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Special Session

Council Chamber of the Board
of Delegates of the City of San
Diego California May 29th 1891

Pursuant to the following Call, to wit:

Mayors office.

San Diego, Cal. May 28th 1891,

A special session of the Common Council is
hereby convened at their respective chambers in the
City Hall, on Friday May 29th 1891 at 7.30
O'clock P.M.

attest

K. J. Ware
Clerk of said City of San Diego

M. Sherman
Mayor

And this being the time and place of said meeting
the roll call was taken as follows.

Present Delegates Thorpe, Pauly, Nason Miller, Baker,
Proust, Bonn, Metzmann, Escher, Price, Doud, Wetzel
and Clerk Ware.

Absent Delegates Gruppen, Burns, Rediger & Williams

President Williams being absent, on motion Delegate
Baker was elected Chairman Pro. tem. Whereupon the
Clerk read the following communication from the Mayor,
Mayors office.

San Diego Cal May 29th 1891.

To the Common Council

Gentlemen.

The special session called by
me, is for the purpose of considering, and taking such
action as you may deem proper upon a communication
from the San Diego Water Company, served on me the
28th inst which is herewith transmitted.

Respectfully submitted

M. Sherman
Mayor

On motion of Delegate Proust the Board went into a
committee of the whole whereupon Delegate Baker called

Delegate Pouty to the chair.

On motion of Delegate Mertzmann the chair appointed Delegates Mertzmann and Pout a committee to wait upon the Board of Aldermen and ask them to meet the Board of Delegates in committee of the whole.

Upon the return of the committee from the Board of Aldermen, Delegate Pout moved that the rise, and said motion prevailed. Thereupon Delegate Baker resumed the chair as President Pro Tem.

The following communication from Joseph A. Flint General Manager of the San Diego Water Co. transmitted by the Mayor was read and is as follows, to wit:

To the City of San Diego:-

You are hereby notified that this Company is prepared to carry out to its part the terms of a certain contract by which Bryant Howard, J. W. Collins, Charles S. Hamilton, A. E. Horton and M. T. Gilmore leased from it its water works and plant said contract bearing date the 15th day of April 1891 and a certain sublease from said parties to you, which sublease has been assigned to this Company; and to this end this Company is prepared to, and will on the 1st day of June 1891, as provided in said contract lease and sublease, turn over to you all of the property mentioned in said contract with the right to collect and receive all water rates and any and all sums that may be earned by said water plant and other property from and after said date. And in order to facilitate the transfer of the same and the management thereof the Company hereby tenders with said plant and property the services of the employees of the Company at the wages they are now receiving to be paid by you until you desire to make other arrangements with them or employ other persons to take their places.

You will be expected to take charge of said plant and property on said day and be responsible therefor, and for the rent provided for in said lease and sublease, so long as this Company shall comply with the terms and conditions thereof on its part.

May 28th 1891

San Diego Water Co

by Joseph A. Flint. General Manager

On Motion of Delegate Cheppin, the above communication

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together with the Mayor's Message was ordered filed

on Motion of Delegate Nason the Mayor was authorized to take possession of the Plant of the San Diego Water Company and make all necessary arrangements.

The following resolution by Delegate Pratt was on Motion of Delegate Pauly referred to the Board of Public Works and the Water Committee

Said resolution is as follows, to wit:

Whereas a large portion of the City is without water and to comply with the provisions of the water lease from the Trustees to the City of San Diego, Be it

Resolved That the San Diego Water Company is hereby requested and authorized to lay down and put in an extension (according to said lease) commencing at the Meter house, at city limits running south 2650 feet of 10 inch best Kalamia pipe, from the end of 10 inch pipe to the highest point in Seaman & Choate addition, from there to B and 28th St. of 8 inch best Kalamia pipe, from B and 28th St. on B to 25th St. on 25th St. to S. St. to connection with the present system of 6 inch cast iron pipe.

Whereupon the Board adjourned until Monday June 1st 1891 at 7.30 P.M.

K. J. Ware.
City Clerk.

A. H. Williams
President of the Board of Delegates

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Regular Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego Calif June 1st 1891

A regular meeting of the Board of Delegates was
held this day at 7.50 O'clock P.M. with President
Williams presiding.

Present Delegates. Thorpe, Crupper, Pauley, Nason, Burns,
Miller, Baker, Rediger, Bonn, Mertzmann, Escher,
Price, Lutzell Williams & Clerk Ware.
Absent Delegates. Prout & Doud.

Minutes of adjourned meeting of May 25th and Special
Session of May 29th were read and approved.

After giving notice President Williams did in open
session sign Ordinance 120 being an ordinance provid-
ing for the Compensation of the Board of Equalization for
the year 1891.

The following message from the Mayor transmitting a
communication from the lessee of the San Diego Water Co
was read and is as follows, to wit:

Mayors office

San Diego Cal. June 1st 1891

To the Common Council,

Gentlemen:

I have the honor to transmit the
within communication from the lessee of the Water Company
for your consideration

Respectfully Submitted

M. Sherman, Mayor.

Said communication is as follows, to wit:

To Matthew Sherman, Mayor of the City of San Diego.

We the undersigned lessee under a lease entered into by
and between us and the San Diego Water Company having
received the plant and other property from said Company
as provided in said lease now hereby tender the same
to you as the Mayor of the City of San Diego pursuant
to a sublease of said property to the City of San Diego bearing

even date with said lease, and notify you that the City is expected to be responsible for said property and the rent provided for in said lease and sublease from and after this date.

Bryant Howard
A. E. Rorter
Chas. S. Hamilton
M. T. Glmore

On motion the Mayor's Message with accompanying Communicator was ordered filed.

A report from the Health & Morals Committee was read and on motion of Delegate Rediger was amended by the addition of the name of John Nicholson, and said report as amended was adopted and is as follows, to wit:

To the Honorable Board of Delegates.
Gentlemen:

In the matter of granting liquor licenses to the accompanying Petitioners we your committee would respectfully report that in as much as the law has been complied with, we would recommend the issuance of Licenses to said petitioners, with two exceptions that of John Stanovich and John Nicholson. Your Committee have been informed by reliable parties that said John Stanovich and Nicholson are conducting an open Bar in connection with their Hotel and Restaurant and should pay a retail License.

Respectfully submitted

E. C. Thorpe.

B. F. Metzmann.

The Petitions for liquor licenses as recommended to be granted by the above report is as follows, to wit:

E. T. Philips, Wartsfield & Kerr, G. Herbert Fisk, Hollamell & Hamsen, Entin & Ahrens, Littenhaver & Bennett, Schrang & Polgier, Otto Walter, T. J. Wright, Mrs. M. J. McGinn, & Victor Jones.

On motion of Delegate Rediger the Petitions of Nicholson and Stanovich were referred back to the Committee on Health & Morals for further investigation.

The following Joint Resolution offered by Delegate Baker

was read and on motion of Delegate Pauley adopted by the following vote, to wit:

Ayes Delegates Thorpe, Pauley, Nason, Burns Miller, Baker, Redgin Conn, Metzmann, Lutzell & Williams
Noes Delegates, Grippner, Escher & Price.
Absent Delegates, Prout & Donald

Said Resolution is as follows, to wit:

Joint Resolution No 62

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

That the Mayor of the City of San Diego, on behalf of the City, be and he is hereby instructed to accept the water plant of the San Diego Water Company tendered to the City by said Water Company, in accordance with terms and conditions of a certain sub Lease dated April 19th 1891 made and entered into between Bryant Howard, J. W. Collins, Chas S. Hamilton, A E Horton, and M. T. Gilmore Lessors and the City of San Diego Lessees,

The following joint resolution heretofore adopted by the Board of Aldermen was read and on motion of Delegate Rediger was adopted. Said Resolution is as follows, to wit:

Joint Resolution No 65

Be it Resolved by the Common Council of the City of San Diego, That the Street Committee of the Board of Aldermen and the Street Committee of the Board of Delegates be requested to meet in joint session and devise ways and means for improving the streets of the City and report to the Common Council.

The following Joint Resolution by Delegate Redgin was read and adopted. Said resolution is as follows, to wit:

Joint Resolution No 63

Be it resolved by the Common Council of the City of San Diego,

That the Chief is hereby instructed as to whether liquor is being sold in this City by any person or persons in violation of ordinance no 19 as amended by ordinance no 64, also if the same is being sold by druggists except as provided for in said ordinance, and if so to immediately report the same with the necessary evidence to the

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City Attorney, who is hereby instructed to vigorously prosecute said person or persons.

The following joint Resolution by Delegate Redigan was read and adopted. Said resolution is as follows, to wit:
Joint Resolution No 64

Be it resolved by the Common Council,

That the City Auditor is hereby instructed that in issuing Liquor licenses, which may be granted by the Common Council, to any person or persons who applied or may apply for the same, between May 1st 1891 and June 9th 1891 (both inclusive) & to date said license from the 1st of May. Provided if upon due investigation he finds that said applicants were engaged in the sale of liquors on said 1st of May 1891 on the premises for which they had applied for the same.

Be it further resolved that the Tax Collector is hereby instructed to collect the same.

The following Communication from the Tax Collector was read and on motion of Delegate Redigan, said Communication with list of names attached was referred to the Chief of Police. Said Communication is as follows to wit:

To the Honorable Board of Delegates of the City of San Diego

Gentlemen: In compliance with your Resolution of May 25th I have the honor to transmit a list of all persons now paying liquor licenses in the city of San Diego

Respectfully

Wm. Kennedy, City Tax Collector.

The following petitions for liquor licenses was read and referred to the Health & Morals Committee

H. Helbrom (Retail)

P. Kumpf "

Schranz & Palzner Wholesale

The following resolution by Delegate Baker was read and adopted. Said resolution is as follows, to wit:

Be it resolved by the Board of Delegates that the Finance Committee of said Board be instructed to consult with the City Attorney, and with the finance committee.

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of the Board of Aldermen as to the advisability of employing
Assistant Counsel in the case of the Ex Mayor against
the City of San Diego, now pending, and to report at the
next meeting of this Board.

In the matter of a revision of the license ordinance
the Health & Morals Committee report progress and ask
for further time, and on motion further time was granted

The following petition from the officers of the
Hebrew Congregation "Beth Israel" was read and on
motion referred to the City Lands Committee

To the Honorable Mayor and Common Council
of the City of San Diego, California:-

The undersigned, the Hebrew Congregation "Beth Israel"
of this City, most respectfully petitions that you cause to
be set aside a plot of land of at least five acres in
the "Mount Hope Cemetery" for the exclusive use of said
congregation for burial purposes.

The present burial ground of the said Congregation is
inaccessible, there being no public highway open to it,
and the same is a great distance from the populated portion
of the City; and there is no water near thereto by which
it can be beautified.

