Thereupon the original motion to grant the Petition was put and Lost by the following vote, towit:
Ayes, Delegates - Pauly: Heath: Rediger: Hewitt and Kamman.
Noes. Delegates - Lyon: Stone: Davies: Metherbee: Thompson: Seybolt: Dow: Hulbert: Cowper and Pratt.

The following Conference Committee report was read, towit:

"The Joint Conference Committee appointed to examine into the 'Dog Ordinance' - respectfully recommend the amendment of said Ordinance so as to make the San-Diego river the boundary line of its operations - Also that all dogs that belong outside of the City limits coming into or passing through the City, if in charge of their master, or owner, shall be exempt from the operation of said ordinance.

Respectfully submitted.

Aldermen { John C. Fisher
H. F. Norcross

Delegates { G. M. Metherbee
M. Cowper
Frank C. Thompson"

On motion of Delegate Metherbee the report was received and the City Attorney instructed to prepare an Ordinance in accordance therewith.

A Report from the Committee on Streets &c recommending that the Petition of Silas A. Davenport & others for the establishment of a road to Sorrento, be referred to the Board of Public Works; was read & adopted.

The following Petitions for Liquor License, reported upon favorably by the Committee on Health & Morals, were granted, towit;

"James & Brandes - Retail
Jno. Rogers "
C. F. Chadwick

The Committee on Streets &c reported unfavorably upon the Petition to permit fast driving on "D." street.
Said Report was received and filed.

The following Joint Resolution heretofore adopted by the Board of Aldermen, was read, and adopted as follows: towit:

"Joint Resolution #20

Be it Resolved, by the Common Council - that the Board of Public Works be instructed to enforce all ordinances requiring all Gas and Water Companies and all Companies using the streets to at once repair the street in order where the same are being or have been torn

m/2 by them: special attention being called to m/sec 3rd and India sts."

Delegate Davies offered a Resolution providing for a Committee Register. Said Resolution was referred to the Special Committee on Rules.

Delegate Hewitt offered the following Joint Resolution, which was seconded by Delegate Heath and adopted by the Board. Tovit:

"Joint Resolution No. 22.

Whereas, the condition of the City Treasury is such that it will not warrant the expense of sprinkling the City in a more extended and liberal manner - and

Whereas, it is unfair and unjust to sprinkle one portion of the City and not another

Therefore be it resolved that the Board of Public Works be and is hereby instructed to not sprinkle more than one block after the first day of August 1889."

Delegate Wetherbee offered a Joint Resolution declaring the beating of drums &c by the Salvation Army, to be a nuisance & providing for the abatement of the same. On motion of Delegate Davies the same was laid on the table.

An Ordinance providing for a Temporary Deputy Treasurer and Tax Collector, was read and adopted by the following vote. Tovit:

Ayes. Delegates - Pauly: Heath: Rodiger: Wetherbee: Thompson: Seybolt: Snow: Hulbert: Kamman: Cowles & Bradt.

Noes. Delegates - Lyons: Stone: Davies: & Hewitt.

Said Ordinance is as follows. Tovit:

"Ordinance No. 14.

An Ordinance providing for an additional Deputy Treasurer and Tax Collector for thirty days and fixing the Compensation of the same.

Be it ordained by the Common Council of the City of San Diego, as follows:

Sec. 1 - That the Treasurer and Tax Collector is hereby authorized to appoint an additional Deputy to serve as such for a period of not exceeding thirty days.

Sec. 2 - That the compensation of said Deputy be and the same is hereby fixed at the sum of seventy-five dollars.

Sec. 3. - That this ordinance shall take effect and be in force from and after its passage"

An Ordinance fixing the salaries of the Health Officer & others, was read & adopted by the following vote, tovit:

Ayes, Delegates ~ Lyons: Stone: Pauly: Davies: Rodiger: Wetherbee: Thompson: Seybolt: Guy: Hulbert: Kamman: Conzelman & Bradt.
Noes. Delegates ~ Heath & Hewitt.
Said Ordinance is as follows. Towit:

"Ordinance No. 13

An Ordinance fixing the salaries of the Health Officer and City Physician, and Health Officers Clerk: and creating the office of Health Inspector, and fixing the compensation for the same.

Be it ordained by the Common Council of the City of San Diego, as follows:

Sec. 1 ~ The salary of the Health Officer and City Physician is hereby fixed at the sum of One hundred and fifty dollars per month, payable monthly.

Sec. 2 ~ The salary of the Health Officers Clerk is hereby fixed at fifty dollar per month, payable monthly.

Sec. 3 ~ The office of Health Inspector, of the City of San Diego, is hereby created and his salary fixed at seventy-five dollars per month. payable monthly.

Sec. 4 ~ This ordinance shall take effect and be in force from and after its passage."

After giving Notice President Bradt did in open session sign Ordinance No. 14. being an ordinance providing for an additional Deputy Treasurer & Tax Collector for thirty days and fixing the compensation of the same.

Also Ordinance No being an Ordinance fixing the salaries of the Health Officer & City Physician, and Health Officers Clerk: and creating the office of Health Inspector, and fixing the compensation for the same.

On motion of Delegate Hulbert seconded by Delegate Lyons the Board adjourned until Monday. July 29th. 1889 at 7.30 o'clock P. M.

W. M. Gassaway,
City Clerk

G. G. Bradt
President

Adjourned Meeting.

Council Chamber of the Board of Delegates of the City of San Diego, California, July 29th. 1889.

An Adjourned Meeting of the Board of Delegates of the City of San Diego, was held this day at 7.30 o'clock P.M. with President Bradt Presiding.

Present, Delegates :- Lyons : Stone : Pauly : Heath : Davies : Day : Rediger : Wetherbee : Hewett : Thompson : Seybolt : Hulbert : Low : Kamman : Cooper : Bradt and Clerk Gassaway.

Absent Delegates :- Marshall and Julian.

The minutes of an Adjourned Meeting held July 22nd, were read and approved as read.

A Communication from the Board of Public Works, requesting authority to cause the streets along the line of march on the occasion of the Military Parade on August 10th to be sprinkled; was read and thereupon Delegate Rediger offered the following Joint Resolution, which was seconded by Delegate Hulbert and adopted by the Board. Viz:

"Joint Resolution No. 23.

Resolved, That the Board of Public Works be authorized and instructed to cause the streets along the line of march on the day of the military parade to be sprinkled: and that said Board be further authorized and instructed to cause the depot grounds of the California Southern and Pacific Beach railroads to be sprinkled for ten days during the period of the encampment: the cost of said sprinkling to be paid out of the General Fund."

In the matter of the claim of A. C. Kitching amounting to $35.00, for dirt taken from his property by the Park Brick Company.-

The City Engineer, to whom the same was referred - reported favorably. and on motion of Delegate Heath the report was received & said amount of $35.00, ordered to be paid to said Kitching in full settlement of said claim.

A Petition for the paving, with Bituminous rock, of 6th street from the north line of L. street to the south line of B. street, including the intersecting streets. from the East side of 5th street to the East side of 6th street: was read and referred to the Board of Public Works.

A Petition for the establishment of Free watering troughs, for

Lorses in the City, was read 2nd & referred to the Board of Public Works for investigation and report as to locality and probable expense.

The following Conference Committee report, heretofore adopted by the Board of Aldermen, was read. Viz:

"To the Common Council: Your joint Conference Committee consisting of three members from both bodies and the Board of Public Works with the City Attorney would most respectfully report that it is for the best interest of the City that Ordinance No. 297 be enforced immediately.

Aldermen { A. J. Gazzam, Chairman
John C. Fisher
H. F. Morgan

Delegates { R. J. Hulbert
J. C. Davis"

2nd on motion of Delegate Rodiger and by the following vote viz:

Ayes. Delegates - Heath: Davis: Day: Rodiger: Metherbee: Thompson: Hulbert: Low 2nd Coulson

Noes. Delegates - Lyons: Stone: Pauly: Hewitt: Seybold: Kamman 2nd Pradt.

Said Report was adopted as read.

(Delegate Heath here gave notice that at the next meeting of the Board, he would move a reconsideration of above vote.)

A Communication from the Board of Public Works requesting the transfer of $4000. to the Street fund: was read and referred to the Committee on Finance.

The Committee on Health & Morals reported favorably upon the Petitions of

Carter 2nd Godfrey &
Clements & Co.

for Retail Liquor Licenses. 2nd on motion of Delegate Low said Petitions were granted.

In the matter of the Petition to establish a Fire Department at Coronado Beach; the Committee on Fire reported the recommendation that action be deferred for the present 2nd on motion of Delegate Rodiger the report was adopted.

The Committee on Finance reported favorably upon the Reports of Police Judge from June 7th to 21st 2nd from June 22nd to July 14th. 2nd said Reports were received and filed.

Delegate Metherbee offered the following resolution, which was seconded by Delegate Seybold & adopted by the Board. Viz:

"Resolved, That the Board of Delegates request the Health Officer, at his earliest convenience, to prepare and present to this Board, an itemized statement, made oath, of all expenditures, of whatsoever kind, of his office during the time of his incumbency in office to date."

Delegate Wetherbee offered a Joint Resolution providing for licensing wagons &c.
Delegate Davies moved to refer to a Special Committee. The motion carried & thereupon the President appointed for said Committee, Delegates - Davies, Wetherbee & Seybolt

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A Communication from the Board of Education, furnishing additional statements relative to the issue of $69.400 School Bonds; was read & on motion of Delegate Cooper the City Attorney was instructed to prepare an Ordinance calling for an Election to submit the question of the issuance of said Bonds to the people.

Delegate Heath offering the following resolution, which was seconded by Delegate Stone and adopted by the Board, to wit:
"Resolved, That it is the sense of this Board, & the request is hereby made, that the Street Commissioner, Sewer Inspector, Plumbing Inspector, Chief of Police, Health Officer, Chief of Fire Department, City Engineer & City Attorney, furnish to this Board, at the close of every month hereafter, an intelligent condensed report of the work performed by them & under their direction during such time."

Delegate Braat offered the following Concurrent Resolution, which was seconded by Delegate Hulbert and adopted by the Board, to wit:

"Concurrent Resolution No. (Not Concurred in)

Resolved, That the City Attorney be directed to prepare an Ordinance requiring that at all places or localities where sea or surf bathing is permitted, proper rules and floats shall at all times be in position, extending out or anchored ___ feet at sea, for the purpose of protection to life of bathers."

An Ordinance amending the "Fruit Pest Ordinance", was read and adopted by the following vote, to wit:
Ayes - Delegates - Lyons: Stone: Pauly: Heath: Davies: Day: Hewitt: Thompson: Seybolt: and Kamman.
Noes. Delegates - Rediger: Wetherbee: Hulbert: Low: Cooper and Braat.
Said Ordinance is as follows, to wit:

"Ordinance No. 16

An Ordinance amending section five of an ordinance entitled an Ordinance to prevent the introduction, &c.

or spread within the limits of the City of San Diego, Calif. of any pests or disiase injurious to trees, plants, vines, shrubs, scions, fruit or flowers, passed April 2nd. 1889.
Be it ordained by the Common Comcil of the City of San Diego as follows:
Sec. 1- That section five of an Ordinance entitled an ordinance to prevent the introduction continuance or spread within the limits of the City of San Diego, Calif. of any pests or disiase injurious to trees, plants, vines, shrubs, fruits or flowers or scions, passed April 2nd. 1889. Be so amended as to read as follows: Sec 5: That no empty fruit box, barrel, package, or covering of any description formerly used in any district found to be infested as aforesaid or which shall have formerly contained any trees, plants, shrubs, scions, vines, fruits, flowers or vegetables believed to be so infested or infected shall be brought into or used within the City limits, and any or all such boxes barrels, packages or coverings shall be and the same are hereby declared public nuisances and the same shall be seized by the fruit inspector: and for the purpose of inspection the fruit inspector or his deputy shall enter on the premises where he has reason to believe such insect pests exist or where there may be any box barrel package or covering so infested or infected and all persons ingaged in the handling of said trees, plants, shrubs, vines, scions, fruits, flowers or vegetables shall on demand of said fruit inspector or his deputy turn over to the said fruit inspector or his deputy all empty boxes, barrels, packages or coverings and no such box barrel package or covering so demanded shall be destroyed or otherwise disposed of until the same has been inspected and disinfected: should any person dealing in said plants, shrubs, vines, scions, fruits, flowers or vegetables desire that such boxes, barrels, packages or coverings should be returned by said fruit inspector a fee of three cents for each box, barrel, package or covering shall be paid by such person as the cost of said disinfection where any such box, barrel, package or covering shall have been so disinfected.
Sec. 2. This ordinance shall take effect and be in force from and after its passage"

An Ordinance granting to the Mt. Tecarte Land & Water Co. the right to lay down water mains and pipes for the purpose of supplying the City with water. was read and adopted by the following vote, to wit:
Ayes. Delegates - Lyons: Stone: Pauly: Heath: Davies: Day: Reiger: Netherbee: Hewitt: Thompson: Seybolt: Hulbert: Low: Kamman: Cooper & Bradt.
Noes. - None.
Said Ordinance is as follows, to wit:

Ordinance No. 17

Granting to the Mt. Tecarte Land & Water Company the right to lay down water mains and pipes for the purpose of supplying the City of San Diego with pure, fresh water.

Be it ordained by the Common Comcil of the City of San Diego as follows:

Section 1. - The Mount Tecarte Land and Water Company, a corporation organized under the laws of the State of California, and having its place of business in the City of San Diego, its successors and assigns, are hereby granted the right to lay down and maintain water mains and distributing pipes of iron in any of the Pueblo lands, public highways streets, alleys, avenues, parks or other public places within the City of San Diego for supplying said City and its inhabitants with pure, fresh water. It is hereby understood that the water to be so supplied is to be brought from the reservoirs of the said Mount Tecarte Land and Water Company located and drawn from the south western slopes of the Cuyamaca, Laguna and Jacumba Mountains in the south-eastern part of San Diego County.

Section 2. - The mains and pipes authorized by Section 1. herein are to be so laid underground as not to interfere with the free use of the roads, highways, streets, alleys, avenues and other places where laid and not to interfere with any cistern, sewer, gas or water pipes belonging to the City of San Diego, or laid by lawful authority by any person or corporation.

Section 3. - The said Mount Tecarte Land and Water Company, its successors and assigns may dig up any of the Pueblo lands or dig up or undermine any of the public streets, alleys, avenues, or other public grounds or places aforesaid in order to lay or gain access to any point to lay down its mains or pipes for the purpose aforesaid: but shall conduct its work for that purpose so as to create the least possible inconvenience, and secure the safety to public travel over, and use of, the places where the work of laying down mains and pipes is being done, and shall continue and complete the work upon each street as soon after commencing, as the work can with reasonable diligence be done, and as the work is completed (having reference to streets and portions of streets) restore the same to their original or former condition, removing all surplus earth, rock or rubbish, tamping the earth or material used to fill any excavation and wetting the same when filling in so as to leave the same solid and level with the street and safe for public travel of every kind. All of said work shall be done under the general supervision of the Board of Public Works, Superintendent of Streets or other City Officials having charge or control thereof.

Section 4.- The said City of San Diego shall have the right and is hereby entitled to the use free of charge of all water needed, brought into the City under authority granted by this ordinance, for the extinguishment of fires and the flushing of sewers, within the full intent and meaning of Section (349) five hundred and forty nine of the Civil Code of California, and to that end, the City may take any main or pipe so laid down as herein authorized and connect the same with any hydrant, fire plug, cistern or reservoir belonging to said City.

Section 5.- The said Company, its successors and assigns may collect for the use of its water by the inhabitants of said City such water rates only as may be fixed by the Common Council of the City of San Diego or other legal mode of fixing the same.

Section 6.- The said Company shall lay down at least three miles of water mains and pipes within the City of San Diego, within four years from the date of the passage of this ordinance and commence furnishing water within the City of San Diego within four years from the date of the passage of this ordinance.

Section 7.- That nothing contained in this ordinance shall be construed as to limit or deny the authority of the Common Council to repeal, change or modify the rights herein granted by this ordinance or any part of the same, at the pleasure of said Common Council.

Section 8.- That this ordinance shall take effect and be in force from and after its passage."

Delegate Heath offered the following resolution, which was adopted, to-wit:

"Resolved, that it is the sense of this Board that the attention of the Chief of Police be and that it is hereby called to the necessity of his instructing the Police force immediately to compel the drivers of horses to reduce their speed to a walk at all street crossings & when turning street corners and that all persons disregarding the order of the police department in this respect, be arrested and fined to the fullest extent of the law, and in accordance with the provisions of Ordinance No. 19."

An Ordinance establishing the City Engineer's fees be was read and adopted by the following vote, to-wit:

Ayes, Delegates - Lyon; Stone; Pauly; Heath; Davies; Gay; Rodgers; Witherbee; Hewitt; Thompson; Seybolt; Hubbart; Lowman; Cowles & Bradt.

Noes, None.

