchise unto Louis Rose for a wharf in front of La Playa in the Bay of San Diego is hereby repealed.

Sec. 18.—Charter Ordinance numbered twenty-eight (28) New Charter, passed and approved the 4th day of February, A. D. 1878, authorizing Louis Marks and Emanuel Blochman, their associates, successors and assigns to build and erect gas-works in the City of San Diego, to lay down mains, gas-pipes, in the streets, &c., of said City is hereby repealed.

Sec. 19.—Charter Ordinance numbered forty-two (42) New Charter, passed and approved June 2d, A. D. 1879, granting and extending unto Joseph S. Mannasse and Marcus Schiller, their executors, administrators and assigns, a wharf franchise for a wharf in front of Pueblo Lot numbered 1157 in the Bay of San Diego is hereby repealed.

Sec. 20.—Charter Ordinance numbered forty-nine (49) New Charter, passed and approved the 16th day of December, A. D. 1879, granting unto Joseph S. Mannasse et al., their associates and assigns, a street railroad franchise to lay railroad track through the streets and highways of the City, with the right to construct, equip and maintain a street railroad and to run cars thereon is hereby repealed.

Sec. 21.—All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Passed and approved at an Adjourned Meeting of the Board of Trustees of the City of San Diego, State of California, held on the 31st day of January, A. D. 1881.

S. P. JONES,
President.
[SEAL] Attest: THOMAS WHALEY, City Clerk.

(PUBLISHED BY AUTHORITY.)
Charter Ordinance No. 62.
(NEW CHARTER.)

Health Ordinance.

THE CITY OF SAN DIEGO BY AND
through the Board of Trustees ordains
as follows:

Section 1.—The quarantine grounds of the Bay and Harbor of San Diego are hereby established at anchorage at La Playa.

Sec. 2.—The Board of Trustees, and Health Officer shall constitute the Board of Health of San Diego. They shall elect from their number a President and Secretary, hold regular meetings on the second Monday of each month and special meetings whenever two or more members unite in a written call therefor.

Sec. 3.—The Board of Trustees shall appoint a Health Officer, who shall hold his office at the pleasure of said Board. He shall be a resident, practicing physician and a regular graduate of some reputable school of medicine. He shall also be an officer of the quarantine of the Bay and Harbor of San Diego, and shall be the Executive Officer of the Board of Health.

Sec. 4.—The following portions of articles II, and IV, title VII, part III of the Political Code of this State are hereby adopted for the period of five years for the regulation of sanitary matters within the City of San Diego, to wit:

Sec. 3013.—Shipmasters bringing vessels into the Harbor of San Diego, and masters, owners or consignees having vessels in the Harbor, which have on board any cases of Asiatic cholera, smallpox, yellow typhus, or ship fever, must report the same in writing to the quarantine officer before landing any passengers, casting anchor, or coming to any wharf, or as soon thereafter as they, or either of them, become aware of the existence of either of the diseases on board of their vessels.

Sec. 3014.—No captain or other officer in command of any vessel sailing under a register, arriving at the port of San Diego; nor any owner, consignee, agent or other person having charge of such vessel, must, under a penalty of not less than one hundred dollars nor more than one thousand dollars, land or permit to be landed, any freight, passengers, or other persons from such vessel until he has reported to the quarantine officer, presented his bill of health, and received a permit from that officer to land freight, passengers, or other persons.

Sec. 3015.—Every pilot who conducts into the Port of San Diego any vessel subject to quarantine or examination by the quarantine officer must:

One—Bring the vessel no nearer the City than is allowed by law.

Two—Prevent any person from leaving, and any communication being made with the vessel under his charge, until the quarantine officer has boarded her and given the necessary orders and directions.

Three—Be vigilant in preventing any violation of the quarantine laws and reports, without delay, all such violations as come to his knowledge to the quarantine officer.

Four—Present the master of the vessel with a printed copy of the quarantine laws, unless he has one.

Five—If the vessel is subject to quarantine, by reason of infection, place at the masthead a small yellow flag.