We therefore ask that our petition be granted.
dated June 1st 1891

M. Schiller . President

Henry M. Schiller . Secretary

A. Hochman . Committee

On Motion of Delegate Redger the Chair appoints Dele-
gate Noxon to act temporarily in place of Delegate Proast
on the Water, Harbor & wharf and Ways & Means Committee

Whereupon the Board adjourned until Monday June 8th
1891 at 7 30 o'clock P. M.

K. C. Cleave
City Clerk

A. H. Williams
President of the Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego Calif June 8th 1891

An adjourned meeting of the Board of Delegates was held this day at 7 30 o'clock P M with President Williams presiding.

Present Delegates Thorpe, Creppin, Peckly Nason, Burns, Miller, Baker Redger, Conn, Metzmann Price, Doud, Wetzel, Williams & Clark Ware.
Absent Delegates, Prout, & Escher,

Minutes of regular meeting of June 1st read and approved.

A communication from the Mayor transmitting a copy of his letter of acceptance to Joseph A Flint General Manager of the plant of the San Diego Water Company was read and ordered filed.

The following communication from the Mayor was read and ordered filed. Said communication is as follows, to wit:

Mayors office

San Diego Calif June 8th 1891

To the Common Council

Gentlemen:

It being necessary to adopt some economical plan for the purpose of carrying into effect the water lease and the management of the same I would respectfully suggest: that the City Attorney, the water committee of the Board of Aldermen, the water Committee of the Board of Delegates and the President of the Board of Public Works be instructed to prepare an ordinance and report the same to the Common Council as soon as may be, from the fact that the water Compa^ys management is altogether too expensive for the City as the enclosed statement from the water Co. will show.

Respectfully Submitted
M. Sherman, Mayor.

A joint report of the Finance Committee of the Board of Aldermen and the Board of Delegates was read, Delegate Pauly moves to adopt said report, Delegate Redign moves to amend by postponing consideration for one week and said amendment was adopted, by the following vote, to wit:
Ayes Delegates Thorp, Nason, Burns, Miller, Redign, Metzmann, Price, Donald & Williams,
Noes Delegates Creppin, Pauly, Baker Conn & Wetzell,
Absent Delegates, Prout, & Escher,

The following report from the Health & Morals Committee was read and adopted by the following vote, to wit:

Ayes Delegates, Thorpe, Creppin, Pauly, Nason Burns, Baker, Metzmann, Price & Williams,

Noes Delegates, Miller, Redign, Conn, Donald & Wetzell
 Said report is as follows, to wit:

San Diego Calif June 8th 1891

To the Honorable Board of Delegates

In the matter of Joint Resolution no - handed down from the Board of Aldermen, which was referred back to the Health & Morals Committee at your meeting two weeks ago, after non-concurrence by your Board, your Committee would respectfully report, that they have in conjunction with a similar Committee of the Board of Aldermen, heard full arguments on the part, ~~both~~ of those persons interested in a reduction of the present License tax on the sale of intoxicants, and of those persons who take an interest in retaining the license tax where it is or raising it; that after listening to these arguments and considering at length the existing situation your Committee does not think it advisable to change the present License ordinance at this time except by an amendment for collecting delinquent License taxes. Therefore your Committee would recommend that the City Attorney be instructed to prepare and present to this Board at the earliest possible date an amendment to ordinance no 19 as amended by ordinance no 64 of similar import to Section 9 of County ordinance imposing a license tax upon the liquor business in San Diego County

E. C. Thorp }
 B F Metzmann }
 Fred Baker }

The following report of the City Lands Committee

on the petition of the Hebrew Congregation "Beth Israel" was read and is as follows to wit:

We your Committee to whom was referred the petition of Hebrew residents of this City, requesting that five acres in the City Cemetery be set aside for the burial of their dead do respectfully report that the petition be granted.

B. F. Montgomerie "Chairman"

E. C. Thorpe

W. W. Tetzell.

The following joint Resolution (to consider the question of the disposal of the surplus water) heretofore adopted by the Board of Aldermen, was read and on motion of Delegate Thorpe, adopted: said resolution is as follows, to wit:

Joint Resolution No. 66

Resolved by the Common Council of the City of San Diego, That the Committee on water, of both houses meet and consider the best means of disposing of the surplus water, the Committee to invite the different Companies to meet with them being such Companies as the Roseville Land Company, Pacific Beach & Movers, and such others as the Committee may think it best to invite and receive propositions from them and report the same to the Common Council.

The following joint resolution offered by Delegate Redgin was read and on motion of Delegate Montgomerie was adopted and is as follows to wit:

Joint Resolution No. 67

Resolved by the Common Council of the City of San Diego

That the water Committee of the Board of Aldermen and the water Committee of the Board of Delegates, together with the president of the Board of Public Works and the City Attorney meet and consider the feasibility of letting by contract (if such can be done) to the lowest bidder the management of the City water plant as acquired by contract between the City of San Diego and the San Diego Water Company.

On motion of Delegate Redgin, the Communication from

The Mayor on the management of the water plant, was taken from the file and referred to the Water Committee.

A resolution offered by Delegate Price that the City officers be requested to subscribe their names to an agreement that they would serve the City at the rate of salary as fixed by ordinance no 115, was read and on motion was laid upon the table.

The report of the Health and Morals Committee on the petitions of Schanz & Polzin; P. Kumpf; Jns. Makolani; and H. Heilbron for Liquor License was read and on motion the petitions as approved by the committee were granted.

A joint resolution authorizing the employment of Special Counsel in the suit of Douglas Gunn vs Gilbert Pennie Auditor was read, and on motion of Delegate Reddy's action was deferred for one week.

A communication from John Girty asking for the correction of assessment "on certain Mortgages" as made by the city assessor was read and referred to the Finance Committee and City Attorney.

Whereupon the Board adjourned until Monday evening June 15th 1891 at 7 30 o'clock P.M.

H. Juwa
City Clerk

H. H. Williams
President of the Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego Calif June 15th 1891

An adjourned meeting of the Board of Delegates was held this day at 7.30 o'clock P.M. with President Williams presiding.

Present Delegates, Thorpe, Gripper, Pauly, Nason, Miller, Baker, Rediger, Metzmann, Escher, Price, Wetzel, Williams & Clerk Ware,
Absent Delegates, Burns, Prout, Bonn & Doud.

Minutes of adjourned meeting of June 8th 1891 read and approved.

A communication from the Mayor submitting the name of John F. Sinks as water Commissioner for 3 years; E.W. Elliott as water Commissioner for two years; and T.M. Shaw as water Commissioner for one year, was read and on motion of delegate Baker the communication was laid on the table for the present.

The report of the finance Committee in the matter of employing special Council in the case of Gunn vs. Rennie Auditor, was read, and delegate Rediger moves to lay on the table. Said motion was lost by the following vote, to wit:

Noes Delegates, Thorpe, Gripper, Pauly, Nason, Baker, Price, & Wetzel.

Ayes Delegates, Miller, Rediger, Metzmann Escher and Williams.

Absent Delegates, Burns, Prout, Bonn, & Doud.

Delegate Baker moves to adopt the report of the Finance Committee.

Delegate Doud here enters and takes his seat in the Board. A letter from Luciborn Stevens & Luciborn to delegates Metzmann & Gripper offering to defend the City in the suit of Gunn vs. Rennie Auditor was read and delegate Metzmann moves to substitute the name of Luciborn Stevens & Luciborn for Hunsaker Britt & Goodrich in the report of Finance Committee.

Delegate Pouty moves to amend the amendment by referring the whole matter back to the Committee for revision. and said amendment to the amendment was adopted by the following vote to wit:

Ayes Delegates, Thorpe, Crepper, Pouty, Nason, Baker Escher Price, Lutzell Williams.

Noes Delegates, Miller, Redign, Mertzmann & Loud.

Absent Delegates, Burns, Prout & Conn.

The Amendment as amended was then adopted by the following vote, to wit:

Ayes Delegates, Thorpe, Crepper, Pouty, Nason, Baker, Escher, Price, Lutzell & Williams.

Noes Delegates, Miller, Redign, Mertzmann & Loud.

Absent Delegates, Burns Prout & Conn.

The original Motion as amended was then adopted by the following vote, to wit:

Ayes Delegates Thorpe, Crepper, Pouty, Nason, Baker Mertzmann, Escher, Price Lutzell & Williams.

Noes Delegates, Miller Redign & Loud.

Absent Delegates, Burns Prout and Conn.

The following report of the Joint Street Committee of the Board of Aldermen and the Board of Delegates was read and Delegate Lutzell moves that said report be adopted and that that portion of the report referring to the opening of a street to the Cemetery be referred to the City Engineer to furnish the desired estimates, and that portion of the report relative to grading 4th Street be referred to the Board of Public Works and the City Attorney with the request that they present the Resolution of Intention in accordance with this report said report is as follows, to wit:

To the Common Council of the City of San Diego California.

We your Street Committee would respectfully recommend that the City engineer be instructed to make and present to the Council, an estimate as to the lowest possible price at which a temporary road can be constructed on the "R" street line to Mount Hope Cemetery.

Your Committee further recommend that a Resolution of Intention to grade 4th Street from the south line of Ivy Street to intersection of 4th Street with Palm Street be passed by the Common Council.

That another Resolution of Intention to grade 4th Street

from the north line of Redwood Street to the intersection of 4th Street with university avenue be passed by the Common Council, and suggesting that all the surplus dirt secured in grading 4th Street as above be used in filling the East side of 4th Street between Palm Street and Redwood Street, and that the abutting property holders between Palm Street and Redwood Street be made to pay for such fill.

Alderman A. G. Garrison President Joint St. Com.
Delegates. W. W. Wetzell Sec. " "

Alderman. A. E. Nutt.

Alderman. H. P. Whitney.

Delegates G. H. Cupper.

Delegates Chas. W. Pauly.

The following report of the Finance Committee was read and ordered filed.

Your Committee to whom was referred the Auditor's Report for the month of April 1891 respectfully report that after a careful examination, have in their opinion found the same to be correct.

Geo. H. Cupper }
B. H. Mertzman }

The joint water Committee to whom was referred joint Resolution no 67 reported as follows:

To the Common Council, In reference to Joint Resolution #67 hereto attached we respectfully report that your joint Committee on Water, President of the Board of Public Works & City Attorney do not deem same advisable.

H. T. Christian Ch. Com.
John. C. Fisher
C. C. Brandt
Chas. W. Pauly.
Arthur G. Nasar
W. H. Fuller

The following Report of the joint Water Committee was read and on motion of Delegate Pauly the report was amended by striking out of Section 1 the names of John. F. Sinks and T. M. Shaw. Said report was then adopted and is as follows. To wit:

To The Common Council,

In reference to the Mayors Message dated June 8th 1891 that the water Committee of the Board of Aldermen and the water Committee of the Board of Delegates, together with the President of the Board of Public Works and the City Atty. met and prepare an ordinance necessary for the carrying on of the water lease &c we the undersigned have met and respectfully submit the following report.