Said Ordinance is as follows" to-wit:

"Ordinance No. 24

An Ordinance establishing a schedule of fees and charges

to be paid for the services of the City Engineer of the City of San Diego:

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1.- That for all services performed by the City Engineer of the City of San Diego the following fees and charges shall be demanded and the same shall be paid in advance to the Secretary of the Board of Public Works.

Sec. 2.- For the survey of any lot of fifty feet frontage or less lying above high water including four stakes $10.00

For the survey of an entire block including four stakes $20.00

For each additional stake .50

For setting two stakes for the official grade of a sidewalk in front of any lot $5.00

For each additional stake $1.00

In all cases the word survey shall include diagram and certificate thereof.

For running lines and setting the necessary stakes once upon any street work ordered by the Common Council or the Board of Public Works under the general street law or the City Charter as follows per lineal foot of street.

For grading or regrading 5 Cents.

For curbing or recurbing 5 " .

For macadamizing or re-macadamizing 5 "

For curbing and grading 7 "

For curbing and macadamizing 7 "

For grading, curbing and macadamizing 8 "

For grading, curbing, macadamizing and bituminous rock 10 "

For checking lines and grades on completion of work prior to its acceptance by the Superintendent of Streets, including certificate by the City Engineer, per lineal foot of street 5 Cts

The resetting of stakes, after having been placed once, shall be at the expense of the Contractor at the rate of $10.00 per day for Instrument men, and $3.00 per day for helpers.

For making diagram of street assessments, including certificate and final measurements, one half cent per lineal foot:

For cross-sectioning any lot or block and estimating amount of cut and fill on the same, including stakes, estimates of quantities and certificate per front foot 50 Cents

Sec. 3.- That all fees received by said Secretary of Board of Public Works shall be at once turned over to the Treasurer and placed to the credit of the street fund.

Sec. 4.- That this ordinance shall take effect and be in force from and after its passage."

An Ordinance establishing a partially paid Fire Department, was read and adopted by the following vote, to-wit:

Ayes. Delegates - Dyas: Stone: Pauly: Heath: Davies: Rediger:

Wetherbee : Hewitt : Thompson : Seybolt : Hulbert : Low : Cowsen and Pratt.
Noes. Delegates - Day and Kamman.
Said Ordinance is as follows. Vwit:

"Ordinance No. 18

An Ordinance establishing a partially paid fire department, for the City of San Diego and fixing the Compensation of the member of the same.
Be it ordained by the Comm Council of the City of San-Diego as follows:
Sec. 1. - That there is hereby established a partially paid fire department for the City of San Diego. Calif.
Sec. 2. - That the Board of Fire Commissioners is hereby authorized and instructed to select from each of the following named fire companies as follows:
From San Diego Engine Company No. 1. one foreman and seven Extra men.
From Horton Engine and Hose Company No. 2. one foreman and seven Extra men.
From Hamilton Engine Company No. 3. one foreman and seven Extra men.
From Howard Hook & Ladder Company No. 1. one foreman and seven Extra men.
And all said foremen and extra men shall form said partially paid fire department: and the same to be selected from resident members and those in good standing in their respective Companies.
Sec. 3. - That said partially paid Fire Department and each individual member of the same shall be under the control and subject to the Board of Fire Commissioners and subject to all rules that may be prescribed by said Fire Commissioners for the government of the Fire Department of said City.
Sec. 4. - That the Compensation of the members of said partially paid fire department shall be as follows:
The foremen shall each receive as full compensation the sum of twelve dollars and fifty cents per month payable monthly: the extra men shall each receive the sum of ten dollars per month in full as compensation payable monthly.
Sec. 5. That this ordinance shall take Effect and be in force from and after its passage."

The following Conference Committee report was read and adopted. towit:

"Conference Committee Report
on Sign Ordinance.

Your Conference Committee recommend the adoption of the annexed Ordinance, amended by striking out in the various sections the words "Good moral character - Also to strike

out the words & figures 11 o'clock P.M. (where the same applies to the closing of saloons) and insert in lieu thereof - 12 o'clock midnight.

Aldermen { John C. Fisher Chairman
D. Caire

Delegates { C.E. Heath "

Thereupon the said Ordinance was read and adopted by the following vote, to-wit:

Ayes. Delegates - Lyons: Stone: Pauly: Heath: Day: Rodger: Wetherbee: Hewitt: Thompson: Seybolt: Law: & Hamman.

Noes. Delegates - Davies: Hulbert: Cooper & Bradt.

Said Ordinance is as follows:

"Ordinance No. 19

An Ordinance imposing municipal licenses in the City of San Diego, State of California, and providing the manner of issuing and collecting the same: regulating the manufacture, sale and giving away of intoxicating liquors in said City, prescribing the duties of certain officers of said City and fixing a penalty for its violation.

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1 - It shall be unlawful for any person to keep any saloon, bar, barroom, tippling house, dramshop, store or other place where any spirituous, vinous, malt or any intoxicating liquors are manufactured, sold or given away, or to manufacture, sell or give away any such spirituous, vinous, malt or other intoxicating liquors without having first obtained a license therefor, as provided in this ordinance: provided that this ordinance shall not apply to the sale of liquors by the owners and proprietors of drug stores upon the prescription of a regular practicing Physician, for medical purposes.

Sec. 2 - The City Auditor shall issue all licenses provided for by this ordinance: but no license shall be issued except upon consent of the Common Council made and entered upon the minutes, nor without the payment of the amount hereinafter required to be paid therefor, and no license shall be issued for a longer term than one year.

Sec. 3. - Said license shall be substantially in the following form: This is to certify that (here insert the name) with the receipt of the City Tax Collector hereon written for the sum of ..... Dollars is hereby authorized to keep, conduct and carry on (here describe business) of the term of (here insert time) from the date hereof, dated this day of 188 Auditor of the City of San Diego.

Sec. 4 - All licenses shall be signed by the Auditor, and the amount to be paid therefor, shall be paid to the City

Tax Collector and his receipt therefor endorsed thereon before the delivery thereof.

Sec. 5. - No license provided for herein shall be allowed by the Common Council, or issued except upon a petition from the applicant therefor signed by five respectable tax payers of said City residing or doing business in the immediate neighborhood where said liquors are to be sold stating the place where said liquor are to be sold and that the applicant is a sober and suitable person to keep and conduct such a place of business. No license shall be ordered issued until the next meeting of the Common Council after such petition is received, and if the Common Council find such person to be a sober and suitable person to keep such place and business they shall direct the Auditor to issue such license. if they find that the applicant is not a sober or suitable person to keep and conduct such place of business, they shall deny the petition and no license shall be issued. Should the Common Council at any time determine that any person keeping or conducting any such place is not a sober or suitable person to keep and conduct such place or business or that his or her place of business is kept in a noisy and disorderly way, and that the peace and quiet of any person or neighborhood is disturbed, or that the same is conducted in any particular in violation of this ordinance. the Common Council may revoke such license and any citizen of said City may petition the Common Council for the revocation of any such license on any of said grounds, and said Common Council shall hear the same or refer the same to a committee to investigate the charges and report to the Common Council. provided, that said licensee shall have not less than five days notice of the hearing whether before the Common Council or a Committee, and either party shall be heard in person or by Attorney, and allowed to introduce evidence. If the Common Council shall find the petition or any materiale part thereof to be true said license may be revoked and no further license shall be issued to such person, otherwise the petition must be denied.

Sec. 6. - The rate of license shall be as follows:

1st. for every Hotel, restaurant or eating house where spirituous, vinous, malt or other intoxicating liquors are sold except where a bar is maintained the sum of twenty five dollars per month.

2nd. For every place of business where said liquors or any of them are sold in quantities of not less than one fifth of a gallon at a time, the sum of twenty-five dollars per month.

3rd. For every distillery, brewery or place where spirituous, vinous, malt or other intoxicating liquors are manufactured

the sum of twenty-five dollars per month.
4th. For Every Saloon, bar, barroom, tippling house or any other place where any wine, ale or beer or any other spirituous, vinous, malt or other intoxicating liquors are to be sold in quantities of less than one-fifth of a gallon at a time or to be drank on the premises where sold, except the place mentioned in subdirision one of this section, the sum of fifty dollars per month or ten dollar per day.
Sec. 7 - Every saloon, bar, barroom, tippling house or other place where wine, ale, beer or any spirituous, vinous, malt or other intoxicating liquors are sold, shall close at 12 o'clock P. M. of each day and not reopen until five o'clock A.M. of the day following, and it shall be unlawful for any person to sell, barter or give away any wine, beer, ale or any spirituous, vinous, malt or other intoxicating liquors during the time said place of business is Direly required to be closed.
Sec. 8 - Every person who shall sell, barter or give away any wine, beer, ale or any spirituous, vinous, malt or other intoxicating liquors of any kind, without having procured the license as provided in this ordinance or between the hours of 12 o'clock P.M. and five o'clock A.M. or who shall violate any of the provisions of this ordinance, shall be fined in a sum not less than twenty-five dollars or more than three hundred dollars or by imprisonment in the City Jail of the City of San Diego for a term not exceeding three months or by both such fine and imprisonment.
Sec. 9 - Prosecutions under this ordinance may be in the name of the people of the State of California.
Sec. 10 - Upon the conviction of any person for a violation of this ordinance a certified copy of the judgment of conviction shall be filed with the City Clerk and the Common Council shall revoke the license issued to such person.
Sec. 11 - It is Direly made the duty of the City Tax Collector to collect all licenses provided for by this ordinance: he shall receipt all licenses received on the back of the license and shall return under oath on the first day of each month the amount collected by him for the preceding month and shall pay the same to the City Treasurer.
Sec. 12 - No license issued under this ordinance shall be assigned or transferred, except by permission of the Common Council, and any person other than the licensee doing business under any license, without the permission of the Common Council first obtained shall be guilty of a violation of this ordinance.
Sec. 13 - It is made the duty of the Chief of Police to see that all of the places of business named in section seven of this ordinance close their places of business and keep them closed as in said section provided, and to

forthwith arrest any person who so said place of business shall be or remain open during said time and to cause complaint to be filed against him in the Police Court, and to see that every requirement of this ordinance is fully complied with.

Sec. 14. It is made the duty of the City Attorney to prosecute all cases arising under this ordinance.

Sec. 15:- It shall be unlawful for any Physician or person claiming to be a Physician to give a prescription to a druggist or any other person for any intoxicating liquors except for medical purposes and in case of necessity, or to any such prescription for the purpose of evading or assisting to evade the provisions of this ordinance.

Sec. 16 - All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 17 - This ordinance shall take effect and be in force from and after its adoption and publication as provided by law."

The resignation heretofore tendered by Delegate Melvin Stone, was taken from the table and a Communication from said Melvin Stone urging the Board to accept said resignation, was read whereupon Delegate Hewitt offered the following resolution, which was adopted by the Board. to-wit:

"Whereas, Delegate Melvin Stone of the First Ward has seen proper to offer his resignation to this Board, and Whereas, it is our bounden duty to accept the same.

Therefore, be it resolved, that it is the sense of this Board, that we accept the resignation of Delegate Melvin Stone; and in accepting the same we bow in submission to his wishes, with feelings of deep regret, believing that in his retiring from this Board, this body has lost a useful and conscientious member, and the City a faithful servant."

On motion of Delegate Rodger it was ordered that the filling of the vacancy, caused by the resignation of Delegate Stone, be postponed until the next meeting.

On motion of Delegate Hulbert the Board adjourned until Monday, August 5. 1889. at 7.30 o' clock P. M.

W. M. Gassaway
City Clerk

G. G. Bradt
President

Regular Meeting.

Council Chamber of the Board of Delegates, of the City of San Diego, California. August 5- 1889.

A Regular Meeting of the Board of Delegates of the City of San Diego, was held this day at 7.30 o'clock P. M. with President Pratt presiding.

Present, Delegates - Lyons: Pauly: Julian: Davies: Jay: Pedigo: Wetherbee: Heath: Hewitt: Seybolt: Thompson: Hulbert: Gow: Kammann: Cooper and Pratt. Also Clerk Passmore.

Absent, Delegate - Marshall.

The minutes of an Adjourned Meeting, held July 29, 1889, were read and approved as read.

A Petition from Hon. J. Hayes, City Justice, for thirty days leave of absence from August 6th, was read, together with a Message from the Mayor recommending the granting of same. And on motion of Delegate Pauly the Petition was granted.

Delegate Wetherbee moved to suspend the regular order of business and proceed to the election of a Delegate from the First Ward, to fill the vacancy caused by the resignation of Delegate Stone - the motion carried, and thereupon Delegate Lyons placed in nomination Mr. Hall Wagner. There being no further nominations offered, on motion of Delegate Wetherbee the Chair was instructed to cast a unanimous ballot for said Hall Wagner as a Member of the Board of Delegates, of the City of San Diego, California. And thereupon said Ballot was so cast, and said Wagner declared to be duly elected a Member of said Board.

A Petition from G. Pandy, for a Lease upon certain City lands, for the purpose of developing coal, oil, gas, etc. was read and referred to the Committee on City Lands.

A Report from Dockmaster of the expenses & operations of the City Health Office, since his term of office began: was read and referred to the Committee on Finance.

A Communication from the San Luis Rey Flume Company, submitting a Proposition to supply water to the City of San Diego; was read and referred to the Committee on Water.

Delegate Hulbert moved that the Chair appoint a temporary member of the Committee on Water during the absence of

Delegate Marshall. The motion carried and thereupon the Chair appointed for said temporary Committee man = Delegate McKenbee.

A Petition from Delegate Lyons for 30 days leave of absence from August 5th. was read, and granted.

A Petition for the regulation of the running of trains upon the streets of the City, was read, and referred to the Committee on Streets.

A Request from Delegate Marshall for an extension of thirty days of his leave of absence. was read and granted.

A Communication from the Board of Health recommending the immediate change of the Sewer, Garbage Mark, together with the concurrent report of the Board of Public Works: was read and referred to the Committee on Sewers.

Delegate Cooper offered the following Joint Resolution, which was adopted by the Board. towit:

"Joint Resolution No. 24

Be it Resolved, by the Common Council of the City of San Diego, that the Board of Public Works be requested to report the Bids for a Garbage Scow, received by said Board to the Common Council, as per Joint Resolution now in force."

A Petition from David D. Dare for a street railway franchise on Sixth and C. streets: was read and referred to the Committee on Streets.

A Communication from the Board of Public Works recommending the granting of the Petition asking that I, Topeka and Oliver Avenues be connected and re-named: was read. Also an Ordinance submitted by said Board, consolidating said Avenues. and on motion of Delegate Heath, and by the following vote. towit:

Ayes. Delegates - Lyons: Pauly: Julian: Davies: Day: Rodgers: McKenbee: Heath: Hewitt: Seybolt: Thompson: Hulbert: Law: Kamman: Cooper & Bradt.

Noes. None.

the Ordinance was adopted as read. Said Ordinance is as follows. towit:

"Ordinance No. 20

An Ordinance consolidating and uniting Oliver, Topeka and I. Avenues and changing their names.

Sec. 1.- Be it ordained by the Common Council of the City of San Diego as follows: that Oliver Avenue: Topeka Avenue and I Avenue be and the same are hereby connected, and that they shall hereafter constitute and be one continuous street from the North end of Oliver Avenue to the south end

of I avenue.
Sec. 2 - That said street shall hereafter be called Main street.
Sec. 3 - That this ordinance shall take effect and be in force from and after its passage."

Delegates Davies and Hulbert were temporarily excused.

A Communication from the Board of Public Works submitting an Ordinance establishing the grade of Sixth street, was read. On motion of Delegate Heath and by the following vote, said Ordinance was adopted, to-wit:
Ayes Delegates - Lyons: Pauly: Julian: Day: Rodgers: McKelvey: Heath: Hewitt: Seybolt: Thompson: Hulbert: Snow: Kamman: Cowles & Pratt.
Said Ordinance is as follows, to-wit:

"Ordinance No. 21.

An Ordinance establishing the grade of Sixth street, from the north side of M. street to the south side of B. street in the City of San Diego, California.
Be it ordained by the Common Council of the City of San-Diego, as follows:
Section 1. - The grade of Sixth street from the North side of M. street to the south side of B. street, is hereby established as follows:
The elevation of the points herein named above the datum line of levels fixed by ordinance No. 3. shall be fixed as follows:
At the northwest corner of M. and Sixth streets 1.5 feet:
and at the northeast corner thereof 2.0 feet.
At the southwest corner of Sixth and L. streets 2.0 feet:
at the northwest corner thereof 2.5 feet: at the southeast corner thereof 2.5 feet: and at the northeast corner thereof 3.0 feet.
At the southwest corner of Sixth and K. streets 6.5 feet: at the northwest corner thereof 7.5 feet: at the southeast corner thereof 7.0 feet: and at the northeast corner thereof 8.0 feet.
At the southwest corner of Sixth and J. streets 12.0 feet: at the northwest corner thereof 13.0 feet: at the southeast corner thereof 12.5 feet: and at the northeast corner thereof 13.5 feet.
At the southwest corner of Sixth and I street 18.0 feet: at the northwest corner thereof 19.0 feet: at the southeast corner thereof 18.5 feet: and at the northeast corner thereof 19.5 feet.
At the southwest corner of Sixth and H. streets 24.5 feet: at the northwest corner thereof 25.5 feet: at the southeast corner thereof 25.0 feet: and at the northeast corner thereof 26.0 feet.
At the southwest corner of Sixth and G. streets 31.0 feet: at the northwest corner thereof 32.0 feet: at the southeast corner thereof 31.5 feet: and at the northeast corner thereof 32.5 feet.
At the southwest corner of Sixth and F. streets 36.3 feet: at the northwest corner thereof 36.8 feet: at the southeast corner thereof 36.3 feet: and at the northeast corner thereof 36.8 feet.