Sec. 3016.—Every master of a vessel subject to quarantine, or visitation by the quarantine officer, arriving in the Port of San Diego who refuses or neglects either:

One—To proceed with and anchor his vessel at the place assigned for quarantine, when legally directed so to do; or

Two—To submit his vessel, cargo, and passengers to the quarantine officer, and furnish all necessary information to enable that officer to determine what quarantine or other regulations they ought respectively to be subjected to.

Three—To report all cases of disease and of deaths occurring on his vessel, and to comply with all the sanitary regulations of the bay and harbor, is liable in the sum of five hundred dollars for every such neglect or refusal.

Sec. 3017.—All vessels arriving off the Port of San Diego from ports which have been legally declared infected ports, and all vessels arriving from ports where there is prevailing at the time of their departure, any contagious, infectious or pestilential disease, or vessels with decaying cargoes, or which have unusually foul or offensive holds, are subject to quarantine, and must be, by the master, owner, pilot, owner or consignee reported to the quarantine officer without delay. No such vessel must cross a right line drawn due west from the north west point of the peninsula until the quarantine officer has boarded her and given the order required by law.

Sec. 3018.—The quarantine officer must board every vessel, subject to quarantine or visitation by him, immediately on her arrival, make such examination and inspection of

same, the Board of Trustees of said City shall upon the written application of the Board of Health, by Ordinance, appropriate allow and order paid out of the general fund such sum or sums as may be necessary for that purpose, and the treasurer shall pay all appropriations of money made in pursuance of this section in the same manner as is now provided by law for paying demands upon the treasury. Said sum or sums so paid shall become a lien on the property from which said nuisance has been removed or abated in pursuance of this section and may be recovered by an action against said property. And it shall be the duty of the City attorney to foreclose all such liens in the proper court, in the name of, and for the benefit of said City and when the property is sold, enough of the proceeds shall be paid into the City Treasury to satisfy the lien, and create, and the over plus, if any there be, shall be paid to the owner of the property, if he be known, and if not, then into the Court for his use when ascertained. The Board of Health is hereby vested with power to act upon, define, determine and adjudge what shall constitute a nuisance in said City, and to require the same to be abated in a summary manner. Any person who maintains, permits, or allows a nuisance to exist upon his or her property, or who, after the same has been determined by said Board to be a nuisance, and after notice to remove the same has been served upon such person, is guilty of a misdemeanor, and shall be punished accordingly; and each day of such existence after notice shall be deemed a separate and distinct offense and it is the duty of the Health Officer to prosecute all persons guilty of violating this law by continuous prosecutions until the same is abated or removed.

Sec. 3020.—The Health Officer must keep in his office a book in which he must make an entry of all fees collected by him. He must pay all fees collected to the City Treasurer weekly, to the credit of the general fund.

Sec. 3030.—The Health Officer must execute an official bond, to be approved by the Board of Health, in the sum of Two Thousand Dollars.

Sec. 3031.—Any member of the Board of Health is empowered to administer oaths on business connected with that department.

Sec. 3032.—Whenever any cause of action arises under any of the provisions of this chapter, suit may be maintained thereon in any Court having jurisdiction thereof.

Sec. 3033.—Whenever it shall be certified to the Board of Health, by the Health Officer, that any building or part thereof, is unfit for human habitation, by reason of its being so infected with disease as to be likely to cause sickness among the occupants, or by reason of its want of repair, has become dangerous to life, said Board may issue an order, and cause the same to be affixed conspicuously on the building, or part thereof, and to be personally served upon the owner, agent or lessee if the same can be found in this State, requiring all persons therein to vacate such building, for the reasons to be stated therein as aforesaid. Such building or part thereof, shall, within ten days thereafter, be vacated, or within such shorter time, not less than twenty-four hours, as in said notice may be specified; but said Board, if it shall become satisfied that the danger from said house, or part thereof, has ceased to exist, may revoke said order, and file said thence forward become inoperative.

Sec. 3034.—One—Every physician in the City shall report to the Health Officer, in writing, every patient he shall have laboring under Asiatic cholera, variola, diphtheria, or scarlatina immediately thereafter, and report to the same officer every case of death from such disease, immediately after it shall have occurred.

Two—Every household in said City shall forthwith report, in writing to the Health Officer, the name of every person boarding or residing at his or her house, whom he, or she, shall have reason to believe sick of cholera or smallpox, and any deaths occurring at his or her house from such disease.