1st That the Mayor be requested to appoint three water Commissioners. That he appoint one Commissioner at a salary of \$125⁰⁰ per mo. an Engineer at a salary of \$50⁰⁰ per mo. and one member to act as one of the water Commissioners and aupt at a salary of \$100⁰⁰ per mo. said Commissioners to be confirmed by the Board of Delegates.

2nd The Committee further recommend that the Commissioners collect water rates under the ordinance of the City now fixing water rates.

3rd That the City Atty. prepare an ordinance creating a fund to be known as the Water Fund into which must be paid and apportioned all moneys received on account of sales of water and from which must be paid all salaries of the water Commissioners and all employees of said Commissioners and all expenses created by said Commissioners in the operation of the water plant, after which from said Fund shall be paid all rentals moneys to accrue under the water lease.

4th That the Commissioners appoint such subordinate officers as needed and the salaries of said to be fixed by the Common Council.

5th That all applications for extensions of pipes or making of rates for sale of water to Manufactures, irrigation &c at different rates than provided by the ordinance, be made first to the water Commissioners and by them to the joint Committee on water.

6th That the water Commissioners shall have power to adopt and enforce such rules as may be necessary for the proper Management, Control and care of water plant till otherwise regulated by ordinance.

7th All offices created and all salaries provided for under and by the provision of this ordinance, shall cease whenever the City by action of the Common Council or by action of any Court or otherwise in its official Capacity

shall terminate the water lease, for the carrying out of which, these offices and salaries have been especially created and provided.

8th Said Water Commissioners give Bond for \$10,000 each to the City

R. T. Christian Chairman Com.

John C. Fisher.

C. C. Bravett.

Chas. W. Pauly.

Arthur G. Nason.

W. H. Fuller

On motion of Delegate Baker the Mayors Message was taken from the table and the Board proceeded to act upon the confirmation of the Water Commissioners

Delegate Baker moved to confirm Jno. F. Sinks as a member of the Board of Water Commissioners for three years and said Jno. F. Sinks was confirmed by the following vote, to wit:

Ayes Delegates Thorpe, Crippen, Pauly, Nason, Baker, Rediger, Mertzmann, Escher, Price, Doud, Lutzell & Williams
Noes Delegates, Miller

Absent Delegates, Burns, Prout & Conn.

The nomination by the Mayor of E. W. Elliott as water Commissioner for two years, was on motion of Delegate Baker, confirmed by the following vote, to wit:

Ayes Delegates, Thorpe, Crippen, Pauly, Nason, Baker, Mertzmann, Escher, Price, Lutzell, & Williams.

Noes Delegates, Miller, Rediger & Doud.

Absent Delegates, Burns, Prout & Conn.

The nomination of T. M. Shaw, as Water Commissioner for one year was on motion of Delegate Baker, confirmed by the following vote, to wit:

Ayes Delegates, Thorpe, Crippen, Pauly, Nason, Miller, Baker, Rediger, Mertzmann, Escher, Price, Doud, Lutzell, and Williams

Noes None

Absent Delegates Burns, Prout & Conn.

The following Joint Resolution heretofore adopted by the Board of Alderman was read and on motion of

Delegata Escher said resolution was adopted, and is as follows, to wit:

Joint Resolution No 70

Resolved that the Committee on Harbor & Wharves of the Board of Aldermen and the same Committee of the Board of Delegates and the City Attorney are hereby instructed to jointly investigate the complaints that unlawful fishing causing the wanton destruction of large quantities of small food fish is being carried on along the shore and in the Bay of San Diego. And if they find such complaints to be true they are hereby authorized and required to at once take the necessary steps to prosecute or cause to be prosecuted all persons catching fish in or about the Bay of San Diego in violation of the laws of this State governing the catching of fish.

And further that if the aforesaid joint Committee and the City Attorney deem it advisable to act in this matter in conjunction with the State Board of Harbor Commissioners of San Diego they are hereby requested to do so.

A communication from G. R. Watkins Contractor for the 8th Ward School House, asking 30 days extension of time in which to complete his contract, also a letter from Geo F. Sinks President of the Board of Public Works stating that said Board recommended thirty days extension as asked for was read. Thereupon the following joint resolution was read and adopted, and is as follows, to wit:

Joint Resolution No 69

Be it resolved by the Common Council of the City of San Diego, that upon the application of the Contractor and the recommendation of the Board of Public Works, the time set in the contract for the completion of the 8th Ward School Building be and the same is hereby extended from the 30th day of June 1891 to the 30th day of July 1891.

The following communication from A. F. Starr was read.

To the Honorable Common Council of the City of San Diego California:

I hereby apply for Permission to grade both Maple and Second Streets, to their center line and to the established grade in front of lots G H & I of Block 301 Horton

addition, in conformity with the provisions of subdivision
 ten of Section seven of the Brown Act

Very Respectfully
 A. F. Starr.

Upon which petition the following endorsement appears
 "The Board of Public Works recommends the granting
 of the above request"

Jos. F. Sinks, President.

Thereupon the following joint resolution was read and
 on motion of Delegate Pauly said resolution was adopted
 and is as follows, to wit:

Joint Resolution No 68

Be it resolved by the Common Council of the City of
 San Diego, that permission be and the same is hereby gran-
 ted to A. F. Starr to grade both Maple & Second Streets to
 the center line thereof and to the established grade in
 front of Lots G, H, & I in Block 301 of Horton's Addition
 in accordance with the provisions of subdivision ten of
 Section seven of the Brown Act.

A Communicator from the Cemetery Commissioners asking
 to have the water system extended to the cemetery grounds
 was read and referred to the Water Committee.

A petition of property owners for the opening of 40"
 Street was read and referred to the Committee on Streets.

The Health & Morals Committee having approved the
 petition of Andersons Bros. for a retail Liquor License on
 motion the petition was granted.

A communicator asking for the extension of the water
 system from the termination of the flame line down 30"
 Street to a connection with the water system in Reed
 & Hubbell's addition was read and referred to the Water
 Committee.

A Communicator from the Knights of Pythias asking
 to have five acres of land in Mount Hope Cemetery set
 apart for their use was read and referred to the Committee
 on City Lands.

A Petition from P Kumpf asking for a rebate on

Liquor License paid by him and heretofore granted by the Common Council was on motion of Delegate Crippen granted in accordance with the prayer of the petitioner.

A Petition from Sarah J. Tedford asking for a grant of ten acres of land in account of shortage in a certain tract of land sold her in Pueblo Lot 1166 in the year 1871 and on motion said petition was referred to the City Lands Committee and City Attorney.

The following petitions for Liquor License was read and on motion was referred to the Health & Morals Committee

Chas. W. Shoffer Retail

R. L. Nixon "

Daniel Cassidy "

Victor Jones "

M. Merigan "

Geo. H. Arnold Special

Victor Jones Wholesale

Atto. G. Benschuetz "

An ordinance ~~accepting~~ the water plant, organizing a water department, creating a Board of Water Commissioners, fixing their boards, and prescribing their duties and powers, and fixing their salaries, and establishing a water fund was read and adopted by the following vote, to wit:

Ayes Delegates, Thorpe, Crippen, Pauly, Nason, Miller, Boker, Redign, Mertzmann, Escher, Price, Land, Melzell & Williams.
Now None

Absent Delegates, Burns, Probst, & Conn.

Said ordinance is as follows, to wit:

Ordinance No-

An ordinance accepting the water plant, organizing a water department, creating a Board of Water Commissioners fixing their Boards, and prescribing their duties and powers, and fixing their salaries and establishing a water fund.

Whereas, under the lease between the City of San Diego, and Bryant Howard, Geo. Collins, Charles Hamilton, M. T. Gilmore, and A. E. Horton, Executed on the 18th day of April 1891, by virtue of the Authority of Joint Resolution No 56 duly adopted by the Common Council, the said

City of San Diego has acquired the right of possession to and use of all and every portion of the water plant now owned by the San Diego Water Company including all pipes, pipe lines, hydrants, wells pumps and pumping machinery, and the real estate upon which said machinery and wells are situated, and the buildings thereon, stored pipes, reservoirs, meters, and everything now connected with the supply of water to the City of San Diego, under the present system of the said San Diego Water Company, with the right to use said pipes, and all things above mentioned for the purpose of distributing water to the citizens of the City of San Diego for a term of years, upon the terms and conditions and subject to the provisions particularly specified in said lease now therefore,

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

Section 1. That the Board of Water Commissioners, and the Joint Water Committee of the Common Council proceed without delay to inspect and inventory the property and rights conveyed to the City by said lease.

Section 2. That the Board of Water Commissioners of said City, be, and it is hereby authorized and instructed, when said inspection and inventory shall have been completed, to take full possession in the name of the City, of all property conveyed to said City, by virtue of said lease.

Section 3. That in conformity with the provisions of Chapter 6 of Article 5 of the City Charter, the Mayor shall immediately appoint three Citizens of the City, to be water Commissioners, who shall have the powers and perform the duties enumerated in the City Charter.

Section 4. The Board of Water Commissioners may appoint such subordinates, and employ such labor and purchase such materials, as may be necessary for the proper operation and maintenance of the property. The salaries of such subordinates to be fixed by the Common Council.

Section 5. That in the absence of specific ordinances on the subject, the said Board of Water Commissioners shall have the power and authority to adopt and enforce such rules as it may deem proper for the regulation, management, control and care of the water department, in all its details.

Section 6. That said Board shall set all water rates for takers, or consumers, in accordance with such ordinances as are now in force, or which may hereafter be adopted, and no special rate or special permission for the use of water shall

be granted without the joint resolution of the Common Council.

Section 7. That all alterations of the pipe system, and the placing of fire hydrants, the making of rates for sale of water to Manufacturers, for irrigation, and for like purposes, at different rates than provided by ordinance, shall be authorized by joint resolution of the Common Council, upon the recommendation of said Board of Water Commissioners and Joint Water Committee, and all work so authorized shall be done under the supervision of the Board of Water Commissioners, and in conformity with the rules established by it.

Section 8. That all money received by said Board shall be paid to the City Treasurer, who shall give duplicate receipts therefor, one of which shall be filed with the City Auditor, who shall keep an accurate account of all receipts and disbursements.

Section 9. That in conformity with the provisions of the City Charter, a water fund is hereby established, into which all revenues derived from the department shall be paid, and which all warrants shall be drawn for salaries, material, supplies and expenses, of every description, connected with the water department, including the monthly payment of rent as stipulated by said lease, which warrants shall be drawn and paid in the order above mentioned.