At the southwest corner of Sixth and E. streets 42.4 feet; at the northwest corner thereof 43.4 feet; at the southeast corner thereof 42.4 feet; and at the northeast corner thereof 43.4 feet.
At the southwest corner of Sixth and D. streets 50.5 feet; at the northwest corner thereof 51.0 feet; at the southeast corner thereof 51.0 feet; and at the northeast corner thereof 51.5 feet.
At the southwest corner of Sixth and C. streets 56.0 feet; at the northwest corner thereof 56.5 feet; at the southeast corner thereof 56.0 feet; and at the northeast corner thereof 56.5 feet.
At the southwest corner of Sixth and B. streets 57.5 feet; and at the southeast corner thereof 57.5 feet.
And the grade of said Sixth street, between the points fixed by this Ordinance, shall be of uniform ascent or descent as shown by the grade map made by the City Engineer and on file in his office.
The center of said street shall be four inches lower than the average of the curb grades.
Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.
Section 3. This Ordinance shall take effect and be in force from and after its passage and publication as required by law."

A Protest against the use of the ground (situated in the Eighth Ward) known as Recreation Park, for public ball games on Sunday; was read & referred to the Committee on Health & Morals and the City Attorney.

Delegates Davis and Hulbert here entered and resumed their seats in the Board.

A Report from a Special Committee (consisting of the Chairmen of the Boards of Aldermen and Delegates; the Board of Public Works; Mayor; City Attorney & City Auditor) in the form of three resolutions adopted by said Committee; was read, and Resolution No. 1. "being a recommendation that the salaries of the subordinate officers of the Board of Public Works be fixed." was received and filed. = Resolution No. 2. "being a recommendation that the necessary steps be taken for submitting the question to the people of issuing $200.000 Bonds for the construction of a Water System." was referred to the Committee on Water &c. = Resolution No. 3. "being a recommendation that the Board of Public Works be authorized to purchase seven watering carts not to cost more than $1095.00 also authorized to expend not to exceed $100 per month for three months for street sprinkling." was read.

(President Bradt here called Delegate Rodgers to the Chair)

Delegate Heath moved to receive & file said recommendation Delegate Wetherbee moved to amend, that the City Attorney be instructed to prepare an Ordinance in accordance

with said recommendation. This amendment carried and it was so ordered.

(President Bradt here resumes the Chair.)

A Report from D. Gockenauer, Health Officer. for the month of July, 1889. was read. and filed.

A Communication from the Board of Public Works relative to the Petition of Jno. Allyn Et al for the placing of a side-walk at 4th & E. streets; was read & filed.

A Communication from the Board of Public Works, stating that Goodbody & Sons offer to do the necessary sprinkling on Military Parade Day (August 10.) for $40.00; was read, and thereupon Delegate Rediger offered the following Joint Resolution which was adopted, to-wit:

"Joint Resolution No. 25.

Resolved, that the Board of Public Works are hereby authorized to expend a sum of not exceeding forty dollars ($40) for sprinkling the depot grounds at the foot of D. st. for the period of ten days, also the streets on the line of march on the day of the Military Parade."

A Communication from the Board of Public Works renewing the request for authority to employ a Dump Master; was read and on motion of Delegate Davies, the same was laid on the table. And further - the Chief of Police was instructed to take the necessary action for the protection of the City Park.

A Communication from the Board of Public Works, relative to the establishment of Free watering troughs, was read. And thereupon Delegate Rediger offered the following Joint Resolution which was adopted by the Board, to-wit:

"Joint Resolution No. 26

Resolved, that the Board of Public Works be authorized and instructed to locate and construct Free watering troughs for horses at an expense of not to exceed $85. at the following points in the City, to-wit: on 4th street opposite the Overton Plaza; On K. street between 6th and 7th streets, and on the corner of 17th & K. streets"

A Report from M. L. Lawson, Police Judge, showing the number of cases tried, fines collected, &c. in the Police Court from July 15th to July 31. 1889. (inclusive): was read, and referred to the Committee on Finance.

A Communication from the Board of Public Works, submitting for approval, the Bond of Goetz & Bonn, for keeping in repair "D." street, from California street to Front street: was

read, and said Bond referred to the Committee on Finance.

The following Joint Resolution, heretofore adopted by the Board of Aldermen, was read, and adopted. to wit:

"Joint Resolution No. 27

Be it Resolved, by the Common Council, that the Board of Public Works be requested to take the necessary action for the protection, by the use of a plentiful supply of water, of the Horton House Plaza."

An Ordinance fixing the compensation of the Secretary of the Board of Public Works, at $25: per month. (heretofore adopted by the Board of Aldermen) was read. Del. Delegate Heath moved that the Board of Delegates not concur. The motion carried.

Delegate Day moved that a Conference Committee be appointed (and the Board of Aldermen requested to appoint a like Committee) to investigate & report a salary for the Secretary of the Board of Public Works. The motion carried & thereupon the President appointed for said Committee; Delegates Day: Pauly & Thompson.

The following amendment (adopted by the Board of Aldermen,) to "an Ordinance Establishing a schedule of fees and charges to be paid for the services of the City Engineer of the City of San Diego", was read. and adopted by the following vote, to wit:

Ayes. Delegates - Lyons: Pauly: Julian: Davis: Day: Reagier: Netherton: Heath: Hewitt: Seybolt: Thompson: Hulbert: Law: Kamman: Cooper & Pratt.

Noes. None.

Said amendment is as follows. to wit:

"Sec. 4. It is hereby made the duty of the Secretary of the Board of Public Works, and he shall, on the first Monday in each month report to the Common Council the amount of all fees paid to him by the City Engineer under the provisions of this ordinance. by whom paid. and the total amount paid for the month."

An Amendment (adopted by the Board of Aldermen) to the Mt. Te Carte Land & Water Co's Ordinance. was read. and Delegate Netherton moved that the Board of Delegates not concur. The motion carried.

An Ordinance providing for adopting, entering into & carrying out means for securing a supply of pure. fresh, water for the use of the City of San Diego &c was read and referred to the Committee on Water.

An Ordinance in relation to Dogs & licensing the same

was read and Delegate Hulbert moved to adopt. The motion was lost by the following vote, towit:
Ayes. Delegates - Davies: Wetherbee: Hewitt: Seybolt: Thompson: Hulbert: Jones: Cooper & Bradt.
Noes. Delegates - Lyon: Pauly: Julian: Day: Rodgers: Heath: & Hamman.

After giving notice President Bradt did, in open session, sign Ordinance No. 18. being An Ordinance establishing a partially paid fire department for the City of San Diego. and fixing the Compensation of the members of the same. Also Ordinance No. 19. being An Ordinance imposing municipal licenses in the City of San Diego. California.

Delegate Heath offered the following Joint Resolution, which was adopted. towit:

"Joint Resolution No.

Resolved, that a Special Committee of three be appointed to investigate & report to the Common Council, the cost to date, of fitting and furnishing the present City Office building, and also under what authority & by whose order, the expense has been incurred, & whether Sec's 15: of Chap 2. of Art 2. and Sec. 14. of Chap. 1. of Art. 5: have been fully complied with"

Delegate Rodgers offered the following Joint Resolution, which was adopted. towit:

"Joint Resolution No.

Resolved, that City Attorney is hereby instructed to draft the necessary Resolution of intention of the Common Council to order the paving of 6" street, from the Water front to B. street.

On motion Delegate Heath was granted an extension of one weeks time in which to make the reconsideration of the vote upon Conference Committee report relative to the enforcement of Ordinance No. 297.

On motion the Board adjourned until Monday, August 12-1889 at 7.30 o'clk P.M.

W.M. Hassaway
City Clerk.

G.W. Bradt
President

Adjourned Meeting.

Council Chamber of the Board of Delegates, of the City of San Diego. California. August 12th. 1889.

An Adjourned Meeting of the Board of Delegates, of the City of San Diego, California, was held this day at 7.30 o'clock P.M. with President Bradt presiding.

Present. Delegates – Wagner: Daily: Julian: Heath: Davies: Day: Radigan: Wetherbee: Hewitt: Seybolt: Hulbert: Law: Kamman: Cowles and Bradt and Clerk Gassaway.

Absent. Delegates – Lyons: Marshall and Rompaar.

The minutes of the last regular meeting were read and approved as read.

A Communication from the Board of Public Works submitting an Ordinance establishing the Crown of the grade of B.C.D.E.F.G.H.I.J. and K. streets from 4th to 6th Street; was read and referred to the Committee on Streets.

The Board of Public Works presented the Proposal of Joseph Supple, for the Construction of a Garbage Scow (being the only proposal received by said Board.) Said Proposal being for the sum of $2000. and on motion of Delegate Heath the same was laid on the table for one week.

A Petition from M.T. Gilmore & J.A. Thomas, to have the City build a foundation wall between Lots C. & D. Block 35. Horton's Addition. (Lot C. being the City's property.) Also to join in a party wall and a Communication from the Board of Public Works relative to same: was read and referred to the Committee on Public Buildings.

A Petition from E.D. Switzer, to have an Ordinance enacted to prohibit the dumping of rubbish on the Park: was read and referred to the Committee on Parks &c.

A Communication from D. Gockenauer, Health Officer submitting a notification from the Board of State Harbor Commissioners to change the present landing place of the Garbage Scow: was read and referred to the Committee on Health and Morals and the Board of Health.

The following Petitions for Retail Liquor Licenses were read and referred to the Committee on Health & Morals, Envit: S.R. Goodrum: Geo. Hennigen: Mikan McVeigh.

On motion of Delegate Heath the vote by which Concurrent Resolution No. 2. was adopted by this Board. was reconsidered.

A Petition from Property Owners for the grading, macadamizing and guttering of 5th street, from south line of B. street. to the south line of Ivy street: was read and on motion of Delegate Heath the same was referred to the City Attorney & Committee on Streets to prepare the proper Resolution of Intention.

A Petition from Gratz K. Bonn for an extension of 30 days time, in which to complete the macadamizing of D. street. was read and granted.

The following Concurrent Resolution, heretofore adopted by the Board of Aldermen, was read and concurred in, to-wit:

Concurrent Resolution. No. 3.

Whereas, in addition to exorbitant water rates to consumers, enormous charges for putting in and taking out water meters and excessive monthly rentals for meters. Ordinance No. 321, now in force, also provides, that the City shall pay the extravagant price of $100 per year for each and every fire hydrant, and

Whereas, said ordinance will continue in force until July 1st, 1890, and it is out of the power of this Council to in any wise amend said ordinance or grant relief from the enormities thereof. except however, this Council has the power to determine and designate the number of, and the location of fire hydrants for which the City shall pay rent. and

Whereas, the owners of fire hydrants within the City now claim rentals from the City for about 190 hydrants. and

Whereas, it is denied that the City ever authorized the renting of 190 fire hydrants from any person, company or corporation, or any other number of hydrants, therefore

Be it Resolved, by the Board of Aldermen of the City of San Diego, the Board of Delegates thereof concurring, that the whole matter of the renting by the City of fire hydrants be and the same is hereby referred to the Fire and Water Committee of the Board of Aldermen, and the Water Committee of the Board of Delegates, said two Committees in conjunction with the City Attorney to investigate said matter and make a joint report to the Common Council, stating among any other facts which said Committees and Attorney may deem proper to report

1st: Report whether or not the City can legally connect with, put in and maintain its own fire hydrants upon the present water system in said City thereby saving rental. If so report the cost of said fire hydrants and connections.

2nd: Report the least possible number of fire hydrants which

the City should rent, or sub-in, and name the locations thereof by street names."

The following Report from the Committee on Streets was read, and received. to-wit:

"To the Hon. Board of Delegates: Your Committee to whom was referred the petition of David D. Dare asking for a franchise to lay a cable street railway over and upon Sixth st. from the north line of L. to C. st. have examined the same and submit for adoption the Concurrent Resolutions hereto annexed.

Chas. M. Pauly
M. R. Day
A.B. Seybolt."

The following Concurrent Resolution, was read by on motion of Delegate Rodgers, and by the unanimous vote of the Board the same was adopted. to-wit:

"Concurrent Resolution No. 4.

Be it Resolved, by the Common Council of the City of San-Diego, California, that David D. Dare has filed a petition and application, a copy of which is attached hereto and made a part hereof, marked "Exhibit A." = that the said Council hereby determines that a double track street cable railway franchise should be granted along and upon the route described in said petition and application, to-wit: On Sixth street, from the north line of L. street to the center of "C" street, and also on "C" street from the center of Arctic street to the center of Thirty-third street, in the City of San Diego, California, big upon the conditions stated in said petition and application.

(Here follows "Exhibit A." a copy of said petition.)

The following Concurrent Resolution was read by on motion of Delegate Law. and by the unanimous vote of the Board the same was adopted. to-wit:

"Concurrent Resolution No. 5.

Be it resolved, by the Common Council of the City of San-Diego, California: that the City Clerk of the City of San Diego be, and he is hereby ordered to cause the following notice of application, and resolution to be published for ten days in the San Diego Daily Sun, a newspaper printed and published in said City. to-wit:

(Here follows the "Notice" above referred to.)

An Ordinance creating the office of Plumbing Inspector was read & adopted by the following vote. to-wit:

Ayes. Delegates - Wagner: Pauly: Julian: Davies: Day: Rodgers: Wetherbee: Seybolt: Hulbert: Law: Kamman: Cooper - Pratt.

Noes. Delegates - Heath & Hewitt.

Said Ordinance is as follows. to-wit:

"Ordinance No. 22

An Ordinance creating the office of Plumbing Inspector and fixing the salary of same.

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1.- That the office of Plumbing Inspector is hereby created.

Sec. 2.- That the compensation of the Plumbing Inspector be and the same is hereby fixed at One Hundred dollars per month, payable monthly.

Sec. 3.- That this ordinance shall take effect and be in force from and after its passage."

Delegate Wetherbee offered the following resolution, which was adopted, to-wit:

"Delegate Resolution.

Resolved, that the Committee on Gas & Electric Light be instructed to enquire of the two Electric Light Companies, the cost of lighting this Chamber with Electricity. To report the same to this Board at our next meeting."

An Ordinance providing for Street Sprinkling, was read and Delegate Heath moved to strike out the enacting clause. Delegate Law moved the amendment to adopt as read. The amendment carried, & thereupon the motion as amended was lost by the following vote, to-wit:

Ayes. Delegates - Wagner: Day: Rediger: Wetherbee: Seybolt: Hulbert: Law: Cowper & Bradt.

Noes. Delegates - Pauly: Julian: Heath: Davies: Hewitt: & Kamman.

Thereupon Delegate Rediger gave notice that at the next meeting he would move a reconsideration of the above vote.

An Ordinance creating the office of Superintendent of Sewers was read and adopted by the following vote, to-wit:

Ayes. Delegates - Pauly: Julian: Davies: Day: Rediger: Wetherbee: Seybolt: Hulbert: Law: Kamman. Cowper & Bradt

Noes. Delegates - Wagner: Heath, Hewitt

"Ordinance No. 23.

An Ordinance creating the office of Superintendent of Sewers, and fixing his compensation.

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1.- That the office of Superintendent of Sewers, for the City of San Diego, is hereby created.

Sec. 2.- That the compensation of said Superintendent of Sewers is hereby fixed at the sum of $100 per month, payable monthly.

Sec. 3.- That this ordinance shall take effect and be in force from and after its passage."

An Ordinance creating the office of City Gardener, was read and laid on the table.

On motion of Delegate Heath, the City Attorney was instructed

to prepare an Ordinance fixing the salary of the Park Superintendent at $35.00 per month.

A Report from the Committee on Health & Morals, in regard to the Petition to have Base Ball playing etc/2/2ed on Sundays at recreation park, was read and filed.

A Report from the Committee on Finance, relative to the claims for error tax assessments, was read and the subject matter thereof referred to the City Attorney and Auditor.

The Committee on Finance reported favorably upon the Bond of Gratz K. Brown, heretofore referred & the same was referred to the City Attorney.

The Committee on Finance reported favorably upon the request of the Board of Public Works that $4000. be transferred to the Street Fund. Whereupon the City Attorney was instructed to prepare an Ordinance for said transfer.