Sec. 3040.—The Board of Trustees must fix the compensation of the Board of Health and the Health Officer.

Sec. 5.—Whenever a case of smallpox or cholera shall exist in any house or tenement and it shall be deemed inexpedient to remove the person or persons so affected to the proper hospital it shall be the duty of the Health Officer to require all such persons to be kept closely confined in their respective dwellings or places of abode, and shall immediately cause to be erected in a conspicuous place, in front of such dwelling or place of abode a yellow flag or other suitable notice, setting forth the fact; and it shall be unlawful for the occupants thereof, or any other person, to remove such flag or notice, so long as in the opinion of the Health Officer, or Board of Health the same ought to remain on the premises.

Sec. 6.—No persons except the physician, clergyman or undertaker, and one having a written permit from the Board of Health, or Health Officer shall enter or depart from any house when smallpox, or cholera, exists, or while the corpse of any person who shall have died of such disease remains within the house, nor within ten days thereafter, or until said building and its contents shall have been dis-

any in time in to enable into: or
what quarantine or other regu-
lations they ought respectively to be subject
Three.—To report all cases of disease, and
if deaths occurring on his vessel, and to com-
with all the sanitary regulations of the
harbor, is liable in the sum of five
hundred dollars for every such neglect or re-

Sec. 3017.—All vessels arriving at the Port of
San Diego from ports which have been legally
declared infected ports, and all vessels arriv-
ing from ports when there is prevailing at the
time of their departure, any contagious, infec-
tious or praitential disease, or vessels with
decaying cargoes, or which have unusually
foul or offensive holds, are subject to quaran-
tine, and must be, by the master, owner, pilot,
owner or consignee reported to the quarantine
officer without delay. No such vessel must
cross a right line drawn due west from the
north west point of the peninsula, until the
quarantine officer has boarded her and given
the vessel a permit to proceed.

Sec. 3018.—The quarantine officer must
board every vessel subject to quarantine or
isolation by him, immediately on her arrival,
make such examination and inspection of
vessels, books, papers, or cargo, or of persons
on board, under oath, as he may judge exped-
ient, and determine whether the vessel should
be ordered to quarantine, and if so, the period
of quarantine.

Sec. 3019.—No captain or other officer in
command of any passenger-carrying vessel of
more than one hundred and fifty tons burden,
nor of any vessel of more than one hun-
dred and fifty tons burden, having
passengers on board, nor any owner,
consignee, agent or person having charge of
such vessel or vessel must, under a penalty
of not less than one hundred dollars, nor more
than one thousand dollars and/or permit to
be landed, any passenger from the vessel, un-
less he has presented his bill of health to the
quarantine officer and received a permit from
that officer to land such passenger, except in
such cases as the quarantine officer deems it
advisable to give the permit before seeing the bill
of health.

Sec. 3020.—The following fees may be col-
lected by the quarantine officer: For giving a
permit to land freight or passengers or both,
from any sailing vessel of less than five hun-
dred tons burden from any port out of this
State, two dollars and fifty cents; over five
hundred and under one thousand tons burden,
three dollars and fifty cents; over one thousand
and under one thousand four hundred
tons burden or fraction thereof, an additional
two dollars and fifty cents; for steam vessels
propelled in whole or in part by steam, of one
thousand tons burden, or less, five dollars and
two dollars and fifty cents for each additional
one thousand tons burden or fraction thereof;
but vessels not propelled in whole or in part
by steam, sailing to and from any port or port
of the Pacific States, of the United States, or
territories and whaling vessels entering the
harbor of San Diego, are excepted from the
provisions of this section.

Sec. 3021.—The Board of Health may en-
force compulsory vaccination on passengers
on infected ships or coming from infected
ports.

Sec. 3022.—The Board of Health may pro-
vide suitable hospitals to be situated where-
they may deem most proper and furnish and
supply the same with nurses and attendants
and remove there, all persons afflicted with
smallpox, yellow fever, typhus, or ship
fever.