Section 10. That the members of said Board of water commissioners shall receive for their services, the following salaries, payable from the water fund. The President Commissioner \$125 per month; the engineer Commissioner \$50 per month; the superintendent commissioner \$100 per month.

Section 11. That all offices created and all salaries provided for under and by the provisions of this ordinance, shall cease whenever the City by action of the Common Council or by action of any court, or otherwise in its official capacity, shall terminate the water lease, for the carrying out of which these offices and salaries have been especially created and provided.

Section 12. That each of said Commissioners shall give and provide a bond in the manner provided by the Charter in the sum of Ten Thousand Dollars (\$10,000.)

Section 13. That this ordinance shall take effect and be in force from and after its passage, and one publication in the official paper of the City of San Diego.

Delegate Pauly asked for 30 days leave of absence,

and on motion of Delegate Crispen the request was granted.

Delegate Price asked for 30 days leave if absent and on motion the request was granted.

Thereupon the Board adjourned until Monday evening June 22^d 1891 at 7:30 P.M.

K. Jewar.
City Clerk.

H. H. Williams
President of the Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego Calif June 22nd 1891

An adjourned meeting of the Board of Delegates was held this day at 3.30 o'clock P.M.

President Williams being absent, The Clerk called the Board to order, and on motion Delegate Baker was elected chairman Pro Tem.

Present Delegates: Thorpe, Gripper, Nason, Miller, Baker, Redger, Mertzmann, Escher, Price & Clark were.

Absent Delegates: Pealy, Burns, Probst, Conn, Lord, Metzell & Williams.

Minutes of Adjourned Meeting of June 15th 1891 read and approved.

The following communication from the Mayor was read and referred to the Committee on City Lands and the City Attorney said communication is as follows, to wit:

To: San Diego Cal June 22nd 1891
To the Common Council.

Gentlemen,

I find from the report of the City Engineer that some of lands belonging to the City are claimed by parties that have no title to the same.

I respectfully suggest that the City Attorney be instructed to bring suit to quiet title to all such Lands.

Respectfully Submitted

M. Sherman.

Mayor,

The following report of the joint Street Committee on the opening of 4th was read, and on motion of Delegate Thorpe the report was adopted and is as follows, to wit:

- To the Common Council

We your joint Committee on Streets recommend that the above petition be granted and the Street be ordered opened, and recommend that the City Attorney be instructed to draw an ordinance in conformity therewith.

A. G. Garrison Chairman
 W. W. Wetzell Secy
 Ald { A. E. Nutt
 { H. P. Whitney
 Del { Chas. W. Pauley
 { G. H. Gripper

In the matter of employing special Counsel in the suit of Gunn vs. Rennie Auditor. The report of the Finance Committee was adopted and is as follows, to wit:

To the Honorable the Board of Delegates

Your Finance Committee to whose was referred the Joint Resolution in reference to the employment of special counsel on behalf of the City of San Diego in the case of Douglas Gunn vs. Auditor of the City of San Diego now pending in the Superior Court, and adopted by the Board of Aldermen would respectfully recommend non concurrence in the same

Geo. H. Gripper.

B. F. Wetzmann.

M. M. Conn.

The following petitions for Liquor Licenses having been approved by the Health & Morals Committee were on motion granted and are as follows, to wit:

Florence Hotel By Geo. H. Arnold, Manager. Special

Otto G. Brunschuetz Wholesale

Victor Jones "

R. D. Mijon Retail

M. Merigan "

Daniel Cassidy "

Victor Jones "

Chas. W. Schaeffer "

The following petition from The Lower California Development Company was read and referred to the Street Committee. Said petition is as follows, to wit:

To the Honorable the Mayor and Common Council of the City of San Diego California:—

The undersigned respectfully petitions that you grant to The Lower California Development Company, its assigns or any railroad corporation it may organize for the purpose

of constructing a railroad from the City of San Diego to San Quentin, Lower California, a franchise for the construction and operation of a steam railroad of standard gauge, through the City of San Diego commencing at the intersection of "H" and Atlantic Streets in said City and running over and along such streets as you may designate (as near to the Bay front as practicable) to the south line of the City.

The Lower California Development Company
 Dated June 18th 1891, By Works Gibson & Titus,
 Its Attorneys

The application of Bessie H. Savage et al for a reduction in assessed valuation of Certain Lots in Pueblo Lots 1173 & 1174 was read also the following endorsement upon the same

San Diego June 16th 1891

I hereby certify that the statement contained in the foregoing petition is correct and would recommend that the prayer of the Petitioner be granted

Gilbert Rennie, Auditor.

The said petition having been granted by the Board of Aldermen, on motion of Delegate Metzger the action of the Board of Aldermen was concurred in.

A petition of certain citizens and taxpayers for the adoption of an ordinance to compel a more general use of the sewer system was read and referred to the Committee on Sewers

A petition to have an ordinance passed placing a Tax or license on all dogs kept within certain limits was read, and on motion of Delegate Rechner was referred to the Committee on Police.

The following joint resolution was read and adopted and is as follows, to wit:

Joint Resolution No 71.

Be it resolved by the Common Council of the City of San Diego that the City Engineer be and he is hereby required to furnish Estimates of the cost of repairing "H" Street from 32nd Street eastward to such point as

will provide a safe and suitable roadway sixteen (16) feet in width to the Mount Hope Cemetery.

A petition from D. B. Hinman to have a Tax Certificate of Sale of Lot 7 Block 64 Calverwell & Togguts addition annulled and cancelled, was read and on Motion of Delegate Price the petition was referred to the City Attorney.

The Report of the Auditor for the Month of May was read and referred to the Finance Committee.

The Petition of Mrs S. J. Tedford for rebate on Taxes was read and referred to the City Attorney.

The Petition of W. B. Walten for a retail Liquor License was read and referred to the Health & Morals Committee.

An ordinance accepting the water plant organizing a water department, creating a Board of Water Commissioners, fixing their boards, and prescribing their duties and powers, and fixing their salaries, and establishing a water fund, was read. Said ordinance having been amended by the Board of Aldermen, Delegate Redign moves to nonconcur in the action of the Board of Aldermen, and said action was nonconcerned in by the following vote to wit:

Noes. Delegates, Thorpe, Gripper, Nason, Miller, Baker, Redign, Mertzman, Price & Loud.

Ayes. Delegates, Escher.

Absent Delegates, Parly, Burns, Prout Bonn Wetzell and Williams.

Delegate Nason, Moves that the Chair appoint a Conference Committee, to confer with a like committee from the Board of Aldermen in the matter of the above ordinance, and the Chair appoints, Delegate Nason Loud & Gripper on said Committee.

On motion of Delegate Gripper, Delegate Prout's leave of absence is extended 30 days.

On motion of Delegate Redign the Knights of

Pythias were allowed to withdraw their petition for Five (5) acres in Mount Hope Cemetery for burial purposes.

Thereupon the Board adjourned until Wednesday evening at 7.50 o'clock P.M.

H. Jewell,
City Clerk

A. H. Williams
President of the Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego Calif. June 24th 1891

An adjourned Meeting of the Board of Delegates was held this day at 7.50 o'clock P.M. with President Williams presiding.

Present Delegates, Griffin, Nason, Burns, Baker, Rediger, Mertzmann, Escher, Price & Williams
Absent Delegates, Thorpe, Pauly, Miller, Prout, Conn, Doud & Wetzel.

The reading of the Minutes of adjourned Meeting of June 22^d was on motion dispensed with.

The following report of the joint Conference Committee of the Board of Aldermen and the Board of Delegates was read and adopted by the following vote, to wit:

Ayes Delegates, Thorpe, Nason, Burns, Baker, Rediger, Mertzman, Escher, Price & Williams.

Noes None

Absent Delegates, Thorpe, Pauly, Miller, Prout, Conn, Doud & Wetzel.

Said report is as follows, to wit:

To the Common Council,

Report of the joint Conference Committee appointed by the Board of Delegates and the Board of Aldermen to confer in regard to some settlement of salaries to be paid the water Commissioners appointed by the Mayor and confirmed by the Common Council.

1st We recommend the payment of \$100⁰⁰ per mo. to John F. Jukes, Pres of the Board of Public Works, as water Commissioner.

2nd We recommend the payment of \$50⁰⁰ to T. M. Shaw City Engineer, as water Commissioner.

3rd We recommend the payment of \$100⁰⁰ per mo to E. W. Elliott, as water Commissioner.

Respectfully Submitted,

A. E. Nutt. chairman.

R. P. Whitney.

J. J. Sill.

Arthur S. Mason.

Geo. H. Gripper.

J. Dand.

An ordinance "accepting the water plant, organizing a water Department, creating a Board of Water Commissioners, fixing their Bonds, and prescribing their duties and powers and fixing their salaries, and establishing a water fund" heretofore adopted by the Board of Aldermen, was read and adopted by the following vote, to wit:

Ayes Delegates, Gripper, Mason, Burns, Baker, Redign, Montgmann, Escha, Rice & Williams.

Noes None.

Absent Delegates, Thorpe, Pauly, Miller, Proast, Conn, Dand & Wetzell.

Said ordinance is as follows, to wit:

Ordinance No. 128.

An Ordinance accepting the water plant, organizing a water department, creating a Board of water Commissioners, fixing their bonds, and prescribing their duties and powers and fixing their salaries, and establishing a water fund.

Whereas, under the lease between the City of San Diego, and Bryant Howard, J. W. Collins, Charles Hamilton, M. T. Gilman, and A. E. Horton executed on the 18th day of April, 1891, by virtue of the authority of joint resolution

no. 56 duly adopted by the Common Council, the said City of San Diego has acquired the right of possession & control of all and every portion of the water plant now owned by the San Diego Water Company, including all pipes, pipe lines, Hydrants, wells, pumps and pump machinery and the real estate upon which said machinery and wells are situated, and the buildings thereon, stand pipes, reservoirs, meters and everything now connected with the supply of water to the City of San Diego, under the present system of the said San Diego Water Company, with the right to use said pipes and all things above mentioned, for the purpose of distributing water to the citizens of the City of San Diego for a term of years, upon the terms and conditions, and subject to the provisions particularly specified in said lease; now therefore

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

Section 1. That the Board of Water Commissioners, and the joint Water Committee of the Common Council proceed without delay to inspect and inventory the property and rights conveyed to the City by said lease.

Section 2. That the Board of Water Commissioners of said City, be, and it is hereby authorized and instructed, when said inspection and inventory shall have been completed, to take full possession in the name of the City, of all property conveyed to said City, by virtue of said lease.