The Claim of Alex. McClean and the Report of the Finance Committee thereon, was referred to the City Attorney.

The Committee on Finance reported favorably upon the Report of the Police Judge from July 15. to 31. Whereupon the same was filed.

A Report from the Committee on City Lands requesting further time, in which to report upon the Petition of S. Sandy, was read & filed.

Delegate Heath moved to reconsider the vote heretofore taken relative to a Conference Committee Report on Ordinance No. 297."
(Delegates Kaufman & Owen were here excused.)
On motion the above motion of reconsideration was postponed until next meeting, the same to be made the special order of business.

A Report from the Special Committee on Licensing Vehicles, asking that said Committee be enlarged, was read and Delegates Julian & Wagner appointed.

On motion the Sewer Committee was instructed to investigate Sewer Plans now being constructed

President Bradt appointed Delegate Wagner upon all of the Committees heretofore represented by Delegate Stine.

Delegate Heath offered the following resolution which was adopted, viz:

"Delegates Resolution.

Resolved, that a special Committee of three be appointed by the Chair on the part of this Board to investigate & report to this Board the cost to date of fitting & furnishing the present City Office building and also under what authority & by what orders the expense has been incurred."

After giving notice President Bradt did, in open session sign Ordinance No. 17. being an Ordinance granting the Mt. Desert Sand & Water Co. the right to lay pipes &c.

Also Ordinance No. 20 being an Ordinance consolidating Topeka, Olivia & I. Avenues & renaming the same as Main Street

Also Ordinance No. 16 being an Ordinance amending the "Fruit pipe Ordinance.

Also Ordinance No. 24 being an Ordinance establishing a schedule of fees to be charged by the City Engineer.

Also Ordinance No. 21 being an Ordinance establishing the grade of 6th street. from M. to B. streets.

Also Ordinance No. 22 being an Ordinance creating the office of Plumbing Inspector. &c

Also Ordinance No. 23 being an Ordinance creating the office of Sewer Superintendent.

On motion of Delegate Hulbert, the Board adjourned until Monday, August 19-1889.

W. M. Stassaway
City Clerk

G. G. Bradt
President

Adjourned Meeting.

Council Chamber of the Board of Delegates, of the City of San Diego, California. August 19- 1889.

An Adjourned Meeting of the Board of Delegates; of the City of San Diego, was held this day at 7.30 o'clock p. m. with President Bradt presiding.

Present. Delegates - Wagner: Pauly: Julian: Davies: Day: Rediger: Wetherbee: Heath: Hewitt: Hulbert: Law: Kammann: Seybolt: Thompson: Bradt and Clerk Gassaway.

Absent. Delegates - Lyons: Marshall and Cowper.

The Minutes of an Adjourned Meeting, held August 12th. 1889. were read, and approved as read.

Delegate Heath seconded by Delegate Hewitt moved to reconsider the vote by which a certain Conference Committee Report recommending the enforcement of Ordinance No. 297. (and Entered upon page 122. of this record.) was adopted. The motion was lost by the following vote, towit:

Ayes. Delegates. Wagner: Julian: Davies: Heath: Hewitt: Kammann: Seybolt: and Bradt.

Noes. Delegates, Pauly: Day: Rediger: Wetherbee: Hulbert: Law: and Thompson.

A Message from the Mayor transmitting a copy of summons served in a suit to annul the City Charter; was read, and on motion of Delegate Rediger the matter was referred to the City Attorney with full power to act.

A Message from the Mayor transmitting a Petition from J. M. Dodge Treasurer & Tax Collector for the continuation of the temporary Deputy heretofore granted, and endorsing same: was read and referred to the Committee on Finance.

By request Delegate Rediger is substituted in place of Delegate Wetherbee as a member of the Committee on Finance to act in above matter, only.

A Communication from the Board of Public Works submitting an Ordinance regulating the use of the streets by Gas and Water Companies; was read together with said Ordinance, which said Ordinance was adopted by the following vote, towit:

Ayes. Delegates - Wagner: Pauly: Julian: Davies: Day: Rediger: Wetherbee: Heath: Hewitt: Hulbert: Law: Kammann: Seybolt: Thompson and Bradt.

Noes - None.

Said Ordinance is as follows, towit:

Ordinance No.

Be it ordained by the Common Comcil of the City of San Diego as follows:

Section 1. That subject to the provisions of this ordinance the Board of Public Works shall control and regulate the laying of all kinds of pipes in and the use of the streets, alleys and public grounds of the City for gas, water, drainage and sewer purposes.

Section 2. Before laying any pipes for such purposes every person, company, corporation or association shall, on a written application, obtain from said Board of Public Works a written permit accurately describing the location, extent and character of the work to be done, and the work shall be done in strict conformity to such permit.

Section 3. Under the direction of said Board of Public Works the City Engineer shall establish the elevation of grade for all pipes. and set stakes for the laying of new pipes, but the top of all main pipes shall be not less than thirty-six (36) inches below the surface of the street as fixed by the established grade. The City Engineer shall charge for all work herein provided for such fees as have heretofore been fixed by ordinance.

Section 4. The main pipes of the San Diego Gas and Electric Light Company shall be placed in the West side of streets running North and South and in the North side of streets running East and West, and on a line parallel with and ten feet from the center line of the street: and the main pipes of the San Diego and Coronado Water Company shall be placed in the East side of streets running north and south and in the south side of streets running East and west and in a line parallel with and ten feet from the centre line of the street: provided that where there are public alleys and where it is practicable so to do all gas, water and sewer pipes shall be laid in such alleys, the gas pipes five feet from the West line of alleys running North and South and five feet from the North line of alleys running East and West: the water pipes five feet from the east line of alleys running north and south and five feet from the south line of alleys running East and West, and sewer pipes in the center of all alleys.

Section 5. Gas and water service pipes shall not be laid in the same ditch and all stop cocks and the boxes thereof shall be placed inside of and adjoining the curb line, the top of the box to be on a level with the grade of the sidewalk.

Section 6. The San Diego Gas and Electric Light Company and the San Diego and Coronado Water Company and all other persons, companies, corporations and associations now having pipes for any of the purposes mentioned in the streets of the

City shall, within ninety days after the passage of this ordinance, file in the office of the Board of Public Works maps on a scale of not less than four hundred feet per inch accurately showing the location, size and quality of all pipes belonging to them or either of them now lying in the streets of the city, and also showing the location of all fire hydrants and the length, size and kind of pipe leading to the same from the main pipe and denoting the normal pressure in pounds per square inch at each hydrant.

Section 7. At periods of six months after the filing of the maps required by Section 6. such persons, companies, corporations and associations shall file in the office of said Board of Public Works supplimental maps, on the said scale, accurately delineating the location, size and quality of all new and additional pipes laid.

Section 8. The Street Superintendent shall inspect all back filling of trenches and require the same to be done in an efficient manner and so as not to impair the street.

Section 9. Every person, company, corporation or association violating any of the provisions of this ordinance shall be fined in any sum not exceeding three hundred dollars ($300), and each month of such violation shall be and constitute a separate offense.

Section 10. Ordinance numbered three hundred and thirty five (335), and all other ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 11. This ordinance shall take effect and be in force from and after its passage and one publication in the San Diego Daily Sun."

A Petition from Property owners (representing 8190 front feet) for the grading of F. street, from the West line of State street to the East line of 25th street, according to the grade as established by Ordinance No. 303: was read, together with a Communication from the Board of Public Works recommending same. And on motion of Delegate Rediger and by the following vote, towit: (Delegate Hulbert was temporarily excused.) Ayes, Delegates - Wagner: Pauly: Julian: Davies: Day: Rediger: Wetherbee: Heath: Hewitt: Low: Kamman: Seybolt: Thompson: Noes, None.

the following Resolution was adopted, towit:

"Resolution of Intention.

to grade F. street.

Resolved that it is the intention of the Common Council of the City of San Diego, California, to order the following street work to be done, towit: that "F." street in said City from the west line of State street to the East line of Twenty-fifth (25th) street and the sidewalks thereof and the entire crossings of said F. street with the streets intersecting the same

between said west line of State street and the East line of 25th street except the intersection of said C st street with 5th street, be graded to the official grade established by ordinance numbered three hundred and three (303). The San Diego Daily Sun is hereby designated as the daily newspaper published and circulated in the city in which this Resolution of Intention shall be published for two days and the notice of the passage of said resolution for six days as often as said newspaper is issued therein. The Clerk of this city is hereby directed to publish and post this resolution for two days in the manner provided by law."

A Communication from the Board of Public Works, requesting that the salary of an assistant Sewer Inspector be fixed at $75. per month; was read and thereupon Delegate Julian offered a Concurrent Resolution fixing said salary at $75. per month. Said Resolution was lost by the following vote, twit:
Ayes. Delegates - Julian : Day : Rediger : Wetherbee : Seybolt : Thompson : Law : Hamman & Bradt.
Noes - Delegates - Wagner : Pauly : Heath : Davies : Hewitt & Hulbert.
Thereupon Delegate Rediger gave notice, that at the next meeting, he would move a reconsideration of the above vote.

A Communication from the Board of Public Works submitting an Ordinance prescribing general and special specifications for street work: was read and referred, together with said Ordinance to the Committee on Streets

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A Petition to pave C st street, was read and thereupon Delegate Heath offered the following Joint Resolution which was adopted, twit:

"Joint Resolution No. 28.

Resolved, 1st: That the part of the Sixth street property owners communication referring to the paving and curbing of C st street, be referred to the Street Committee, and City Attorney, with instructions to prepare specifications in accordance with the communication, and a resolution of intention of the City Council to pave and curb C st street and report at the next meeting.
2nd. That the part referring to the laying of an 8 inch water main on C st street be referred to the Water Committee to report at the next meeting."

A Petition to grade "E" street from the Water front to 25th street: was read and on motion of Delegate Heath the City Attorney was instructed to prepare a resolution of intention in accordance herewith.

The Committee on Water &c. to whom was referred the proposed ordinance providing for the entering into Contract

of the City with the Mt. Pr Carte Water Co. for a water supply for the City; reported the recommendation that said ordinance be filed to await further consideration; and said report was adopted and said ordinance filed.

A Communication from J.A. McRae relative to the paving of upon Fifth street: was read and filed.

A Resolution of the Board of Aldermen requesting permission of the Board of Delegates for an adjournment of longer than seven days: was read 2nd & on motion of Delegate Heath the request was respectfully declined.

A Petition from D. St. Clair for a Retail Liquor License, was read and referred to the Committee on Health and Morals.

A Report from G.M. Power. Auditor, for the month of July. 1889. was read, and referred to the Committee on Finance.

A Petition from the "Tax Payers Association", relative to street work; was read, and referred to the Committee on Streets.

Delegate Cowper here entered and took his seat in the Board.

The Proposal of Jos. Supple to build a Garbage Scow (Said over from last meeting) was taken from the table. 2nd Delegate Heath moved the reference of same to a Special Committee consisting of Delegates Hewitt: Wagner & Cowper. The motion was lost. 2nd thereupon on motion of Delegate Davies and by the following vote. to wit:
Ayes. Delegates - Wagner: Pauly: Julian: Davies: Rediger: Wetherbee: Seybolt: Thompson: Kamman: & Pradt
Noes. Delegates - Heath: Day: Hewitt: Law: Hulbert & Cowper.
it was ordered that the Board of Public Works be authorized to enter into Contract with said Supple in accordance with the terms of his proposal.

A Petition from property owners to grade Hawthorn street, from 3rd street to the City Park, by private Contract: was read & referred to the Committee on Streets.

A Communication from the Board of Fire Commissioners. requesting authority to purchase 1000 feet of fire hose: was read 2nd & referred to the Committee on Fire.

Delegate Heath offered an Ordinance regulating the Erection &c of Electric Light, Telegraph, & Telephone poles, 2nd moved to adopt the same. The motion was lost by the following vote. to wit:
Ayes. Delegates - Wagner: Pauly: Heath: Julian: Davies:

Hewitt: Seybolt: Cowzer and Bradt.
Noes, Delegates - Day: Rediger: Wetherbee: Thompson: Sav: Hulbert: and Kamman.
Thereupon Delegate Heath gave notice that at the next meeting he would move a reconsideration of the above vote.

In accordance with notice given, Delegate Rediger moved to reconsider the vote heretofore taken upon, and entered upon page 143. of this record., an Ordinance providing for sprinkling the streets of the City &c. The motion was lost by the following vote, viz:
Ayes. Delegates - Wagner: Rediger: Wetherbee: Seybolt: Thompson: Kamman: Cowzer and Bradt.
Noes - Delegates - Daily: Heath: Julian: Davies: Day: Hewitt: Sav and Hulbert.

A Petition from Calvin Washburn, for a Retail Liquor License, was read and referred to the Committee on Health & Morals.

The following Report from the Committee on Water, upon the Proposition of the San Louis Rey Flume Co.: was read, and adopted, to wit:

"We recommend the San Louis Rey Flume Co. proposition be further investigated by Water Committee of Board of Aldermen in conjunction with our own, and report at our next weeks meeting.

J. P. Davies
G. M. Wetherbee
Frank C. Thompson"

The following report from the City Attorney and Auditor, upon the claims for erroneous tax collection &c; was read and adopted, to wit:

"To the Common Council of the City of San Diego.
The City Attorney and Auditor to whom the tax claims were referred, and which were recommended to be refunded by your Finance Com. would respectfully report as follows:
We find that the claims of

A. H. Dunbar - deduction on improvements of		$700
L. Weiland -	" " "	800
Geo. T. Morse	" " "	200
G. N. Alexander	" " "	1600.
Eliza V. Roberts	" " "	3000.
Mrs. E. A. Bush	" " "	30.0
and Mrs. M. C. Dierendorff.	" "	5.0.

should be repaid.
On the claim of N. B. Cline, deduction for mortgage 135.00 we find that the Assessor erroneously entered the mortgage at $15000. when it should be 1500. and said Cline should be allowed the deduction - The same course is approved in

the claim of L. J. Davis deduction on mortgage for 800.
The following claims for double assessments are allowed
E. Chase. refund for double assessm. on 1300
M. A. Sinclair " " " " " 250
That as to the claims of P. K. Trask, Mortimer Smith and S. M. Hackett the taxes have not yet been paid and no rebate could be authorized.
Your Committee would suggest that the Tax Collector repay these claims, and take credit for the amount repaid in his final settlement with the Auditor.
In regard to the balance of claims in our hands we would respectfully ask for further time.

G. M. Torrey. Auditor
James P. Goodwin
City Attorney."

An Ordinance transferring certain funds, was read, and adopted, by the following vote, towit:
Ayes. Delegates - Wagner: Pauly: Heath: Julian: Davies: Day: Rodgers: Netherbee: Hewitt: Seybolt: Thompson: Lee: Hulbert: Kamman: Cooper: Bradt.
Said Ordinance is as follows. towit:

"Ordinance No. 26

An Ordinance transferring certain funds from the General Fund to the Street Light, Sewer and Drainage, Office, Public Building, and Salary Funds.
Be it ordained by the Common Council of the City of San-Diego as follows:
Sec. 1. - That the following sums be transferred from the General Fund to the various funds hereinafter mentioned as follows - To the Street Light Fund Six Thousand ($6000) dollars - To the Sewer and Drainage Fund Five Thousand ($5000) dollars - To the office fund one thousand ($1000) dollars - To the Public Building Fund one thousand ($1000.00) dollars - To the salary fund Two thousand ($2000) dollars.
Sec. 2 - That this ordinance shall take effect and be in force from and after its passage."

An Ordinance appropriating the sum of $225. to be paid to Jos. Melanson, was read, and adopted, by the following vote. towit:
Ayes. Delegates - Wagner: Pauly: Heath: Julian: Davies: Day: Rodgers: Netherbee: Hewitt: Seybolt: Thompson: Lee: Hulbert: Kamman: Cooper & Bradt.
Noes - None.
Said Ordinance is as follows. towit:

"Ordinance No. 27

Be it ordained by the Common Council of the City of San-Diego as follows:
Section 1. - That the sum of Two Hundred and twenty five

(225) dollars be and the same is hereby appropriated from the salary fund of the City for the purpose of paying Joseph Melanson for services rendered the City, on the levees during the months of June, July and August, 1889.
Sec. 2. - This ordinance shall take effect and be in force from and after its passage"

The City Attorney reported favorably upon the Bond of Gratz K. Brown (heretofore presented) for keeping D. street in repair &c. on motion of Delegate Rodgers said Bond was accepted and approved.

In the matter of the Petition of E.D. Switzer, heretofore presented, the Committee on Parks reported as follows, towit:

"To the Board of Delegates: Your Committee on Parks to whom was referred the communication of E.D. Switzer in regard to dumping of garbage & rubbish on the City Park owned report - that the Chief of Police has been requested and he has agreed to have the mounted police visit the Park early in the morning and at different times during the night and enforce ordinance 289. if in his power, and we your Committee think it advisable to await the result for a month or more without further action.