Sec. 3023.—No person shall deposit in any
cemetery or inter within the City of San Die-
go, any human body without first having ob-
tained and filed with the Health Officer a cer-
tificate signed by a physician or midwife, or a
coroner setting forth as near as possible the
name, age, color, sex, place of birth, occupa-
tion, date, locality and the cause of death of
the deceased, and obtain from such Health
Officer a permit; nor shall any human body
be removed or disinterred without the permit
of the health officer, or by order of the cor-
oner. Physicians when deaths occur in their
practice, must give the certificate herein men-
tioned. It shall be the duty of the Health
Officer to see that the dead body of a human
being is not allowed to remain in any public
receiving vault for a longer period than five
days. At the expiration of that time he shall
cause the body to be placed in a vault or niche
constructed of brick, stone, or iron and her-
metically sealed. It shall also be his duty to
require all persons having in charge the dig-
ging of graves and burial of the dead to see
that the body of no human being who had
reached ten years of age shall be interred in a
grave less than six feet deep, or, if under the
age of ten years the grave to be not less than
five feet deep.

Sec. 3024.—Superintendents of cemeteries
within the boundaries of the City of San Diego
must return to the Health Officer on each
Monday, the names of all persons interred or
deposited within their respective cemeteries
for the preceding week.

Sec. 3025.—No superintendent of a cemetery
can remove, or cause to be removed, disinter,
or cause to be disinterred, any corpse that has
been deposited in the cemetery, without a per-
mit from the Health Officer or by order of the
coroner.

Sec. 3026.—Whenever a nuisance shall exist
on the property of a non-resident, or any
property the owner or owners of which cannot
be found by the Health Officer, after diligent
search, or on the property of any owner or
owners upon whom due notice may have been
served and who shall for three days refuse or
neglect to abate the same, or on any City prop-
erty, it shall be the duty of the Board of
Health to cause the said nuisance to be at once
removed or abated, and to draw upon the gen-
eral fund for such sums as may be required
for its removal or abatement, not to exceed
five dollars, provided that whenever a
large expenditure is found necessary to be
made for the removal or suppression of a nu-

her house from such disease.

Sec. 3040.—The Board of Trustees must pay
the compensation of the Board of Health and
the Health Officer.

Sec. 5.—Whenever a case of small-pox or chol-
era shall exist in any house or tenement, and
it shall be deemed inexpedient to remove the
person or persons so affected to the proper
hospital it shall be the duty of the Health Of-
ficer to require all such persons to be kept
closely confined in their respective dwellings
or places of abode, and shall immediately
cause to be erected in a conspicuous place in
front of such dwelling or place of abode a yellow
flag or other suitable notice, both day and
night, and it shall be unlawful for the occu-
pants thereof, or any other person, to remove
such flag or notice, so long as in the opinion
of the Health Officer, or Board of Health, the
same ought to remain on the premises.

Sec. 6.—No person, except the physician,
clergyman or undertaker, and those having a
written permit from the Board of Health or
Health Officer, shall enter or depart from any
house when small-pox or cholera exists, or
while the corpse of any person who shall have
died of such disease remains within the house,
not within ten days of the death or until said
building and its contents shall have been dis-
infected or otherwise disposed of to the satis-
faction of the Board of Health, or the Health
Officer.

Sec. 7.—Any person who shall violate any
of the provisions of this Ordinance, except in
cases where a different punishment is prescrib-
ed by this Ordinance, shall be fined in any sum
not exceeding fifty dollars, not less than the
costs of prosecution, including a fee of seven
dollars and fifty cents, which shall be taxed as
costs for the City Attorney, unless said costs
exceed fifty dollars.

Sec. 8.—A judgment that the Defendant pay
a fine shall also direct that he be imprisoned
in the County Jail until the fine is satisfied,
specifying the extent of the imprisonment,
which must not exceed one day for every dol-
lar of the fine.

Sec. 9.—Chapter Ordinance numbered two
(2) (New Charter), passed and approved
June 25th A. D. 1876, and all Ordinances and
parts of Ordinances in conflict with this Ordi-
nance are hereby repealed.

Sec. 10.—This Ordinance shall be in full
force and effect from and after its passage and
publication.
Passed and approved at an adjourned meet-
ing of the Board of Trustees of the City of San
Diego, State of California, held on the 15th
day of January, A. D. 1881.

S. P. JONES

Attest:
Thomas W. Wainwright
City Clerk