Section 3. That in conformity with the provisions of Chapter 6 of Article 5 of the City Charter, the Mayor shall immediately appoint three citizens of the City, to the Water Commissioners, who shall have ^{the} powers, and perform the duties enumerated in the City Charter.

Section 4. The Board of Water Commissioners may appoint such subordinates, and employ such labor and purchase such material, as may be necessary for the proper operation and maintenance of the property. The salaries of such subordinates to be fixed by the Common Council.

Section 5. That in the absence of specific ordinances on the subjects, the said Board of Water Commissioners shall have the power and authority to adopt and enforce such rules as it may deem proper for the regulation, management, control and care of the water department, in all its details.

Section 6. That said Board shall set all water rates

for takers or consumers, in accordance with such ordinances as are now in force, or which may hereafter be adopted and no special rate or special permission for the use of water shall be granted without the joint resolution of the Common Council.

Section 7. That all extensions of the pipe system and the placing of fire hydrants, the making of rates, for sale of water to manufacturers, for irrigation, and for like purposes, at different rates than provided by ordinance shall be authorized by joint resolution of the Common Council, upon the recommendation of said Board of Water Commissioners and joint Water Committee, and all work so authorized shall be done under the supervision of the Board of Water Commissioners and in conformity with the rules established by it.

Section 8. That all money received by said Board shall be paid to the City Treasurer, who shall give duplicate receipts therefor, one of which shall be filed with the City Auditor, who shall keep an accurate account of all receipts and disbursements.

Section 9. That in conformity with the provisions of the City Charter, a water fund is hereby established, into which all revenues derived from the department shall be paid, and upon which all warrants shall be drawn for salaries, material, supplies, and expenses, of every description connected with the water department, including the monthly payment of rent as stipulated by said lease, which warrants shall be drawn and paid in the order above mentioned.

Section 10. That the members of said Board of Water Commissioners shall receive for their services, the following salaries, payable from the water fund, The President Commissioner \$100 per month, The Engineer Commissioner \$50 per month, The Superintendent Commissioner \$100 per month.

Section 11. That all officers created and all salaries provided for under and by the provisions of this ordinance, shall cease whenever the City, by action of the Common Council, or by action of any Court, or otherwise, in its official capacity, shall terminate the water lease, for the carrying out of which these officers and salaries have been especially created and provided.

Section 12 That each of said Commissioners shall give and provide a bond in the manner provided by the Charter in the sum of Ten thousand dollars (\$10,000)

Section 13. That this ordinance shall take effect and be in force from and after its passage and approval and one publication in the official paper of the City of San Diego.

The following report from The Sewer Committee was read and adopted. Said report is as follows, to wit:

To The Honorable The Board of Delegates,

Your committee to whom was referred the petition asking that an ordinance be adopted requiring all places using closets to be connected with the Sewer System & would respectfully report that in our opinion ordinance no 156 under the old Charter, and ordinance no 83 under the present City Charter sufficiently covers the matters petitioned for

J. H. Escher
G. H. Grepper
J. W. Burns } Committee

On motion of Delegate Redgin the rules were suspended and the President authorized to sign the ordinance accepting the water plant ect. Whereupon, after giving notice President Williams did in open session, sign ordinance no 128 being an ordinance accepting the water plant ect.

The following resolution was read and on motion of Delegate Baker said resolution was adopted and is as follows to wit:

Resolved that the matter of leasing City Lands for the purpose of prospecting for Coal be recalled from the City Attorney and referred again to the Committee on City Lands with instructions to confer with a similar Committee from the Board of Aldermen and with any person or persons wishing to undertake such a lease

Whereupon the Board adjourned till Monday June 29th 189

K. J. Gervae
City Clerk

H. H. Williams
Pres. Bd Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego,
California, June 29th 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'clock P. M., with President Williams presiding.

Present Delegates Crippen: Nasson: Burns: Miller: Baker: Conn: Mestzmann: Escher: Price: Williams and Clerk Ware.

Absent Delegates Harpe: Pauley: Prout: Rediger: Doud & Metzger.

The minutes of adjourned meetings held June 22^d and June 24th, were read and approved.

Delegate Baker presented a Lease, executed by D. W. Stephens to the City, for the Building now occupied as a City Hall, which was read and on Motion of Delegate Mestzmann the Mayor was instructed ^{by the following vote} to sign the said lease on behalf of the City. Ayes Delegates Crippen: Nasson: Burns: Miller: Baker: Conn: Mestzmann: Escher: Price & Williams. Nays none. Absent Delegates Harpe: Pauley: Prout: Rediger: Doud & Metzger.

The Health & Morals Committee reported favorably on the petition of H. Walter for a retail liquor license, and on Motion of Delegate Crippen the report was adopted and License granted.

The City Lands Committee, to whom was referred a Communication from the Mayor relative to titles to certain City Lands, reported as follows, to wit:—

"The your Committee on City Lands do hereby respectfully report that we concur with the request of the Mayor, and recommend that the City Attorney institute legal proceedings at once."

B. A. Mestzmann.

E. C. Harpe.

which said report was, on Motion of Delegate Baker adopted.

A Communication from a Committee of the Ladies Annex in regard to the Case and protection of

the Ladies Annex portion of the City Park was read and referred to the Committee on Streets, Highways & Parks.

A Communication from the Hon. Board of Water Commissioners notifying the Council of their organization, the appointment of subordinate officers &c was read and ordered filed.

An Ordinance fixing the Salaries of the Secretary, Assistant Secretary, Collectors and Meter-man of the Board of Water Commissioners was read and lost by the following vote, to wit:

Roll Delegates Miller: Conn & Escher.

Ayes Delegates Crippen: Nason: Burns: Baker:

Mertzmann: Price & Williams.

Absent Delegates Thorpe: Pauly: Crout: Rediger:

Doud & Metzger.

Delegate Baker now changes his vote from aye to No and gives notice that he will move a reconsideration at the next meeting.

A Resolution of Intention to grade 2th Street from Jay Street to Palm Street and a Resolution of Intention to grade 4th Street from Redwood Street to University Avenue together with a Communication from the Board of Public Works was read and on motion of Delegate Nason referred to the Street Committee.

Whereupon on Motion of Delegate Mertzmann the Board adjourned until Tuesday evening at 8 O'Clock, June 30th, 1891.

H. Glavin
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates, of the City of San Diego,
California, June 30th 1891.

This being the time and place to which the Board of Delegates, of said City, had adjourned; the President called the Meeting to order.

Present, Delegates Nason: Burns: Basker: Conn: Mertzmann:

Price: Williams and Clerk Hare:

Absent, Delegates Thorpe: Crippen: Pauly: Miller: Prout: Rediger:
Escher: Davis and Metzger.

There not being a quorum the Board adjourned
until Monday July 6th at 7:30 O'clock P.M.

K. J. Leece
City Clerk

H. A. Williams
President Board of Aldermen

Regular Meeting

Council Chamber of the Board
of Delegates, of the City of San Diego,
California, July 6th 1891.

In the absence of the President the Clerk called the Board to order.

Present Delegates Thorpe: Crippen: Nason: Burns:
Miller: Basker: Rediger: Conn: Mertzmann: Escher: Metzger
and Clerk Hare. - Absent Delegates Pauly: Prout: Price: Davis & Williams.

On Motion of Delegate Miller, Delegate Rediger
was called to the Chair.

Minutes of adjourned meetings held June 29th
and June 30th were read and approved.

Delegate Davis now enters and takes his
seat in the Board.

A Communication from the Mayor submitting

the name of Dr. V. D. Road as Commissioner of the Board of Public Works, vice Jos. Falkenham term expired, was read, whereupon on motion of Delegate Mertzmann the appointment of Dr. V. D. Road as Commissioner of the Board of Public Works was confirmed by the following vote, to wit:-

Ayes Delegates Harper: Criffen: Nason: Burns: Miller: Baker: Rediger: Conn: Mertzmann: Eicher: Doud and Wetzel.

Noes-None.

Absent-Delegates Pauley: Trout: Price and Williams.

The following communication from the Mayor was read and on motion of Delegate Mertzmann referred to the water committee to take such steps as they may deem necessary. Said communication is as follows, to wit:

Mayor's Office.

San Diego Cal. July 6, 1891.

To the Common Council,

Gentlemen:

As the City has a contract with the water company for the use of three Million gallons of water, but is using less than one Million gallons, I respectfully recommend that Ordinance No 117 (the Ordinance fixing the water rates) be amended, so that the Inhabitants of this City can have lower water rates, more especially for Irrigation purposes.

Respectfully Submitted,

M. Sherman,

Mayor.

Delegate Baker moves to reconsider the vote taken at the meeting of June 29th, whereby the Ordinance fixing the Salaries of the Subordinate officers of the Board of Water Commissioners was defeated, which motion was lost by the following vote, to wit:-

Noes-Delegates Harper: Criffen: Burns: Conn: Mertzmann: Eicher and Wetzel.

Ayes-Delegates Nason: Miller: Baker: Rediger and Doud.

The Committee on Streets, Highways and Parks to whom was referred the petition of the Committee of the Ladies Annex for help in the matter of improving and caring for the Ladies Annex track of the City Park reported as follows, to wit:

We recommend the above petition be referred to Water Commissioners to take such action as they see proper.

A. G. Nason

H. W. Metzger

Street Committee Board Delegates

which said report was on motion of Delegate Baker adopted.

The following report of the Joint City Lands Committee, to whom was referred the application of R. J. Foster to lease certain Pueblo lands belonging to the City, with a form of lease attached, was read and on motion of Delegate Mitzmann adopted. Said report is as follows, to wit: -

To the Board of Aldermen & Board of Delegates of the City of San Diego: -

We, the undersigned, to whom was referred the petition of R. J. Foster for leasing certain lands for mining purposes, report, that we herewith present a form of lease hereto attached, and make the same a part of this report, which will in our judgment, fully protect the interests of the City in said matter, and recommend the adoption of the following Ordinance.

Ordinance No. _____

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

That the City Clerk of said City be and he is hereby authorized to sell at public auction to the highest bidder, the lease hereto attached. That the sale of said lease be advertised for a period of at least three weeks before the date of sale thereof, in the San Diego Daily Sun, said advertisement to be made at the expense of the successful bidder. And that the Mayor of the City of San Diego be and he is hereby authorized to execute said lease on the part of the City of San Diego, attested by the City Clerk of said City to the successful bidder

at said sale.

Joint Committee
on City Lands

A. E. Nutt Chairman
A. G. Gassen
S. P. Whitney
B. A. Mertzmann
E. C. Rhenge
W. W. Witzell

Said Lease is as follows:—

This Indenture, made and entered into this
day of _____, A.D. 1891, by and between the
City of San Diego, through its Common Council, the
party of the first part, and _____
of San Diego, California the party of the second part.
Witnesseth:—

That Whereas, on the _____ day of _____, 1891, an
ordinance was duly passed by said City Council,
authorizing the leasing of the lands hereinafter
described, for mining purposes only, and ordering
notice by publication to be made that on the _____
day of _____, 1891, a lease of said lands would
be made at public auction to the highest bidder.