Respt. submitted

M. R. Day
Harr Wagner
Paul A. Rodgers.

said report was received and filed.

The Committee on Health & Morals reported favorably upon the following petitions for retail liquor licenses, towit:

"Wilson McVeigh
Geo. Hennigen
S. R. Goodwin.

&c on motion of Delegate Netherby said licenses were granted.

The Committee on Streets, to whom was referred the proposed Ordinance, (submitted by the Board of Public Works) establishing the true grade of certain streets, recommended the adoption of the same. &c on motion of Delegate Law and by the following vote, towit:

Ayes. Delegates - Wagner: Pauly: Julian: Davis: Day: Rodgers; Netherby: Heath: Hewitt: Hulbert: Law: Seybolt: Thompson: Kammann: Cooper & Bradt.

Noes - None.

The Ordinance was adopted. Said Ordinance is as follows, towit:

"Ordinance No. 28

Be it ordained by the Common Council of the City of San Diego as follows:

Section 1. - That the true of the grade of B.C.D.E.F. I.H.J.J. & K.

streets from the West line of Fourth street to the East line of Sixth street shall be four (4) inches lower than the average of curb grades.
Section 2. This ordinance shall take Effect and be in force from and after its passage and approval."

Delegate Kamman was excused from further attendance upon this meeting.

A Report from the Committee on Public Buildings upon the Petition of M. J. Gilmore and J. A. Thomas, was read and on motion of Delegate Wagner the same was laid on the table for one week.

After giving notice President Bradt did, in open session sign Ordinance No. 25. being an ordinance fixing the compensation of the Secretary of the Board of Public Works.

On motion of Delegate Hulbert the Board adjourned until Monday, August 26th. 1889. at 7.30 o'clock P. M.

W. M. Hassaway,
City Clerk

G. G. Bradt
President

Adjourned Meeting.

Chamber of the Board of Delegates,
of the City of San Diego, California.
August 26. 1889.

An Adjourned Meeting of the Board of Delegates, of the City of San Diego, was held this day at 7.30 o'clock p.m. with President Bradt presiding.
Present. Delegates - Wagner: Pauly: Heath: Davies: Day: Rodgers: Wetherbee: Hewitt: Seybolt: Thompson: Hulbert: Low: Kamman: Cooper: Bradt and Clerk Gassaway.
Absent. Delegates - Marshall: Lyon and Julian.

The Minutes of an Adjourned Meeting held August 19. 1889. were read and approved as read.

A Petition to have the First street sewer extended to Laurel street, was read & referred to the Committee on Sewers.

A Petition to have Hawthorn street graded from the East line of Union street to the City Park, was read and referred to the Committee on Streets.

A Petition from G. M. Taylor for a Retail Liquor License, was read, and referred to the Committee on Health & Morals.

A Petition to have a Bridge built across Third street at the intersection of Ivy street, and a Communication from the Board of Public Works relative to same, were read and filed.

In accordance with Notice given Delegate Rodgers moved to reconsider the vote heretofore taken (and entered upon page 149, of this Record) upon a Concurrent Resolution providing for an Assistant Sewer Inspector & fixing his salary. The motion carried by the following vote, towit:
Ayes - Delegates - Pauly: Heath: Davies: Day: Rodgers: Wetherbee: Thompson: Hulbert: Low: Kamman: Cooper & Bradt.
Noes, Delegates - Wagner: Hewitt and Seybolt.
Thereupon said resolution was lost by the following vote, towit:
Ayes. Delegates - Davies: Day: Rodgers: Wetherbee: Thompson: Low: Kamman: Cooper & Bradt.
Noes. Delegates - Wagner: Pauly: Heath: Hewitt: Seybolt and Hulbert.

An Ordinance providing for compensation of the keeper of Parks, was read and adopted by the following vote, towit:
Ayes. Delegates - Wagner: Pauly: Heath: Davies: Day: Rodgers; Wetherbee: Hewitt: Seybolt: Hulbert: Low: Kamman; Cooper & Bradt
Noes. Delegates - Wetherbee: & Thompson.

Said ordinance is as follows, towit:

"Ordinance No.

An Ordinance providing for the compensation of the keeper of the City Parks.

Be it ordained by the Common Comcil of the City of San Diego as follows:

Sec. 1.- That the compensation of the keeper of the City Parks be and the same is hereby fixed at the sum of thirty-five dollars per month payable monthly.

Sec. 2.- This ordinance shall take effect and be in force from and after its passage."

The Committee on Health and Morals reported favorably upon the Petition for Retail Liquor License of

D. St. Clair &

Calvin Markham.

Whereupon motion of Delegate Pedigo said Petitions were granted.

The following report from the Committee on Health & Morals was read and adopted, towit:

"To the Board of Delegates.

We, your Committee on Health and Morals, to whom was referred the notice of the Board of State Harbor Commissioners to the Board of Health to abandon the garbage dumps existing at the Sewer reservoir, beg to report that according to the opinion of the City Attorney, the said Board of Harbor Commissioners has no authority to order the removal of said dumps, provided the same is maintained in such a manner that no garbage or sediment is deposited in the bay by reason of its existence there. The new garbage cows will obviate the escape into the Bay of whatever garbage or dirt has hitherto been deposited.) and in order that the offensiveness of said dumps may be further reduced, your Committee recommends that the Board of Public Works be instructed to advertise for bids for the construction of a sealed garbage bunker or holder on the south walls of the sewer reservoir, at a cost of not to exceed $600, said work to be done in accordance with plans approved by, and on file with the Board of Public Works.

Respectfully submitted.

R. G. Hulbert

Geo. P. Law."

The Joint Street Committee reported favorably upon the proposed Ordinance providing for work upon the streets of the City of San Diego and thereupon said Ordinance was read thereupon Delegate Hewitt offered the following amendment to Section 3. which was adopted towit: insert at the latter end of said section the words - "under this specification the paving may be made from curb to curb."

Delegate Cowles offered the amendment to Section 3. that in the

description of the fragments of stone to be used in concrete & particularly as to size the word "one-half" be changed to "one-quarter." Said amendment was adopted.
Thereupon said Ordinance was adopted as amended by the following vote, towit:
Ayes. Delegates - Wagner: Pauly: Heath: Davies: Day: Rodgers: Metherbee: Hewitt: Seybolt: Thompson: Hulbert: Law: Kamman: Cowles and Pratt.
Noes - None.
Said Ordinance is as follows, towit:

Ordinance No. 29.

An Ordinance providing for work upon streets of the City of San Diego.

BE IT ORDAINED BY THE COMMON Council of the City of San Diego as follows:

Section 1 All street work mentioned herein, in the city of San Diego, California, shall be done in accordance with the following specifications, viz:

I. GENERAL SPECIFICATIONS.

1. The street pavement, guttering, curbing, crosswalks and culverts herein provided for are to be constructed according to the plan and cross-section approved by the Mayor and Common Council of the City of San Diego, and on lines as they shall be located by the City Engineer of said city; and all work shall, during its progress and on its completion, conform to the lines and levels which may from time to time be given by the City Engineer, and according to the official grades thereof.

2. The work shall be done as follows:
   a. To prepare the road-bed.
   b. To construct and lay thereon the pavement prescribed.
   c. To construct and lay along the exterior lines of said pavement the guttering and curbing prescribed.
   d. To furnish all materials necessary to perform said work and complete the same.

3. The work shall be prosecuted in sections of such respective lengths and widths as may be prescribed to the contractor in writing by the Street Superintendent, and as indicated to that official by the Board of Public Works, the aim being to keep one side of the width of the street always open for travel.

3½. The kind of curbing, gutters, crosswalks and culverts shall be indicated and called for in the resolution of intention.

PREPARATION OF ROAD-BED.

4. The earth road-bed on which the pavement is to rest, shall be graded to the required depth below the official grade of the street. The surface of such road-bed shall be parallel to and conform in every respect to the cross-section of the pavement when finished. The ground, after being perfectly dressed, shall be thoroughly and repeatedly rolled with a roller of not less than two hundred and fifty (250) pounds weight per inch length of the roller; such portions as are inaccessible to a roller shall be made solid by ramming; all soft or spongy places not affording a firm foundation shall be dug out, all trench refillings shall be thoroughly drenched with water and tamped; all depressions which appear shall be refilled with the same material as the road-bed, or other good earth, and shall be well rammed, and the entire road-bed shall be again rolled. In all places where any filling may be necessary to bring the road-bed to the required heighth, it shall be done in layers not to exceed twelve (12) inches in depth, and each layer shall be thoroughly tamped and flooded with water as may be required to insure a solid bed. The grading shall include the sidewalks to the official width, heighth and line, and all necessary trimming and shaping, refilling and tamping, all necessary excavations, depressions and trenches, rolling the road-bed and maintaining the same in a proper condition until paved.

CURBING.

5. All natural stone curbs shall be of good quality, sound, hard and of uniform color and texture, free from cracks, seams or sand pockets; cut rectangular in form, not less than (16) sixteen inches in depth, six (6) inches in width, and four feet in length when dressed; the face of the curbstone shall be dressed smooth and even to a depth of twelve (12) inches below the top, and dressed not less than one (1) inch down on the back, all curbstones shall be of a uniform thickness and depth throughout, and free from seams, no wedge-shaped, warped or otherwise defective stone will be allowed; the ends shall be dressed smooth, so as to make close joints through the full thickness of the stone, for a distance of not less than twelve (12) inches down from the top; all joints shall be made close-fitting, and in good workmanlike manner, and joints shall be filled with cement grout. The curb to be set with plumb face, square section top, true to line and grade; the curb shall rest on not less than four (4) inches of sand on the bottom, backed up with not less than three (3) inches in width of sand, to within four inches of the top of the curb, all back filling to be thoroughly tamped, so that there will be no displacement of the curb. The curbstones to be cut on a curve on the corner; the radii of the curves shall be ten feet.

6. Artificial stone or concrete curbs shall be eight (8) inches wide by sixteen (16) inches deep, and composed of one part best Portland cement, three (3) parts of coarse, clean, sharp sand, and six (6) parts of broken stone that will go through a two inch circular ring. The molds shall be banked up with earth so as not to move with tamping. The concrete shall be filled in and thoroughly tamped to within three quarters (¾) of an inch of grade. The final layer of mortar shall be one to one of cement and clean coarse sand, and filled in and smoothed with a trowel After setting for twelve hours it shall then be covered with earth three (3) inches deep and kept so covered for ten days.

7. Wooden curbs shall be of sound redwood planks, three (3) by twelve (12) inches in size, free from sap, well and truly set to the official line of the gutter, and inclined one inch toward the property line at the top of the curb to the curb grade securely spiked with sixty (60) penny spikes to four by four (4x4) redwood stakes not over eight (8) feet apart, and at least three (3) feet long, securely planted not driven, in hard ground.

GUTTERS.

8. The gutters may be paved with porphyry or granite blocks, which shall be of a durable and uniform quality, not less than eight (8) inches nor more than twelve (12) inches in length, and not less than four (4) inches nor more than five (5) inches in width, and not less than six (6) inches nor more than eight (8) inches in depth; all blocks to be sufficiently dressed to present rectangular faces, with straight edges on top, bottom and sides, and all blocks whose faces vary more than a half an inch from a rectangular shape will be rejected. The sides and ends of the blocks must be so dressed that they will make close-fitting joints, the end joints not more than one-half inch wide, and the side joints not more than seven-eighths (⅞) of an inch wide; the top and bottom faces parallel, and any block which has projections or knobs larger than half an inch shall be rejected; stone blocks must be hard, uniform in grain and texture, without free lamination or stratification; stone that will take smooth polish under traffic; that is soft or weather worn will not be accepted.

The stone blocks shall be set on the bed prepared for them, the end joints not to exceed one-half (½) of an inch; the side joints not to be less than one-fourth (¼) nor more than seven-eighths (⅞) of an inch wide. The blocks shall be laid in uniform courses, each course as far as practical to be of uniform depth and width, and shall be so laid that in alternate courses all longitudinal joints shall be broken by a lap of at least two (2) inches; the outer edge shall be laid to form a toothing of not less than four inches; the blocks shall be laid by hand firmly bedded in four (4) inches of clean sand, and afterwards rammed and the joints filled with refined melted asphaltum. The paving shall commence at the curb and shall conform with the cross-sections of the street three and one-half (3½) feet wide.

Or the gutters may be paved to the same width with sound granite or porphyry blocks of irregular sizes, but to the depth of at least eight (8) inches on business streets, and at least six (6) inches on residence streets, the surface of which shall be smooth and of an area of not more than four (4) blocks to the square foot. Said blocks shall be firmly bedded together, close to each other, in a bed of sand or gravel at least three (3) inches in depth. The blocks shall be laid by hand, and their interstices firmly chinked with spawls of rock and filled with sand or gravel; the blocks shall be rammed to grade.

CROSSWALKS.

9. Single crosswalks shall be constructed of granite slabs not less than two and one-half (2½) feet in length and fifteen (15) inches in width, and from six (6) to eight (8) inches thick, having the top roughly peen hammered, their edges squarely pointed down to parallel lines, their ends jointed. They shall be laid in a bed of sand four (4) inches deep, with their top one fourth [¼] of an inch above the street surface.

Double crosswalks shall be constructed of the same kind of slabs and laid in the same manner, but the two lines shall be eighteen [18] inches apart.

CULVERTS—10.

1. All culverts to be constructed in the line of the gutters in the direction of the main flow of water, as directed by the City Engineer. The diameter as called for in Resolution of Intention.

2. If of vitrified iron stone, the material to be not less than one half fire clay, close grained, well glazed, steam pressed, and thoroughly burned clear through, so as to show an uniform color when broken. The insides of the collars and the outside of spigot ends to be wiped and both be thoroughly wet and well entered as laid.

3. The trench for the pipe must be two feet wide, graded true, bottom uniformly solid and level.

4. Joints to be thoroughly cemented with one to one cement, and cleaned on inside with swab or disk.

5. Pipe to be laid upon the bottom of the trench, the trench to be filled with concrete well packed and tamped under the lower quarters of the pipe, and covered with six inches thickness of concrete on both sides and top, except at the cross-walks, where the top covering shall be at least three inches thick. After the concrete is finished and has set for twelve hours, it must be covered with earth to a depth of at least six inches and remain so covered for three weeks.

6. "Y" branches with conduit pipes to be laid and concreted in same manner as culverts.

7. If the culverts be of iron, the material to be of best cast iron, coated inside and out with a double coat of parafine paint.

Form as per plan in City Engineer's office.

To be constructed and bedded in mortar composed of one part of cement to six parts of gravel,

8. The concrete for laying pipe culverts shall be as follows: one part cement; two parts clean sharp sand or fine gravel; four and one-half parts hard crushed rock. The cement and sand or gravel to be first thoroughly mixed dry in mortar boxes. To this is then added, so as to be thoroughly incorporated therewith, the broken rock, clean, well washed.

9. The whole mass thus obtained to be first well mixed dry and then finally mixed by shoveling it over while being sprinkled with a rose sprinkler. The concrete must be mixed in batches or quantities each not exceeding what can be laid and rammed before the cement has set. There must be no loose water in the heap. The proportions for every batch of concrete to be determined by measures approved by the Superintendent of Streets.

10. The concrete for bedding cast iron culverts shall be composed as follows: one part Portland cement, six parts of clean sharp gravel.

CONTRACTOR.

11. The contractor shall preserve all stakes set for lines, levels or measurements of the work in their proper place until authorized to remove them by the City Engineer. And any expense in replacing said stakes, which the contractor or his subordinates may have failed to preserve, shall be borne by the contractor. The contractor shall, when required to do so by the Superintendent of Streets, remove from the work any overseer, superintendent, laborer or other person employed on the work, who shall refuse or neglect to obey the said Superintendent of Streets in anything relating to the work, or who shall perform his work in a manner contrary to these specifications, or who shall be found to be incompetent or unfaithful; all loss or damage arising from the nature of the work to be done under these specifications, or from any unforseen obstruction or difficulty which may be encountered in the lines of the work, or from any act or commission on the part of the contractor, or any person or agent employed by him not authorized by these specifications, shall be sustained by the contractor. No work will be considered as accepted which may be defective in its construction or deficient in any of the requirements of these specifications in consequence or negligence of any officer of the city to point out said defects or deficiency during the construction, and the contractor shall be required to correct any imperfect work, whenever discovered, before the final acceptance of the work. The contractor shall give twelve (12) hours notice in writing, when he shall require the service of the City Engineer for laying out any portion of the work. He shall dig all stake holes necessary to give lines and levels. The contractor shall not disturb any monuments or stakes found on the line of improvement until ordered by the City Engineer. He shall reset any monuments or stakes when so directed by the City Engineer. The contractor shall be required to remove, at his own expense all obstructions, such as trees, stones, old blocks, debris, &c., that may be in the way of making the required improvements; he shall remove all obstructions in a careful manner, and replace the same when necessary that same should be replaced, in as good a condition as found and to the proper grade, and all projecting stone or other walks shall be neatly cut on the inside of the curb, and such cutting and resetting of curbing and replacing of paving shall be done as shall be necessary to make proper connection with the work already done on cross-streets. The contractor shall keep good and sufficient guards around said improvements by fence or otherwise to prevent accident, and shall hang thereon proper lights to burn from dusk until daylight, and the contractor shall hold the city harmless from any and all suits for damages arising from or out of the prosecution of said improvements or any part thereof. The right to lay sewer connections, to grant permission for house connections, for sewer, water and gas pipes at any time prior to the laying of said pavement, is expressly reserved to the city, and the city, through its Superintendent of Streets, reserves the right of suspending the work on said pavement at any part thereof, and at any time during the construction of the same for the purpose above named, or on account of failure to comply with these specifications without other compensation to the contractor for such suspension, other than extending the time for completing the work as long a period as the same shall be delayed by such suspension. When any contractor, during the progress of his work, fails to comply with the provisions of these specifications, either in respect to the materials employed or the manner of employing them, the Superintendent of Streets shall notify the Common Council at once of such failure, and until their decision is reached on the point at issue, shall require a suspension of said work from the contractor.