And Whereas, at the said time and place said lease
was offered at public auction, and the said party of
the second part was the highest bidder, said lease
was struck off to said party of the second part;

Now, Therefore, said party of the first part, for and
in consideration of the rents, covenants and
agreements herein contained on the part of the party
of the second part, his executors, administrators and
assigns, to be kept and performed, does by these presents,
lease, demise and let unto the said party of the second
part, his executors, administrators and assigns,
the exclusive right to prospect, develop work and
mine coal, petroleum and bitumen upon the
property hereinafter described, and to extract the
same therefrom, with the right to use such surface
ground only, as is necessary for conveniently pro-
specting and mining such coal, petroleum and
bitumen as may be found upon said lands,
and taking the same therefrom, and for necessary
buildings, for machinery warehouses and employes.
Said lands and premises are situated in

the City of San Diego, County of San Diego, State of California, and described as follows, to wit: Pueblo lot thirteen hundred and thirty-one (1331) and fractional pueblo lots thirteen hundred and thirty-two (1332) and thirteen hundred and thirty-seven (1337) as per official map thereof on file in the office of the County Recorder of San Diego County.

To Have and to Hold said premises for the use and purposes above mentioned unto said party of the second part, his executors, administrators and assigns, for the period of fifteen years next ensuing from the 1st day of August, 1891, to be fully completed and ending, yielding and paying therefor unto said party of the first part, its successors and assigns the sum of _____ Dollars

in gold coin of the United States, as rent for the use and occupation of said land and premises, and the further sum of fifteen (15) cents per ton for each ton of coal, or ten (10) cents per ton for each ton of bitumen extracted from said land; and the sum of five (5) cents per barrel for each barrel of petroleum extracted from said land.

And it is mutually agreed by and between said parties that the selling price of coal taken from said lands, and furnished to the residents of the City of San Diego, for domestic and manufacturing purposes, shall be furnished to said parties for actual consumption in said City by the person purchasing the same, shall not exceed five dollars per ton.

And it is further agreed by and between the parties to this lease that the said party of the second part shall furnish to the citizens of San Diego for domestic and manufacturing purposes, a sufficient amount of coal if the same shall be taken from said land to supply all the wants of the citizens of San Diego for domestic and manufacturing purposes at said price.

Said party of the second part, for himself, his heirs, executors, administrators and assigns, does hereby covenant and agree to and with said party of the first part, its successors and assigns, that the said party of the second part his heirs, executors, administrators and assigns, shall and will, during the term of said lease, well and truly pay, or cause to be paid, unto the said party of the first part, its successors and assigns, said rent in the manner limited and prescribed, as aforesaid, without any deduction, fraud or delay, according to the true intent and meaning of these presents, and that he will not assign this lease without the consent or permission of said party of the first part having been first obtained by resolution duly passed by its Common Council.

And the said party of the first part hereby reserves the exclusive right to the ownership in fee of said lands.

And it is further agreed that in case the said party of the second part shall fail to discover coal, petroleum or bitumen upon the said lands in paying quantities, within the period of one year from the date hereof, or in case of discovery of said coal, petroleum or bitumen, if said party of the second part, his heirs, executors, administrators or assigns shall fail to work the same to their fullest capacity, or if the same shall be closed down except for repairs, then in either of said events, this lease shall immediately terminate and the said party of the first part may re-enter and take possession of said premises.

Provided Always, that if the rent above reserved, or any part thereof, shall be in arrears or unpaid at the date of payment, or shall any assignment of this lease be made without the consent of the said party of the first part, or should said party of the second part fail to comply with any of the covenants and conditions hereinbefore contained, then this lease shall

be void and of no effect at the option of the said party of the first part, and said party of the first part may re-enter and re-possess itself of said premises and every part thereof.

And it is further ^{agreed} that this lease shall not in any way interfere with the use and possession of said party of the first part to the surface grounds of said premises, other than such part thereof as may be necessary for said party of the second part to use in prospecting, developing and working any mines of coal, petroleum or bitumen found thereon, and rights of way over said land, and necessary buildings for machinery, warehouses and employees.

And it is further agreed that the Mayor of said City Council shall have the right to appoint the Board of Public Works, whose duty it shall be, and it shall have the right to inspect all mines upon said premises, and the books of said party of the second part or his assigns, for the purpose of ascertaining that the covenants and conditions of this lease are being fully complied with.

None is of the essence of this contract.

In Witness Whereof, the said party of the first part by its duly authorized agents, and the party of the second part have executed this instrument, this _____ day of _____ 1891.

The following report of the Committee on Police to whom was referred the petition to have a Tax on Dogs established was read and Motion of Delegate Baker adopted. Said report is as follows, to wit:—

To the Hon. the Board of Delegates,

We your Committee on Police to whom was referred the matter of establishing a License Tax on Dogs in the City respectfully report and recommend that a License Tax of two (\$2.) dollars on each and every dog in said City be paid, in the limits as established below

and we further recommend that a limit be established as follows, in which no person shall own or have in their possession any dog without first paying the license. Commencing on the Bay front & running along Quince St. to the west line of the City Park, thence south along the west line of the Park to north line of Cornuthers Addition, thence east on the north line of Cornuthers Addⁿ to the N.E. Cor. thereof, thence south to the south line thereof, thence east along the line of City Park to 31st St.; thence south on 31st Street on a direct line to the Bay. And we recommend that the City Attorney be instructed to draw and report an ordinance in conformity herewith at his earliest convenience.

Committee on Police { J. W. Burns
M. M. Conn
A. N. Miller.

The petition of Peter Johnson for Retail Liquor License was presented and referred to the Committee on Health & Morals.

The petition of Citizens of Old Town for Police protection was read & referred to the Committee on Police.

The petition of Henrietta Schiller for rebate of Taxes was presented and referred to the Finance Committee and City Attorney.

Petition of Citizens of Second Precinct of Second Ward for an Electric Malt at the Corner of Union & Albatross Streets was read and referred to the Committee on Gas & Electric Lights.

The petition of property owners on thirteenth Street for extension of Water Main was read and referred to the Water Committee.

An Ordinance fixing the salaries of the Subordinate officers of the Board of Water

Commissioners was read and on motion of Delegate Conn adapted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Nason: Burns: Miller: Baker: Conn: Mertzmann: Escher: Doud & Metzger.

Noes - Delegate Rediger.

Absent Delegates Pauly: Probst & Price.

Said Ordinance is as follows, to wit:-

Ordinance No 130

An Ordinance fixing the Salaries of Assistant Secretary, Collectors and Meter-men of the Board of Water Commissioners.

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

Section 1. That the Salaries of the Assistant Secretary, Collectors, and Meter-men appointed and employed by the Board of Water Commissioners be, and the same are hereby fixed as follows, to begin on the first day of July 1891.

The Salary of Assistant Secretary shall be \$75.00 per Month.

The Salary of two Collectors shall be \$55.00 per Month each.

The Salary of one Meter-man shall be \$50.00 per Month.

Section 2. That this Ordinance shall take effect and be in force from and after its passage and one publication in the San Diego Daily Sun.

#

amendment inserted here

An Ordinance instructing the Clerk to sell at public auction the Lease as reported by the Joint City Lands Committee, and authorizing the Mayor to sign the same was read and on Motion of Delegate Mertzmann adapted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Nason: Burns: Miller: Baker: Rediger: Conn: Mertzmann: Escher: Doud and Metzger.

Noes - None.

Absent Delegates Pauly: Probst: Price and Williams.

An Ordinance heretofore adopted by the Board of Aldermen fixing the Salaries of the Subordinated officials of the Board of Water Commissioners was presented and read and ordered by the President
Geo. Conn.

~~Whereas~~ Said Ordinance is as follows, to wit:
 Ordinance No 129

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

That the City Clerk of Said City be and he is hereby authorized to sell at public auction to the highest bidder, the lease hereto attached. That the sale of said lease be advertised for a period of at least three weeks before the date of sale thereof, in the San Diego Daily Sun. Said advertisement to be made at the expense of the successful bidder.

And that the Mayor of the City of San Diego be and he is hereby authorized to execute said lease on the part of the City of San Diego, attested by the City Clerk of Said City, to the successful bidder at said sale.

Whereupon the Board adjourned until Monday July 13th 1891. at 7:30 o'clock P.M.

K. J. G.
 City Clerk

A. H. Williams
 President Board of Abolition

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego
California, July 13th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 P.M. with President Williams presiding.
Present: Delegates Chippen: Nason: Burns: Miller: Baker: Rediger: Mertzmann: Price: Nettell: Williams and Censor Ware.
Absent: Delegates Thorpe: Pauly: Trout: Carr: Escher and Daub.

The Minutes of adjourned meeting held July 6th were read and the Clerk was instructed to correct the minutes to show that an ordinance fixing the salaries of the subordinate officers of the Board of Water Commissioners and heretofore adopted by the Board of Aldermen had been ruled out of order by the President Pro. tem.; which correction shall appear of record of this Board on page 43 of the Record of this Board after the entry of an ordinance fixing the salaries of Assistant Secretary, Collectors and Meter-Men of the Board of Water Commissioners.

The minutes as corrected were now approved.

Delegates Escher and Daub now enter and take their seats in the Board.

On Motion of Delegate Baker the order "Signing Ordinances" was passed temporarily.

A Message from the Mayor transmitting the name of Omer C. Smith as a member of the Police Commission vice H. S. Slaughter resigned, was read and on motion of Delegate Mertzmann the appointment of Omer C. Smith as a member of the Police Commission was confirmed by the following vote, to wit:-
Ayes Delegates Chippen: Nason: Burns: Miller:

Baker: Rediger: Mertzmann: Escher: Price:
 Doud: Metzger and Williams.
No one
Absent Delegate Thorpe: Pauly: Probst
 and Conn.

A Message from the Mayor transmitting a report from the City Engineer was read and ordered filed.

The following amendment having been made by the Board of Aldermen to a lease for certain Pueblo lands for mining purposes, submitted by the Joint City Lands Committee and heretofore adopted by this Board was read and on motion of Delegate Escher concurred in by the following vote, to wit:-

Ayes Delegate Crippen: Mason: Burns: Miller:
 Baker: Rediger: Mertzmann: Escher: Price:
 Doud: Metzger and Williams.
No one

Absent Delegate Thorpe: Pauly: Probst and Conn.
 Said Amendment is as follows, to wit: - ~~Said Delegate~~ ^{Monthly} on the first day of each and every month.