No materials of any kind shall be used until they have been examined and approved by the Superintendent of Streets, who shall have full power to condemn any work or materials not in accordance with the specifications, and to require the contractor to immediately remove any work or materials so condemned, and at his own expense to replace said work or materials to the satisfaction of the said Superiniendent of Streets, and the decision of the said Superintendent of Streets shall be final as to the quality of work or materials. In case the contractor shall neglect or refuse, after written notice, to remove or replace said rejected work or materials, they shall be removed and replaced by the said Street Superintendent at the contractor's expense.

BOND.

12. The contractor shall give a good and sufficient bond to the City of San Diego, conditioned that he will keep the work done by him in thorough repair from injury by traffic for the term of five years from the completion of the contract at his own expense. The sureties thereon shall justify in double the amount specified therein. The Board of Public Works shall fix the amount of such bond, which shall not be less than ten per cent. of the City Engineer's estimate of the cost of the improvement; shall approve or reject the sureties offered, and shall determine the necessity and extent of said repairs. Payment in full of the contract price shall not release the contractor or his sureties, until said period of five years has expired.

Special Specification No. 1.

FOR PORPHYRY MACADAMIZING.

I. BUSINESS STREETS.

Section 2. The macadamizing shall be with hard porphyry rock, and no other material shall be used but such as will serve to cement or pack the broken stone. For this purpose fine porphyry screenings may be used, but not any sand. There shall be three courses laid to the respective depths before rolling as follows: The first layer shall be composed of roughly broken rock and four (4) inches thick; the second layer shall be three [3] inches thick, and composed of broken rock not larger than will pass through a three [3] inch circular ring; and the third layer, or street surface, shall be one inch thick, and composed of such broken rock and top-dressing as will pass through an inch circular ring. The first and second layers shall be separately rolled and the surface of the roadway shall be well watered and rolled down with a roller of at least seven [7] tons weight, and having at least two hundred and fifty (250) pounds weight to the lineal inch.

II. FOR RESIDENCE STREETS.

The macadamizing on residence streets shall be of the same material and with the same surface watering and rolling and weight of roller as already specified for business streets, but the material shall be laid in one course and to such depths as will be eight [8] inches at the crown of the street, and six [6] inches at the gutters before rolling, and decreasing uniformly from the crown to the gutters. The lower half of the layer may be of roughly broken rock, and the upper half shall be of such sizes as will pass through a three [3] inch circular ring, including the surface of top-dressing one inch thick.

III. FOR SUBURBAN STREETS.

The macadamizing on suburban streets shall be of the same material and with the same surface watering and rolling and weight of roller as already specified for business and residence streets, but the material shall be laid in one course to the uniform depth of six [6] inches before rolling, of which the lower five [5] inches may be of roughly broken rock, and of such smaller sizes as will pass through a two-and-one-half [2½] inch circular ring, but the surface shall be of screenings and top-dressing, and at least one inch thick. Where the roadway exceeds twenty [20] feet in width, the macadamiling shall extend over at least twenty 20 feet of said width.

At the completion of the macadamizing on business, residence and suburban streets, the contractor shall remove all surplus material at his own expense.

Whenever the City Engineer certifies to the effect that the steep grade of a hilly street will not permit the use of a roller of seven [7] tons weight, the Street Superintendent may, if the Board of Public Works so indicate, permit the use thereon of a roller of not less than three [3] tons weight.

Special Specifications No 2.

I. FOR EIGHT INCH BROKEN STONE BASE AND BITUMINOUS ROCK SURFACE.

Section 3. A bed of hard rock, roughly broken and presenting no rounded or water-worn surface, eight (8) inches thick after being laid and rolled as hereinafter provided, shall be placed on the sub-grade in three (3) layers as follows:

The first layer shall be four (4) inches thick, and composed of rock of all sizes that will go through a four (4) inch ring.

The second layer shall be three (3) inches thick, and composed of rock of all sizes that will go through a three (3) inch circular ring.

The third layer shall be one inch thick and composed of rock of all sizes that will go through a one inch circular ring.

Each layer shall be thoroughly and separately rolled with a roller weighing not less than two and one half (2½) tons per lineal foot, and have the thickness required after being thus rolled.

Upon this substratum of broken rock there shall be spread and constructed a layer or wearing surface composed of pulverized carbonate of lime and natural bituminous rock, containing asphaltic material and sand in the following proportions, to wit:

Pulverized carbonate of lime	9	to	13 parts
Bituminous rock—sand	79	to	74 parts
Asphaltic material	12	to	13 parts
	100	"	100

and which shall be prepared and laid in the following manner:

The bituminous rock shall be heated to a temperature of not less than three hundred (300) nor more than (350) degrees Fahrenheit, thoroughly disintegrated and brought to the required standard; the pulverized carbonate of lime, while cold, will be mixed with the hot bituminous rock at the required temperature and in the proper proportions and in a suitable aparatus to effect a perfect mixture.

The pavement mixture prepared in the manner thus indicated shall be uniformly spread by means of hot iron rakes over the foundation and rolled whilst hot with rollers weighing not less than two hundred and fifty (250) pounds to the lineal foot, and about two and one-half (2½) feet in length, until the layer thus superimposed presents a uniform surface and has a thickness of two (2) inches after being compressed at least two-fifths (2-5), said surface conforming at all points to the finished surface of the street as shown on the plan and cross section in the office of the City Engineer and Street Superintendent; after which a small amount of hydraulic cement must be swept over it, and then rolled with a steam roller, the rolling being continued with a steam roller, weighing not less than two hundred and fifty (250) pounds to the inch run, for not less than five (5) hours for every one thousand (1000) yards of surface.

II. FOR SIX INCH BROKEN STONE BASE AND BITUMINOUS ROCK SURFACE.

A bed of hard rock, roughly broken and presenting no rounded or water-worn surface, six (6) inches thick, after being laid and rolled as hereinafter provided, shall be placed on the sub-grade in two layers, as follows:

The first layer shall be three (3) inches thick and composed of rock of all sizes that will go through a three (3) inch ring.

The second layer shall be three (3) inches thick, and composed of rock of all sizes that will go through a two inch circular ring.

Each layer shall be thoroughly and separately rolled with a roller weighing not less than two and one-half (2½) tons per lineal foot, and have the thickness required after being thus rolled.

Upon this substratum of rock there shall be spread and constructed a layer or wearing surface composed of pulverized carbonate of lime and natural bituminous rock, containing asphaltic material and sand in the following proportions, to-wit:

Pulverized Carbonate of Lime	9	to	13 parts
Bituminous Rock; Asphaltic material	12	to	13 parts
Sand	79	to	74 parts
	100		100

And which shall be prepared and laid in the following manner: The bituminous rock shall be heated to a temperature of not less than three hundred, (300) nor more than three hundred and fifty (350) degrees Fahrenheit, thoroughly disintegrated and brought to the required standard; the pulverized carbonate of lime, while cold, will be mixed with the hot bituminous rock at the required temperature and in the proper proportions, and in a suitable apparatus to effect a perfect mixture.

The pavement mixture prepared in the manner thus indicated, shall be uniformly spread by means of hot iron rakes over the foundation, and rolled whilst hot with rollers weighing not less than two hundred and fifty (250) pounds to the lineal foot, and about two and one-half (2½) feet in length, until the layer thus superimposed presents a uniform surface and has a thickness of two (2) inches after being compressed at least two-fifths, (2-5) said surface conforming at all points to the finished surface of the street, as shown on the plan and cross-section in the office of the City Engineer and Street Superintendent; after which a small amount of hydraulic cement must be swept over it and then rolled with a steam roller: the roller being continued with a steam roller, weighing not less than two hundred and fifty (250) pounds to the inch run, for not less than five (5) hours for every one thousand (1000) yards of surface.

III. FOR FOUR INCH HYDRAULIC CONCRETE BASE AND BITUMINOUS ROCK SURFACE.

Upon the sub-grade or roadbed, constructed in accordance with the general specifications hereinbefore set forth for the "preparation of roadbed," there shall be laid a bed of hydraulic cement concrete four inches in thickness, to be made as follows: One measure of cement, equal to the best quality of Portland cement, and two measures of clean, sharp, washed sand free from clay, will be thoroughly mixed dry and then made into mortar with the least possible amount of water; roughly broken stone of acceptable dimensions and character, thoroughly cleaned from dust and dirt, drenched with water, but containing no loose water in the heap, will be incorporated immediately with the mortar in such quantities as will give a surplus of mortar when rammed. This proportion, when ascertained, will be regulated by measure. Each batch of concrete will be thoroughly mixed, the mixing being continued on the board until each piece of stone is completely coated with mortar. It will then be spread and at once thoroughly compacted by ramming until free mortar appears upon the surface. The whole operation of mixing and laying each batch will be performed as expeditiously as possible, with the use of a sufficient number of skilled men.

No gravel will be used in the concrete, but only angular fragments of stone having rough faces obtained by fracture and measuring not more than two and one-fourth (2¼) inches in their largest dimensions nor less than one-quarter inch in their smallest dimensions. The upper surface of the base will be made exactly parallel with the surface of the pavement to be laid, and will be suitably protected from the action of the wind and sun until set.

Upon this substratum of concrete there shall be spread and constructed a layer or wearing surface two inches in thickness, composed of natural bituminous rock, containing no less than fifteen per cent of hard, firm and elastic asphaltic material and eighty-five per cent of sand, to be prepared and superlaid in the following manner, to-wit: The bituminous rock shall be heated to a temperature of not less than 300 nor more than 350 degrees Fahrenheit and thoroughly disintegrated, and shall be uniformly spread by means of hot iron rakes, over the foundation of broken rock, and rolled whilst hot with rollers weighing not less than 250 pounds to the lineal foot, and about two and one-half feet in length, until the layer thus superinposed presents a uniform surface and has a thickness of two inches after being compressed at least two-fifths, said surface conforming at all points to the finished surface of the street as shown on plan and cross-section in the office of the City Engineer and Superintendent of Streets, after which a small amount of hydraulic cement must be swept over it and and then rolled with a steam roller. The rolling being continued with a steam roller, weighing not less than 250 pounds to the inch, run for not less than five hours for every 1000 yards of surface. Under this specification the paving may be made from curb to curb.

Special Specifications No. 3.

GRANITE PAVING.

Section 4. Granite blocks shall be of a durable and uniform quality, selected for this purpose, not less than eight [8] inches nor more than twelve [12] inches in length, and not less than than four [4] inches nor more than five [5] inches in width, and not less than six [6] inches nor more than eight [8] inches in depth; all blocks to be sufficiently dressed to present rectangular faces, with straight edges on top, bottom and sides; and all blocks whose faces vary more than half an inch from a rectangular shape will be rejected. The sides and the ends of the blocks must be so dressed that the will make close-fitting joints the end joints not more than one-half [½] inch wide, and the side joints not more than seven-eighths [⅞] of an inch wide, the top and bottom faces parallel, and any block which has projections or knobs larger than half an inch will be rejected. Granite blocks must be hard, uniform in grain and texture, without free lamination or stratification; granite that will take smooth polish under traffic, that is soft or weather worn will not be accepted. It is expressly understood that granite wearing roughly, and therefore affording better foothold for hosses, will be considered preferable to the hardest; soft or weatherworn stones obtained from the surface of the quarry will not be accepted. There will be laid a bed of fine sharp sand, washed and dried, four [4] inches in thickness, to serve as a bed for the blocks, which will be laid directly upon and imbedded in it, with close joints. The granite blocks are to be laid at right angles with the line of the street, each course to be of blocks of a uniform width and depth, and so laid that all longitudinal joints shall be broken by a lap of at least two [2] inches, when thus laid the blocks will be immediately covered with clean, fine, hot gravel, in proper quantities, raked until all the joints become filled therewith, and the blocks will then be carefully rammed to a firm, unyielding bed, with uniform surface and with proper grade, there will then be poured into the joints, at a temperature of 300 degrees Fahrenheit, the best refined asphaltum. It will be poured into the joints of the pavement until the sand beneath and the gravel between the blocks will absorb no more, and the joints are filled flush with the upper surface of the pavement. Dry, hot gravel, not larger than three-fourths [¾] of an inch in any dimension, will be poured along the joints, and will then be consolidated by tapping with a light rammer. Not less than three [3] gallons of refined asphalt to each square yard of pavement will be required.

The blocks will be carefully inspected upon delivery by the Superintendent of Streets, and all blocks which do not conform to the foregoing specifications in size or quality, or samples, must be removed at once from the work by the contractor at his own expense. The contractor must furnish at his own expense such laborers as may be deemed necessary to assist in inspecting and culling the blocks. The contractor will be required to use throughout the work materials as good in every respect as the samples accompanying the proposals.

I.—Special Specifications No. 4.

FOR BROKEN STONE BASE AND ASPHALTUM SURFACE.

Sec. 5. A bed of hard broken stone eight [8] inches thick, after being laid and rolled as hereinafter provided, shall be placed on the sub-grade in three layers, as follows:

The first layer to be four [4] inches thick and composed of broken stone of all sizes that will pass through a four [4] inch ring.

The second layer to be three [3] inches thick and composed of broken stone of all sizes that will pass through a three [3] inch ring

The third layer to be one [1] inch thick and composed of broken stone of all sizes that will pass through a one [1] inch ring.

Each layer to be thoroughly rolled separately, with a roller weighing no less than two and a half [2½] tons per lineal foot; the bed of stone to have a thickness of eight [8] inches after being thus rolled, upon this substratum of broken rock, there shall be spread and constructed a layer of asphaltum prepared as follows: One [1] ton of the purest and heaviest asphaltum, equal to the best and highest grade of Moore's asphaltum, one-third [⅓] of a ton of heavy black oil, three [3] tons of dry river sand, and one-third [⅓] of a ton of ground limestone or shell, all of which to be mixed and heated until it it melts, and becomes thoroughly disintegrated, but not enough to burn, and shall then be uniformly spread by means of hot iron rakes over the foundation of broken rock and rolled whilst warm, with rollers weighing not less than two hundred and fifty [250] pounds to the lineal foot, and about two and one half [2½] feet in length, until the layer thus superimposed presents a uniform surface, and has a thickness of two [2] inches after being compressed at least two-fifths [2-5]; said surface conforming at all points to the finished surface of the street as shown on plan and cross-section in the office of the City Engineer and Superintendent of Streets, after which a small amount of dydraulic cement must be swept over the surface and then rolled with a steam roller weighing not less than two hundred and fifty [250] pounds to the inch run; the rolling being continued for not less than five [5] hours for every one thousand [1000] yards of surface.

Section 6. That ordinances numbered two hundred and seventy-three (273), three hundred and twenty-six (326), and all other ordinances in conflict herewith, be and the same are hereby repealed.

Section 7. That this ordinance shall take effect and be in force from and after its passage and one publication in the SAN DIEGO DAILY SUN.

Passed, approved, and adopted by the Board of Aldermen of the City of San Diego, this Aug. 28th, 1889, and signed by the President of said Board, in open session thereof Aug. 28th, 1889.

H. T. CHRISTIAN,
President of the Board of Aldermen.

Passed, approved, and adopted by the Board of Delegates of the City of San Diego, Aug. 26th, and signed by the President of said Board in open session Sept. 2, 1889.

G. G. BRADT,
President Board of Delegates.

The within ordinance is approved, this fourth day of September, 1889.

[SEAL.] DOUGLAS GUNN,
Mayor of the City of San Diego.

Attest:— W. M. GASSAWAY,
City Clerk.

9-tf By J. F. PATTON, Deputy.

The Committee on Streets reported as follows upon the Petition to have the speed of trains within the City limits regulated to-wit:

"To the Board of Delegates: Your committee on streets would report on the foregoing petition that they have seen the Superintendent and Yard Master of the California Southern R.R. and they have agreed that the foregoing request shall be granted to the fullest extent, and your committee would suggest the matter be left as it is for a time.