After giving notice President Williams did in open Session sign Ordinance No. - being an ordinance authorizing the Clerk to advertise and sell a lease for certain Pueblo lands for mining purposes.

The following report of the Police Committee to whom was referred the petition of Citizens of Old Town for Police protection was read and on Motion of Delegate Crippen adopted.

Said report is as follows, to wit:-

To the Hon. the Board of Delegates:-

Re your Committee on Police to whom was referred the petition of Citizens of Old Town for Police protection respectfully report that we find the quota of patrolmen allowed the Police Department, as per Ordinance No. 85, is full and as the patrolmen are all detailed for service by the

Police Department, we recommend that the petition be not granted.

J. W. Burns } Committee
A. N. Miller } on Police

The Health & Morals Committee having approved the petition of Peter Johnson for a retail liquor license, the same was on motion of Delegate Metzger ordered granted.

The following report of the Joint Water Committee and the Board of Water Commissioners was read and on motion of Delegate Metzger adopted by the following vote, to wit:-

Ayes. Delegates Crippen: Nason: Burns: Miller: Baker: Rediger: Metzger: Price: David: Metzger and Williams.

Noes. Delegate Escher.

Absent. Delegates Thorne: Pauly: Pratt and Ann.

Said report is as follows, to wit:

To the Common Council:-

We, the undersigned, Joint Water Committee and Board of Water Commissioners, do hereby respectfully recommend that the San Diego Water Company be required to enlarge the main pipe connecting the Alume Company's pipe with the head of 5th Street so that it shall be uniform in its dimensions and shall carry 300000 gallons of water per day; and that said San Diego Water Company be further required to put in a main pipe fifteen (15) inches in dimensions and reduced to twelve (12) ten (10) eight (8) and six inches in size as may be directed by the Board of Water Commissioners, running from the Meter House to National Avenue by such route and with such lateral connections with the present system as the Board of Water Commissioners may deem best; and for these purposes we recommend the adoption of the accompanying resolutions

H. R. Christian

John C. Escher } Joint Water
 Arthur G. Nason } Committee
 Jno. J. Links }
 E. W. Elliott } Board of Water
 P. M. Shaw } Commissioners

The report of the Committee on Gas & Electric Light, to whom was referred the petition for Electric Light Mast at the junction of Union & Albatross Sts was read and on motion of Delegate Crippen adopted. Said report is as follows, to wit:-

To the Board of Delegates:-
 Gentlemen-

We, your Committee, to whom was referred the petition of Citizens of and near the junction of Sts. Union and Albatross Streets, for an Electric Light Mast,

Would beg leave to report: that on account of the deficiency of funds appropriated for Electric Street lighting for the fiscal year A.D. 1891, we would respectfully request that the said petition be placed on file, with leave to call up again for further action, when the necessary funds are appropriated to meet the expense of the demands made in said petition.

Respectfully Submitted

W. W. Metzger Chairman Committee on
 Fred Baker Gas & Electric Light

A Joint Resolution requiring the San Diego Water Company to put in a Main pipe from the City Hall to National Avenue was read and on motion of Delegate Escher adopted, by the following vote, to wit:-
 Ayes-Delegates Crippen: Nason: Burns: Miller: Baker: Rediger: Mertzmann: Escher: Price: David: Metzger and Williams.
 Noes - None.

Absent-Delegates Harpe: Pauley: Prout and Conn.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No. 73.

Be it resolved by the Common Council of the City

of San Diego, as follows:

That the San Diego Water Company, be, and they are hereby required to put in a main pipe fifteen inches in dimensions and reduce to 12, 10, 8 and 6 inches in size, as may be directed by the Board of Water Commissioners of the City of San Diego, running from the Meter House to National Avenue in said City of San Diego, by such route and with such lateral connections with the present system as the Board of Water Commissioners of said City may deem best. Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et al., and the City of San Diego, on the 18th day of April, 1891, under and by virtue of Joint Resolution No. 56 of the Common Council of said City.

A Joint Resolution requiring the San Diego Water Company to enlarge their main pipe running from the Adams Company's pipe to the head of Fifth Street, so as to carry 3,000,000 gallons of water per day was read, and Delegate Metzger moved to adopt, whereupon Delegate Baker moved to lay on the table which motion was lost by the following vote, to wit:

Noes-Delegates Crippen: Nason: Burns: Miller: Rediger: Price: Daud and Metzger.

Ayes-Delegates Baker: Mertzmann: Escher and Williams.

Absent-Delegates Thorpe: Pauley: Prout and Cann.

The Resolution was now adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Nason: Burns: Miller:

Rediger: Mertzmann: Price: Daud and Metzger.

Noes-Delegates Baker: Escher and Williams.

Absent-Delegates Thorpe: Pauley: Prout and Cann.

Said Joint Resolution is as follows, to wit:

Joint Resolution No 72

Whereas under the lease between the City of San Diego and Bryant Howard, et al., executed on the 18th day of April, 1891, by virtue of Joint Resolution No. 56, adopted by the Common Council of the City of San Diego, said parties leased to the

City of San Diego, the San Diego Water Company's plant and agreed to furnish to the said City three million gallons of water every day, and whereas the pipes of the said San Diego Water Company are not sufficient to deliver to said City of San Diego three million gallons of water per day, and whereas said lease provides that whenever it shall be necessary to enlarge the pipes connecting the Flume Company pipes with the head of Fifth street, in order to carry three million gallons of water per day, the same shall be enlarged by and at the expense of the party of the first part, and whereas said lease has been assigned to the San Diego Water Company, Now Therefore, Be it resolved by the Common Council of the City of San Diego, as follows:

That the San Diego Water Company be, and they are hereby required to enlarge their main pipe connecting the Flume Company's pipe with the head of Fifth street, so that it shall be uniform in its dimensions and shall carry three million gallons of water per day, in accordance with the provisions of the water lease, with the City of San Diego.

Petitions of Chas. F. England and John P. Stowe for Retail Liquor License were presented and referred to the Committee on Health & Morals.

The report of the Finance Committee to whom was referred the petition of Henriette Schiller for rebate on taxes paid on Lot N & L Blk 66 Horton's Addition was read and on motion, of Delegate Baker adopted by the following vote, to wit:-
Ayes-Delegates Crippen: Nason: Burns: Miller: Baker: Rediger: Mitzmann: Escher: Price: Doud: Nutzel and Williams.
Nays-None

Absent-Delegates Harpe: Pauly: Prout and Conn.

Said report is as follows to wit:-

San Diego, California July 13th, 1891.

To the Honorable Board of Delegates of the City

of San Diego.

Your Finance Committee to whom was referred the assessment of \$12.00 on the improvements on the west half of Lots K and L Bk 66 Hartens Addition to the City of San Diego find that the improvements are on the east half of the above named Lots and recommend that the amount be refunded.

Geo. H. Crippen Chairman

B. A. Mertzmann

Finance Committee

The following Joint Resolution heretofore adopted by the Board of Aldermen was read and an Motion of Delegate Mertzmann adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Mason: Burns: Miller:

Baker: Redger: Mertzmann: Escher: Price:

Daub: Metzger and Williams.

Noes-None

Absent-Delegates Thorne: Pauly: Pratt and Conn.

Said Joint Resolution is as follows, to wit:

Joint Resolution No 74

Resolved that the Water Commissioners are hereby requested to investigate the complaints of residents of the City living North of Walnut Street as to the present inadequacy of the water supply since the City has leased the Water Plant, and if these complaints are well founded, the Commissioners are instructed to take immediate steps to give the above residents a sufficient supply of City water.

The following report of the Joint Street Committee to whom was referred the Communication of the Board of Public Works and the Resolutions of Intention to grade Hth Street submitted by them was read and an Motion of Delegate Metzger Adopted.

Said report is as follows, to wit:-

Report Joint Street Committee

To the Common Council of the City of San Diego, Calif. The your Joint Street Committee to

whom was referred the Communication of the Board of Public Works and the Resolutions of Intention to grade 4th Street submitted by them respectfully recommend that the matter be referred back to the Board of Public Works with the request that they report a Resolution of Intention to grade 4th Street from Ivy St. to University Avenue.

Signed

} Joint
Street
Committee

A Joint Resolution authorizing the Tax Collector to remit the sum of \$19.50 from the taxes assessed against Lot 1 Block 96 Horton's Addition was read and referred to the Finance Committee and City Attorney.

Petition of A. R. Schulerberg for Rebate on personal property tax for 1890 was read and referred to the Finance Committee & City Attorney.

Petition of J. R. Payne for refund of Money paid to City for Certificates of Sale of property for delinquent taxes the same having been previously paid, was read and referred to Finance Committee & City Attorney.

Petition G. E. Kerosene for rebate on taxes for 1891 read and referred to the Finance Committee & City Attorney.

Petition A. H. Karsmahl for refund of taxes 1891. read & referred to Finance Committee & City Attorney

A Resolution to impose a License Tax on peddlers in the City of San Diego was read and referred to the Committee on Ways & Means.

The Report of the Police Judge for the month of June was read and filed.

An Ordinance imposing a Municipal License on Dogs kept within certain prescribed

limits was read by the Clerk and thereupon the Board adjourned until Monday July 20th 1891, at 7:30 O'Clock P.M.

J. C. Jewell
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, July 20th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present- Delegates Thayer: Crispen: Nason: Burns: Miller:
Baker: Metzmann: Escher: Nettell: Williams and Clerk Hare.
Absent- Delegates Pauley: Baker: Rediger: Carr: Price
and Dand.

The minutes of adjourned meeting held July 13th were read and approved.

Delegate Baker now enters and takes his seat in the Board.

After giving notice President Williams did in open session sign Ordinance No. — fixing an Ordinance fixing the salaries of the sub-ordinate officers of the Board of Water Commissioners.

A Message from the Mayor submitting the name of N. B. Stagner as a member of the Board of Water Commissioners for the unexpired term of John A. Smith, resigned, was read. Thereupon Delegate Metzmann moved to confirm; which motion

was lost, and the name of M. H. Stagner, as a member of the Board of Water Commissioners, was rejected by the following vote, to wit:—

Neco-Delegates Nason: Burnstead Miller.

Ays-Delegates Thorpe: Crippen: Barker: Prout:

Mertzmann: Escher: Nettell and Williams.

Absent Delegates Pauley: Rediger: Conn: Price and Doud.

A Message from the Mayor submitting the name of M. D. Jankin as a member of the Board of Public Works, for the unexpired term of John A. Linder, resigned, was read, and on motion of Delegate Nason the Message of the Mayor was laid on the table.