Chas. N. Pauly
N. R. Day.
A. B. Seybolt."

Said report was filed.

The Committee on Electric Lights for the Delegates Chamber, reported as follows, to-wit:

"To the Board of Delegates: Gentlemen: Your committee on electric lighting of this Chamber respectfully report as follows - we find this Chamber can be lighted by electricity at about the same cost as by gas. but as this lighting calls for bids, we cannot specify the exact cost at this time. We would recommend the adoption of the following resolution

G. M. Metherbee
J. P. Davies
Frank C. Thompson."

Thereupon the following resolution (being the same above referred to.) was read and adopted. to-wit:

"Delegates Resolution.

Resolved, that the Board of Public Works are hereby instructed to advertise for bids for lighting the Chamber of the Board of Delegates with incandescent electric lights and to enter

into a contract for the same."

The following report from the City Attorney and Auditor upon the claims for erroneous tax assessments was read, to-wit:

"To the Hon. Common Council, City of San Diego: The Committee to whom were referred the repayment of tax claims, herewith report on the following:

We find that there is no over-assessment on Allyn taxes as the amount of the mortgage of $15.00 was deducted, though said amount was not entered on the tax receipt.

The following claims are allowed on a/c of deduction on improvements.

H. F. Vantelberg.	Deduction on Improvts. of	2000.
O. H. Trask	" " "	1000.
M. Smith.	" " "	115.0.
S. M. Hackett	" " "	1790.
H. Beck	" " "	600.
W. P. Klinck	Deduction a/c Double Assessment	25.00.
J. P. Robb	" " "	5.
Mary C. Tourtelott	" " "	15.00.

The claims of Roz. Tigka; A. Bergland; O. C. Dranga; Jos. Schlachtmeyer; Mrs. M. C. Dierendorff; Roza Woodford; Isidor Jouis; H. E. Fellows; Mrs. T. D. Collins & Sisters of St. Joseph are for excessive valuation on Improvements, as to these we would say, that all of the same are Errors of Judgment of the Assessor, the City being under the law not compelled to refund the amounts paid, these we therefore respectfully refer back for final action by the Common Council. As to the claims allowed we suggest that the same action be taken by the Treasurer in the payment of same, as was offered in our last report.

Respectfully submitted.

G. W. Forbes. Auditor.

James P. Goodwin City Atty."

On motion of Delegate Rediger the portion of above report allowing claims, was adopted.

On motion of Delegate Rediger the latter portion of said report being the errors of judgment of the Assessor, was indefinitely postponed.

The following report from the Committee on Fire was read and adopted, to-wit:

"To the Hon. Board of Delegates, Gentlemen - Your Fire Committee to whom was referred the request of the Hon. Board of Fire Commissioners asking permission to purchase 1000 feet of fire hose - recommend that the request be granted, and that the City Attorney be instructed to prepare the necessary ordinance, authorizing the Board of Public Works to contract for the purchase of the same, said hose

to be of such size and quality as may be recommended by the Board of Fire Commissioners and the Chief Engineer of the Fire Department.

Paul H. Rediger
Chas. N. Pauly
C. E. Heath."

The Committee on Finance reported favorably upon the request of J. M. Dodge, Treasurer & Tax Collector for extra assistance, recommending the allowance of an extra deputy for August. Mr. on motion of Delegate Mekelburg the report was adopted.

A Communication from the Board of Fire Commissioners recommending that action be taken to secure a new water main on Sixth street, was read & referred to the Committee on Water with instructions to report an Ordinance covering said recommendation at the next meeting.

Delegate Rediger offered the following resolution which was adopted, towit:

"Delegate's Resolution.

Resolved, that the attention of the Board of Public Works is hereby called to the fact that frame buildings situated in fire district #1 are being altered, repaired, and reconstructed to an extent which we believe to be in violation of present building ordinance. And be it further

Resolved, that the Board of Public Works is hereby requested to investigate the same, and if the present ordinance does not prevent such alterations, that they frame and recommend for adoption a fire ordinance which will prohibit the reconstruction of frame buildings in the fire limits."

Delegate Heath moved that the vote had at the last meeting upon the adoption of an ordinance relating to Electric light, telephone & telegraph poles & wires, be reconsidered.

The motion was lost by the following vote, towit:

Ayes. Delegates — Heath: Davis: Hewitt: Cooper & Pratt.

Noes. " — Wagner: Pauly: Day: Rediger: Mekelburg: Hulbert: Seybolt: Thompson: Lau & Kammann.

An amendment (adopted by the Board of Aldermen) to the Ordinance regulating the use of streets by Gas and Water Companies (said Ordinance being entered upon pages 147 & 148 of this record.) was read & referred to the Committee on Streets.

Delegates Kammann & Cooper were here excused.

In the matter of the of property owners to grade Hawthorn street, by private subscription, from the East side of 3rd

Street to the City Park: the Committee on Streets reported as follows:

"To the Hon. Board of Delegates, Your Committee on streets to whom the foregoing was referred, will report that in their judgement this partition should be granted and recommend the same on the following terms & conditions viz: that it is expressly agreed and understood that the property on the line of the street to be thus improved bear its proratable share of the cost of grading the whole of said street to the water front, whenever said remainder is graded as provided in subdivision 10 of section 7. of the Broomall Act. or general law.

Chas. W. Pauly
W. R. Day
A. B. Seybolt."

Said report was adopted.

In the matter of the Petition of the "Tax Payers Association" the Committee on Streets reported as follows:

"In as much as there is a question as to the authority of the Comcil to alter or suspend the operation of the law, and as in our opinion the law as it now stands gives ample protection to all property owners, as a majority of said owners on the line of the street can prevent the improvement of the street by protest, we recommend that the prayer of the Petitioners be denied.

Chas. W. Pauly
W. R. Day
A. B. Seybolt"

Said report was adopted.

The Report of the Committee on Public Buildings upon the Petition of Gilmore & Thomas, laid over from last week, was taken up. Mr. Thompson Delegate Wagner offered a substitute petition in lieu of the one heretofore reported upon. On motion of Delegate Wetherbee the Report of the said Committee was received & filed. Thereupon on motion of Delegate Wagner the said Substituted petition was referred to the Committee on Public Buildings.

Delegate Rodiger offered the following resolution which was adopted, tawit:

"Delegates Resolution.

Be it resolved that the entire matter pertaining to the suit to test the Charter brought against the Mayor be referred to the City Atty. and that he be authorized to engage such additional Counsel as he may deem proper."

After giving Notice President Pratt did in open Session sign

Ordinance No. 28 being an ordinance establishing the grade of B, C, D, E, F, G, H, I, J & K. streets from 4" to 6" street
Also Ordinance No. 26. being an ordinance transferring certain amounts from the General to various funds.
Also Ordinance No. 27 being an ordinance appropriating $225. for Jos. Melanson.

Thereupon the Board adjourned until the next Regular Meeting.
Monday, September 2 - 1889.

W. M. Hasoaway,
City Clerk

G. G. Bradt
President

Regular Meeting.

Comcil Chamber of the Board of Delegates
of the City of San Diego, Calf. Sept 2- 1889.

A Regular Meetnig of the Board of Delegates of the City of San Diego, was held this day at 7.30 o'clock p.m. with President Bradt presidnig.

Present, Delegates - Wagner: Pauly: Heath: Julian: Darcie: Day: Pedigen: Wetherbee: Hewitt: Thompson: Hulbert: Sw: Cowper: Bradt 2nd Clerk Gassaway.

Absent, Delegates - Lynn: Mankale: Seybold & Kammann.

The Minutes of an Adjourned Meetnig, held August 26- 1889. were read and approved as read.

President Bradt gave Notice that he was about to sign Ordinance No. 29 being an ordinance providnig for work upon streets of the City of San Diego.

Also Ordinance No. being an ordinance providnig for the compensation of the Keeper of the City Parks.

Thereupon Delegate Heath moved that the signing of said ordinance providnig for the compensation of the keeper of the City Parks be postponed for one week. The motion was put. and thereupon the President signed said Ordinances.

A Communication from the Board of Public Works relative to the matter of lighting the Chamber of the Board of Delegates (heretofore referred): was read and filed.

A Communication from the Board of Public Works submitting a Petition to open D. street from 17th to 19th street. Also a Resolution of Intention for same, was read and on motion of Delegate Pedigen said Resolution of Intention was referred to the Committee on Streets.

A Resolution of Intention to curb & pave Sixth street; (submitted by the Board of Public Works) was read & referred to the Committee on Streets.

A Petition for a Retail Liquor License from Jno. A. Buckner was read & referred to the Committee on Health & Morals.

A Report from M. L. Rawson, Police Judge, for the month of August. 1889. was read & referred to the Committee on Finance.

A Petition from Property owners to have C street paved with San Luis Obispo Bitumnion rock, was read & referred to the Committee on Streets.

The City Clerk reported that, pursuant to Notice given, he had received two proposals for the purchase of a franchise for a Cable road on 6th street from G. to C. streets and on C. street from Arctic to 33rd street, and the same being opened are found to be -

One from David D. Dare who proposes and agrees to pay to the City of San Diego, California, the sum of One dollar and also the expense of advertising, for the franchise described in said notice. (viz: authority to construct and maintain and operate for the period of 25 years a double-track Cable street railway along and upon the following streets in the City of San Diego, County of San Diego, State of California: viz: Commencing at the North side of "G" street and running thence along and upon 6th street to the center of "C" street, and also along and upon "C" street from the center of Arctic street to the center of 33rd street. And upon the conditions and limitations contained in said Notice (Said proposal having attached thereto a copy of said Notice for proposals, and also an affidavit of which the following is a copy. (viz:)

"State of California.
City & County of San Diego } ss.

David D. Dare being duly sworn says that he is a bidder under the notice hereto attached, inviting sealed proposals for a double track Cable street railway franchise for twenty-five years running on Sixth street, from the North side of "G" street to the center of "C" street, and also on "C" street from the center of Arctic street to the center of Thirty-third street in the City of San Diego, California; that the bid herewith presented is genuine, and not sham or colluzive, or made in the interest or on behalf of any person, firm or corporation not therein named. that he has not directly or indirectly induced or solicited any other bidder to put in a sham bid, or any other person or firm or corporation to refrain from bidding, and that the said bidder has not in any manner sought by collusion to secure to himself an advantage over other bidders.

(signed) David D. Dare.

Subscribed & sworn to before me this 27th day of August. 1889.

T.A. Nerney
Notary Public"

Seal

Said proposal being accompanied by a certified Cheque for $1.00 payable to the order of the City Clerk.

One from R.A. Graham who tenders for the purchase of a franchise for a Cable road on Sixth street from G. to C. streets, and on C. street from Arctic to 33rd street, in accordance with Concurrent Resolution No. 4. & advertisement for tenders published in the Daily Sun, the sum of $200 cash, and in addition thereto one per cent of the gross earnings of the road.

This proposal being accompanied by a Certified Cheque

for $30. payable to the order of the City Clerk.

Thereupon Delegate Law offered the following resolution which was adopted. Tovit:

"Delegate's Resolution.

Be it Resolved, That the proposals of R.A. Graham be rejected upon the ground that the same does not comply with the provisions of the Charter"

Thereupon the following Joint Resolution (heretofore adopted by the Board of Aldermen.) was read and adopted by the following vote. Tovit:

Ayes, Delegates - Wagner: Pauly: Heath: Julian: Davies: Day: Dedigen: Metherbee: Hewitt: Thompson: Hulbert: Law: Cooper & Pratt

Noes - None.

Said Resolution is as follows. Tovit:

"Joint Resolution No. 29

In the matter of the Cable street-railway franchise on Sixth street and "C" street.

Be it resolved by the Common Council of the City of San Diego California. That the bid of David D. Dare. of $1.00 (and who will also pay all costs of advertising.) for the franchise described in his said bid, granting authority to construct, and maintain and operate for the period of twenty-five years, a double track Cable street railway along and upon Sixth street from the north side of "G" street to the center of "C" street: and also along and upon "C" street, from the center of Arctic street to the center of Thirty-third street, in the City of San. Diego, California, upon the conditions and limitations contained in the notice for bids for said franchise, be and the same is hereby approved and accepted. and that the said franchise be awarded to him; and that the ordinance granting the same be introduced, read and filed"

Thereupon an ordinance granting a franchise to David D. Dare for authority to construct and maintain and operate for the period of twenty-five years, a double-track Cable street railway along and upon Sixth street from the north side of "G" street to the center of "C" street. and along and upon "C" street from the center of Arctic street to the center of Thirty-third street, in the City of San Diego, California: was read & filed for thirty days.

An Ordinance appointing an additional Deputy Treasurer and Tax Collector for August 1889. was read and adopted by the following vote. Tovit:

Ayes. Delegates - Pauly: Heath: Davies: Day: Dedigen: Metherbee: Thompson: Hulbert: Law: Cooper & Pratt.

Noes. Delegates - Wagner: Julian & Hewitt.

Said Ordinance is as follows. to wit:

"Ordinance No.

An Ordinance appointing an additional deputy Treasurer and Tax Collector for the month of Aug. 1889. and fixing the compensation of the same.

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1.- That there is hereby appointed an additional deputy Treasurer and Tax Collector for the month of Aug. 1889.

Sec. 2.- That the compensation of such deputy Treasurer and Tax Collector be and the same is fixed at Seventy-five dollars.

Sec. 3.- That this ordinance shall take effect and be in force from and after its passage"

An Ordinance authorizing the Board of Public Works to purchase 1000 feet of fire hose, was read and adopted by the following vote. to wit:

Ayes. Delegates - Wagner: Pauly: Heath: Julian: Davies: Day: Rodgers: Wetherbee: Hewitt: Thompson: Hulbert: Law: Cowles & Brady.

Noes - None.

Said Ordinance is as follows. to wit:

"Ordinance No. 30.

An Ordinance authorizing the Board of Public Works to advertise and purchase one thousand feet of hose for the use of the fire department of San Diego, Cal.

Be it ordained by the Common Council of the City of San Diego as follows:

Sec. 1.- That the Board of Public Works are hereby instructed to advertise for and purchase one thousand feet of hose for the use of the Fire department of San Diego. Cal.

Sec. 2.- That before said advertising shall be done a statement from the Fire Commissioners of said City shall be obtained by said Board of Public Works as to the size, quality and kind of hose best adapted for said Fire Department, and before the purchase of said hose the same shall be submitted for the approval of the said Fire Commissioners of said City.

Sec. 3.- That this ordinance shall take effect and be in force from and after its passage."

The Committee on Health & Morals reported favorably upon the Petition of Gilbert W. Taylor for a Wholesale Liquor License, and on motion of Delegate Wetherbee the Petition was granted.

The Committee on Streets reported favorably upon the amendment to the ordinance regulating the use of streets by Gas and Water Companies (heretofore accepted by the Board of Aldermen.)

On motion of Delegate Davies the same was referred back to the Committee.

The following report from the Committee on Sewers was read, to-wit:
"Your Committee to whom was referred the matter of the extension of the First street sewer (from Juniper to Laurel street) beg leave to report as follows: That the First street sewer be extended from the south line of Juniper street to the North line of Laurel street, as soon as the Sewer fund will admit of the same. Your Committee have ascertained that the amount of money in the Sewer fund will not admit of the extension after paying the water bills of July & August. Your Committee find quite a number of fine residences and other improvements going up on First street and think that the extension should be made as soon as the City is in the condition to pay for the same.

Respectfully submitted

A. K. Julian
Frank C. Thompson."

On motion of Delegate Wagner the report was accepted.
On motion of Delegate Wakeham the same was received and filed.

The following report from the Joint Committee on Water was read, to-wit:

"Your Joint Com. on Water, respectfully report that having had from the various Water Co's they find that water can be obtained at a much lower rate than has been paid during the past. Without doubt also, the present water Co. does not afford sufficient pressure, the present pipes are too small & in case of a fire there is very great danger of most disastrous results, on account of low pressure, poor pipes, & pipes so small that two Hydrants cannot be used to their fullest capacity at the same time, as some of the principal streets extensive fire engines cannot overcome this sufficiently as witness the test made a few days ago on 6th st. The City should be piped with Cast iron pipes fully warranted and admitting a high pressure sufficient to throw water direct from the Hydrants to the tops of the highest building in San Diego, a matter impossible with the Engines at the recent test - This will save the City large expense for Engines & Engineers and also aid in largely reducing insurance rates. Of the several propositions to furnish clear water. Your Com. consider that of the San Diego Flume Co. the best so far presented. Said proposition is attached hereto and made a part of this report. The proposition is in crude form, several matters of importance are not even mentioned. and we doubt if the rate offered is as low as it should be. The City should insist upon an option to purchase any pipe line hereafter to be laid in the City of San-Diego. Viewing at the whole subject we think the time has now arrived to instruct the Board of Public Works to at

ance advertise for Bids for supplying the City with water & for the piping of the City, and to submit the bids received to the Council for approval. If a lease is entered into similar to the Flume proposition, we think the term should not exceed 10 or 12 years, within this time we trust the City will be able to own its water supply and pipe system. But we deem it of the utmost importance to secure cheap water now. We believe the Flume Co. having an adequate supply of pure water for sale, & at the City's limits today, can supply cheap water more quickly & as cheaply as any other Company. The Mt. Te Carte & the San Louis Rey Co's would require, they claim, and as we are also informed nearly 3 years before they could deliver water to our City & Citizens. We favor a new guaranteed Cast iron pipe system at once. We favor the cheapest pure water that can be supplied without delay. We favor a high pressure. We rec. a lease for not over 10 or 12 years - with option of purchasing any pipe system to be laid hereafter.

Resp. submitted.

J. P. Jarvis, Chair. } Delegates
G. M. Netherbee
Frank C. Thompson

} Aldermen
H. F. Norton Chn.
Jno. C. Fisher
D. Cure"

(Accompanying above report was a proposition from the San Diego Flume Co. to supply the City with water)

On motion of Delegate Heath the above report was received & filed.

The following report from the Committee on Public Buildings was read & accepted, to wit:

"To the Board of Delegates:

A majority of your committee to whom was referred the communication from Messrs. Gilmore & Thomas in relation to party wall recommend that the City join said Gilmore & Thomas in a party wall.

W. R. Day
A. K. Julian."

Thereupon Delegate Heath moved that the City Attorney be instructed to prepare an Ordinance providing for the payment by the City of one-half of the basement wall only. This motion was lost by the following vote, to wit:

Ayes. Delegates - Heath: Aldrich: Hewitt: Hulbert & Cowles.

Noes. Delegates - Wagner: Pauly: Julian: Jarvis: Day: Netherbee: Thompson: Law & Brack.

Thereupon Delegate Wagner offered the following resolution which was adopted, to wit:

"Delegates Resolution.

Resolved, that the building of the party wall in accordance with the report of the Committee be referred to the Board of Public Works with instruction to prepare specifications and estimate of cost and submit the same to this Board

for appraisal."

A Report from the Committee on City Lands recommending that the action upon the Petition of G. Tenney, for a lease of certain Pueblo Lands for prospecting purposes, be indefinitely postponed, was read & received & filed.

Thereupon the Board adjourned until Tuesday, Sept. 10- 1889. at 7.30 o'clock P.M. (Monday, Sept. 9- being a legal holiday.

W.M. Gassaway,
City Clerk

G. W. Bradt
President Board of Delgates

Adjourned Meeting.

Common Common of the Board of
Delegates, of the City of San Diego, Calif.
September 9 - 1889.

An Adjourned Meeting of the Board of Delegates, of the City of San Diego, was held this day at 7.30 o'clock P.M. with President Bradt presiding.
Present. Delegates - Wagner: Lyon: Pauly: Heath: Julian: Davies: Day: Wetherbee: Hewitt: Seybolt: Thompson: Hulbert: Kamman: Cooper: Bradt & Clerk Gassaway.
Absent. Delegates - Marshall: Pedigo & Dyo.

The Minutes of the last Regular Meeting were read & approved.

After giving notice President Bradt did, in open session, sign Ordinance No. 30. being An Ordinance authorizing the Board of Public Works to advertise and purchase one thousand feet of Hose for the use of the Fire Department of San Diego, Cal.

The following report from the Committee on Streets, upon the proposed Resolution of Intention to pave Sixth street; was read, tavit: "The owners of a majority of the property fronting on the street having petitioned for the improvements and the Resolution of Intention being in accordance with the expressed will of petition, we recommend the passage of said resolution

Chas. M. Pauly
M. R. Day.
A. B. Seybolt."

On motion of Delegate Heath the report was adopted. Thereupon said Resolution of Intention, was read and adopted by the following vote. tavit:
Ayes. Delegates - Wagner: Lyon: Pauly: Heath: Julian: Davies: Day: Wetherbee: Hewitt: Seybolt: Thompson: Hulbert: Kamman: Cooper & Bradt.
Noes - None.
Said resolution is as follows. tavit:

"Resolution of Intention to"
Curb and Pave 6th street.

Resolved. that it is the intention of the Common Council of the City of San Diego, California. to order the following street work to be done. tavit: that Sixth (6th) street in said City, and the entire crossings thereof with the streets intersecting the same from the North line of "G" street to the south line of "B" street, except such portions thereof as is required by law to be kept in order or repair by any person or Company having railroad tracks thereon, be curbed and paved in the manner following tavit: the curbing to be of granite, and to extend along both sides of said street

Rescinded by Resolution No. 32

excepts in front of Lots A. and B. in Block 19: Lots I. J. and G. in Block 44: Lots A, B, C. E. and F. in Block 45: the South ½ of lot C. and lots D. E. & F. in Block 60: Lots G. & H. in Block 61; Lots G. & H. and the S. ½ of Lot I. in Block 70: Lots A. B. C. & N. ½ D. in Block 71: The S. ½ of Lot E. and the whole of lot F. in Block 86, and lots C. & D. in Block 112. Where permanent curbs are now placed. The paving to have a base of concrete four inches in thickness and a wearing surface of natural bituminous rock two inches in thickness and to extend from curb line to curb line except in front of Lots E & F. in Block 45: Lots G. & H. in Block 61: Lot D. and the S. ½ of lot C. in Block 60: and lot F. and the S. ½. of lot E. in Block 86. where it shall only extend to the gutter line and be properly joined with the gutters already constructed. All work shall be done in conformity with the specifications and provisions of ordinance No. 29. The San Diego Daily Sun is hereby designated as the daily newspaper published and circulated in the City in which this Resolution of Intention shall be published for two days and the notice of the passage thereof for six days as often as said newspaper is issued therein. The Clerk of this City is hereby directed to publish and post this resolution for two days in the manner provided by law."

A Communication from the Board of Public Works renewing the request that said Board be authorized to employ an Assistant Sewer Superintendent: was read and Delegate Heath moved to lay on the table.
Delegate Wetherbee moved to amend that same be received and filed and the City Attorney instructed to prepare an Ordinance in accordance herewith, fixing the salary at $75. per month. This motion carried and it was so ordered.

A Communication from the Board of Public Works, submitting specifications and estimate for the party wall as petitioned for by Gilmore & Romas: was read and Delegate Heath moved to lay the same on the table.
Delegate Wetherbee moved to amend that same be received and filed & the City Attorney instructed to prepare an Ordinance in accordance herewith.
Delegate Hewitt moved to amend the amendment by laying on the table for one week. The amendment to the amendment was lost & thereupon the amendment to the motion was carried by the following vote, to-wit:
Ayes. Delegates - Wagner: Lyons: Pauly: Julian: Davies: Day: Wetherbee: Thompson: Kamman & Bradt.
Noes. Delegates - Heath: Hewitt: Sylvester: Hulbert & Cooper.
And it was so ordered.

A Communication from the Board of Public Works submitting an Ordinance amending Ordinance No. 283. was read 2nd ref- erred to the Committee on Public Buildings.

A Communication from the Board of Public Works submitting an Ordinance establishing the grade of 5th street from "B" street to Mission Valley: was read referred to the Committee on Streets.

A Communication from the Board of Public Works sub- mitting two proposals for the construction of a Garbage bunker and an extension of Wharf - was read & fond to be. One from Joseph Supple who proposes to furnish all ma- terial and do said work for the sum of $3.95.
One from Geo. Journey who proposes to furnish all ma- terial and do said work for the sum of $3.60.
And on motion of Delegate Wetherbee the Communication was received & the Proposal of Geo. Journey accepted & the Board of Public Works instructed to award the Contract to said Journey according to the terms of said proposal.

The following Petitions for Liquor Licenses were read, and referred to the Committee on Health & Morals. viz:

"Perigo & Smith - Retail.
F. F. Jones "
I. Schilling "
John Rogers "
Geo. C. T. Fogan "
Geo. Kutchel & Geo. H. Spears - Wholesale.

A Report from G. W. Jones, Auditor, for the month of August. 1859. was read & referred to the Committee on Finance.

A Petition from Horace I. Brewster to Lay a sidewalk Constructed on the south side of C. street between 4th & 5th streets: was read & referred to the Board of Public Works.

A Petition to Lay a Highway opened from Pueblo Lot #1174. north over the Mesa: was read & referred to the Committee on Streets.

The following Concurrent Resolution was read and adopted. towit:

"Concurrent Resolution No. 6

Whereas, on the 24th day of Aug. 1859. a test of the Water pressure was made at certain Hydrants located on Sixth st. in the City of San Diego, by the Chief of the Fire Depart- ment under the direction of the Fire Commissioners of said City to determine the sufficiency of the Water pressure in case of fire and

Whereas, the report of the test so made to said Fire Commissioners and referred to the Common Council for action, shows that the pressure at said Hydrant is wholly insufficient for the needs of the City in case of fire and

Whereas, said report further states that the insufficiency of the pressure on said street is due to the smallness of the main pipe now laid on said 6th st. and

Whereas, said Sixth St. is about to be finally improved by the paving of the same, and it is desirable that all mains and pipes be laid in said street before the said paving shall be commenced:

Be it Resolved, by the Board of Delegates, the Board of Aldermen concurring, that the San Diego Water Company be requested and required to lay on said Sixth St. as soon as practicable and before the paving of said street shall interfere therewith, a main pipe of a diameter of not less than twelve (12) inches removing the main pipe now laid in said street."

Delegate Hulbert offered the following Joint Resolution, which was adopted. Viz:

"Joint Resolution No. 31

Resolved, that the Board of Public Works be instructed to have a watering trough placed on National Ave. at 28, & 29th. sts, which shall not cost more than 30 dollars."

A Joint Resolution (heretofore adopted by the Board of Aldermen) instructing the Board of Public Works to advertise for a water supply for the City; was read, and on motion of Delegate Wetherbee the same was laid on the table for thirty days.

A Joint Resolution (heretofore adopted by the Board of Aldermen) instructing the Board of Public Works to make an estimate of the cost of piping the City for water: was read and on motion of Delegate Wetherbee the same was laid on the table for thirty days.

The Committee on Finance reported favorably upon the Reports of the City Auditor for May, June & July, 1889. and the same were received & filed.

The Committee on Streets reported adversely upon the amendments (heretofore adopted by the Board of Aldermen) to the proposed Ordinance regulating the use of the streets by Gas and Water Companies and recommended the appointment of a Conference Committee.

Delegate Heindl moved to adopt the report. The motion carried whereupon the President appointed as said Conference Committee, the Committee on Streets.

The following report from the Committee on Streets in reference to opening "D." street, was read and adopted. Towit:
"Your Committee recommend the opening of D. st. from 17th to 33rd street. We find D. street is closed not only between 17th & 19th streets, but also between 24th and 25th street, and we recommend steps be taken for condemnation and opening D. street through the whole length from 17th to 33rd street. We further recommend that the assessment district for the expense of condemnation be assessed as the entire length of D. street from water front at Atlantic street to 33rd street. We also recommend the City Attorney & Board of Public Works be instructed to prepare a resolution of intention to that effect.

Chas. M. Pauly
N. R. Day.
A. B. Seybolt

The following report from the Committee on Health and Morals was read. Towit:

"We, your Committee on Health & Morals to whom was referred a petition for a Liquor License at Pacific Beach by one Mr. Jno. A. Buckner, - find by investigation that Mr. Buckner is a worthy man, but we have a remonstrance against the issuance of such a license at that place. We would refer the matter to the Board to act as they deem best.

R. G. Hulbert."

Delegate Julian moved to receive the report and grant the said Petition. The motion carried by the following vote. Towit:
Ayes. Delegates - Pauly: Heath: Julian: Day: Wetherbee: Thompson: Kamman & Cooper.
Noes. Delegates - Wagner: Lyons: Davies: Hewitt: Seybolt: Hulbert & Bradt.

On motion it was ordered that the Mayor be requested to report to the Board of Delegates, the amount of work performed by Mr. Geo. B. Hanley, in extending the City's finances, also the amount received by said Hanley for such services.

Delegate Davies offered the following resolution, which was adopted. Towit:

"Delegates Resolution.

Resolved, That the Board of Public Works be instructed to at once draw up a moderate and judicious license law for the City. That the same be submitted to this Home for approval next week if possible."

Delegate Cooper offered the following Joint Resolution, which was adopted. Towit:

"Joint Resolution No. 30.

Resolved, that the Police Commissioners be requested to investigate the selling of liquor by the Coronado Beach Company, and if the said Company be found to be selling without license, then that they be arrested and prosecuted under the Ordinances of the City."

Delegate Pauly requested an Extension of 30 days leave of absence for Delegate Marshall and on motion of Delegate Wetherbee the request was granted.

On motion of Delegate Davies the Board adjourned until Monday, September 16-1889. at 7:30 o'clock p. m.

W. M. Glassaway,
City Clerk

G. W. Bradt
President Board of Delegate

Adjourned Meeting.

Council Chamber of the Board of Delegates of the City of San Diego. California, September 16-1889.

An Adjourned Meeting of the Board of Delegates of the City of San Diego, was held this day at 7.30 o'clock p. m. with President Bradt presiding.
Present, Delegates - Wagner: Heath: Julian: Day: Rediger: Wetherbee: Hewitt: Seybolt: Hulbert: Law: Cowper: Bradt and Clerk Gassaway.
Absent. Delegates - Lyons: Bailey: Marshall: Davies: Thompson and Kamman.

The minutes of an Adjourned Meeting, held September 9th, 1889. were read and approved.

A Petition from T. M. Shaw. City Engineer, for fourteen days leave of absence from Sept. 23-1889. was read, together with a favorable recommendation from the Mayor & Board of Public Works. upon same Mtn on motion of Delegate Julian the request was granted.

A Communication from the Board of Public Works, requesting two weeks further time a "Sewer Law": was read Mtn the request granted.

A Communication from the Board of Public Works: asking for instructions relative to the approval or disapproval of the use of the "T." rail by the Cable Railway Company on Sixth street: was read Mtn Delegate Heath moved that the Board of Public Works be instructed that it is the sense of the Board of Delegates that permission be granted to the Cable Railway Company to lay a "T" rail upon its line on Sixth street.
Delegate Law moved to amend by referring to the Committee on Streets to report at next meeting. This amendment was lost, Mtn thereupon the original motion was lost by the following vote. Viz:
Ayes. Delegates - Wagner: Heath: Day: Hewitt: Cowper & Bradt.
Noes. Delegates - Julian: Rediger: Wetherbee: Seybolt: Hulbert & Law.
Delegate Hulbert gave notice that at the meeting of the Board, he would move a reconsideration of the above vote.

A Communication from the Board of Public Works, recommending the granting of the Petition of Silas A. Davenport rother for the establishment of a Public Road to Sorrento.: was read Mtn on motion of Delegate Wetherbee the Board of Public Works was instructed to make a preliminary survey

in accordance with said Communication.

A Petition from Ellen Stear for a Quit Claim Deed from the City to Lots 33, 34, 35 & 36, Block 77, Sherman & Choates Addition: was read & referred to the City Attorney.

A Report of the Health Department for the month of August 1889: was read & referred to the Committee on Health and Morals.

An Ordinance transferring $4000 from the General Fund to the Street Fund: was read & adopted by the following vote, to-wit:

Ayes, Delegates - Wagner: Heath: Julian: Day: Rodgers: Wetherbee: Hewitt: Seybolt: Hulbert: Low: Cowles & Bradt.

Noes - None.

Said Ordinance is as follows, to-wit:

Ordinance No. 31.

An Ordinance transferring four thousand ($4000) dollars from the General Fund to the Street Fund.

Be it ordained by the Common Council of the City of San-Diego as follows:

Sec. 1.- That the Auditor of said City is hereby instructed to transfer the sum of four thousand dollars ($4000) from the General Fund to the Street Fund.

Sec. 2.- That this ordinance shall take effect and be in force from and after its passage."

An Ordinance fixing the compensation for an Assistant for the Sewer Inspector: was read, and adopted by the following vote, to-wit:

Ayes, Delegates - Wagner: Heath: Julian: Day: Rodgers: Wetherbee: Hewitt: Seybolt: Hulbert: Low: Cowles & Bradt.

Said Ordinance is as follows, to-wit:

"Ordinance No. 39.

An Ordinance fixing the compensation of an Assistant for the Sewer Inspector, of the City of San Diego.

Be it ordained by the Common Council of the City of San-Diego, as follows:

Sec. 1.- That the compensation for an assistant to the Sewer Inspector of the City of San Diego, be and the same is hereby fixed at the sum of Seventy-five dollars per month payable monthly.

Sec. 2.- That this ordinance shall take effect and be in force from and after its passage."

An Ordinance providing for building a party wall between the south half of Lot C. and Lot D. Block 35- Horton Addition. was read and Delegate Wetherbee moved to adopt.

Delegate Heath moved to amend by striking the enacting clause.