The Report of the Finance Committee and City Attorney, to whom was referred a Joint Resolution and Petition for reduction of Assessment on Lot 9 Block 96 Harton's Addition was read, and on Motion of Delegate Prout adopted. Said report is as follows, to wit:—

San Diego, California July 20th, 1891.

To the Honorable Board of Delegates of the City of San Diego,

The your Finance Committee to whom was referred the Joint Resolution and Petition in regard to the assessment of taxes against Lot 9 Block 96 Harton's Addition would report that we believe there is an error in the assessed valuation of said property and recommend that upon the production of the tax receipt for the payment of said taxes as assessed that the Common Council remit the sum of Nineteen and ⁵⁰/₁₀₀ Dollars (\$19.50) that being the amount of said error.

George H. Crippen Chairman

B. A. Mertzmann

M. H. Fuller City Atty.

The Report of the Finance Committee to whom was referred the Petition of H. E. Rawnsend for refund of overcharge on taxes for 1891, was read and on Motion of Delegate Thorpe adopted. Said report is as follows to wit:—

San Diego, California, July 20/91.

To the Honorable Board of Delegates of the City of San Diego,
 Your Finance Committee to whom
 was referred the matter of overcharge of City Taxes
 for the year 1891 to H. E. Rowland would recommend
 that for want of evidence that the same be not allowed.
 Geo. H. Crippen Chairman
 B. A. Mertzmann.

The Report of the Finance Committee to whom was
 referred the petition of J. H. Kovermale for refund
 of taxes paid on Lots E & A Block 63 Norton's Addition was
 read and on motion of Delegate Metzger adopted.

Said report is as follows, to wit:-

San Diego California July 20/91.

To the Honorable Board of Delegates of the City of San Diego -
 Your Finance Committee to whom
 was referred the matter of double assessment on Lots
 E & A Block 63 Norton's Addition would recommend
 that the same be referred back to the petition for
 verification certificates &c
 Geo. H. Crippen Chairman
 B. A. Mertzmann.

Petition of A. Kramer for retail Liquor License was
 presented and referred to the Committee on Health & Morals.

On Motion of Delegate Escher, Delegate Pauley leave
 of absence was extended 30 days.

On Motion of Delegate Metzger, Delegate Price leave
 of absence was extended 30 days.

The following Joint Resolution heretofore adopted
 by the Board of Aldermen was read and on motion
 of Delegate Metzger adopted by the following vote, to wit:-
 Ayes: Delegates Sharpe, Crippen, Nasson, Burns, Miller,
 Baker, Proctor, Mertzmann, Escher, Metzger and Williams.
 Noes - None.

Absent Delegates Pauley, Rediger, Conn, Price and Bond.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No. 75

Whereas, the Streets and driveways leading from D Street

north to Old San Diego are in a bad condition and almost impassable, and a good driveway between said Old San Diego and D Street is a public necessity, therefore, be it Resolved, by the Common Council of the City of San Diego, that the Street Committee of the Board of Aldermen and Delegates, the City Attorney and City Engineer investigate this matter, and devise a plan whereby a graded or Macadamized roadway may be built between said points, either under the law allowing the bonding of a district for said purpose or otherwise, and report same to the Council as soon as practical.

The Health & Morals Committee having approved the petitions of Chas. A. England and John P. Stone for retail Liquor License the same was on motion of Delegate Pratt ordered granted.

The following Joint Resolution in the matter of Franchises granted by the City and not being used was read and on motion of Delegate Baker adopted by the following vote, to wit:-

Ayes- Delegates Khaner: Crippen: Mason: Burns: Miller: Baker: Pratt: Metzmann: Escher: Metzger & Williams.
Nays- None.

Absent- Delegates Pauley: Rediger: Conn: Price and Doud.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No 76.

Be it Resolved, that the City Attorney and the Street Committee investigate and report to the Common Council regarding the Franchises given by the City to the different Corporations and individuals which are now not being used in accordance with said Franchises.

A Communication from G. R. Watkins, Contractor, for an extension of 30 days time in which to complete the 8th Ward School Building, and a letter from the Board of Public ^{Works}, stating that they recommended the granting of such extension of time, was read.

Whereupon the following Joint Resolution was read and on motion of Delegate Mason adopted by

the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Nason: Burns: Miller: Baker:
Prout: Mertzmann: Escher: Metzger and Williams.

Noes - None.

Absent-Delegates Pauly: Rediger: Cann: Price and Doud.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No. 77.

Be it Resolved by the Common Council of the City of San Diego, that upon the application of the Contractor, and the recommendation of the Board of Public Works the time set in the contract for the completion of the 8th Ward School building be, and the same is hereby extended from the 30th day of July, 1891, to the 30th day of August, 1891.

Petition of Citizens to have Water system extended, and Fire Hydrant located at Corner of R or M, and 24th Streets was read and referred to the Water Committee.

An Ordinance Now being "An Ordinance, to regulate and provide for a license tax on Dogs kept within certain limits of the City of San Diego, prescribing the duties of certain Officers of the City, and providing a penalty for its violation", was read and Delegate Nason moved to adopt; Whereupon on Motion of Delegate Escher Section 1 was amended by inserting in the description of the limits, after the words "Bay of San Diego", "thence along the Bay front to place of beginning".

Delegate Prout moved to amend Section 2. to make the license tax on Male Dogs \$1.50 and on Female Dogs \$2.00. Whereupon Delegate Baker moved an amendment to the amendment to make the license tax on Male Dogs \$2.50 and on Female Dogs \$3.00. Which amendment to the amendment was adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Baker: Prout:
 Mertzmann: Escher: Metzger and Williams.

Noes-Delegates Nason: Burns and Miller.

Absent-Delegates Pauly: Rediger: Cann: Price and Doud.

The amendment, as amended was now adopted by the

following vote to wit:-

Ayes- Delegates Thorge: Crippen: Baker: Prout:
Mertzmann: Escher: Metzill and Williams.

Noes- Delegates Nason: Burns and Miller.

Absent- Delegates Pauly: Rediger: Conn: Price and Doud.

Delegate Crippen moved an amendment to Section 9 to make the penalty for violation of this Ordinance, not to exceed \$25.00 or not to exceed 10 days in jail. Thereupon Delegate Mertzmann moved an amendment to the amendment, that Section 9 be stricken out. which motion was adopted, and said Section 9 was ordered stricken out.

On Motion of Delegate Crippen, it was ordered that Section 8 be stricken out.

Delegate Nason moved that a special Committee of three be appointed by the Chair, to whom the matter be referred to put the ordinance in proper shape, which motion was adopted and the President thereupon appointed, Delegates Nason, Burns and Mertzmann as such Committee.

Delegate Burns gave notice that he would move a reconsideration of the vote by which the Board had refused to confirm the appointment of N. H. Stagner for Member of the Board of Water Commissioners.

The Clerk notified the Board that he had been instructed by the Board of Aldermen to write to the Mayor and City Council of the City of Escondido and apologize for their seeming discourtesy in not attending the Celebration of Independence day in said City. Thereupon, on motion of Delegate Nason the Clerk was instructed to include an apology from this Board.

Thereupon the Board adjourned until Monday July 27th, 1891, at 7:30 O'Clock P. M.

H. Glueck
City Clerk

H. H. Williams,
President Board of Delegates.

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, July 27th, 1891.

An Adjourned Meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M. with President Williams presiding.

Present - Delegates Thorpe: Crippen: Nason: Burns: Miller: Bader: Tour: Ridiger: Conn: Metzell: Williams and Clerk Hann.

Absent - Delegates Pauley: Mertzmann: Escher: Price & Board.

The minutes of an adjourned meeting held July 20th were read and approved.

Delegate Escher now enters and takes his seat in the Board.

The Health & Morals Committee having approved the application of A. Kramer for retail Liquor License the same was on motion of Delegate Crippen granted.

The report of the Special Committee to whom was referred an Ordinance establishing a License Tax on Dogs was read and on motion of Delegate Burns adopted. Said report is as follows, to wit:

San Diego, Cal. July 27th, 1891.

To the Board of Delegates

We your Committee to whom was referred the matter of an Ordinance establishing a License Tax on Dogs herewith submit the annexed Ordinance

Arthur G. Nason.
J. W. Burns.

The following Ordinance establishing a License Tax on Dogs kept within certain prescribed limits of the City

was read and on motion of Delegate Crippen adopted by the following vote, to wit:-
Ayes Delegates Phorge: Crippen: Nason: Burns: Miller: Baker: Prout: Rediger: Conn: Excher: Netzel and Williams.

Noes None.

Absent - Delegates Paddy: Metzmann: Price & Doud.

Said Ordinance is as follows, to wit:-

Ordinance No 131.

An Ordinance in relation to Dogs and Licensing the same.

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

Sec. 1. No person owning or having control of any dog shall suffer or permit the same to be, or remain in any portion of the following described limits, to wit:- Commencing on the Bay front and running along Quince Street to the west line of the City Park; thence south along the west line of the City Park to the north line of Corruthers Addition; thence east on the North line of Corruthers Addition to the North east corner thereof; thence south on the east line thereof to south line of the City Park; thence east on the south line of the Park to 31st Street; thence south on 31st Street on a direct line to the Bay; thence along the Bay front to the place of beginning; unless a license tax of one (1⁰⁰) dollar for a male dog and two (2⁰⁰) dollars for a female dog for the current year be first paid, and unless such dog has around its neck a collar and have attached thereto a metallic tag or plate, issued by the Tax Collector having thereon the number of the license issued for said dog and figures indicating the year for which the license tax has been paid.

Sec. 2. Every dog found within said described bounds, in violation of this ordinance, shall be impounded and if not claimed for, or by the owner within three days and costs and charges paid for keeping said dog, at the rate of twentyfive cents per day and one dollar

for impounding the same, it shall be the duty of the found-keeper to sell said dog for said costs and charges, at private sale and if not sold within three days, the said found-keeper will kill or cause to be killed, such dogs, for which he shall receive fifty cents for each and every dog so killed, from the moneys received from said dog tax, upon the sworn statement of said found-keeper.

Sec. 3. It shall be the duty of the found-keeper to impound any dog found within said described limits in violation of any of the provisions of this ordinance, provided, however, that any dogs found within said limits accompanying parties residing outside of said limits, shall upon notification tie, or take care of such dogs, or the same will be impounded.

Sec. 4. It shall be the duty of any and all persons owning or harboring any dog or dogs in said described limits, to keep the same in such manner so that the peace and quiet of the neighborhood and traveling public will not be disturbed.

Sec. 5. This ordinance shall take effect and be in force from and after its passage and approval and ten days publication in the San Diego Daily Sun.

In the matter of the Resolution of Intention to grade 4th Street. The report of the Joint Street Committee heretofore adopted by this Board, requesting the Board of Public Works to present a Resolution of Intention to grade 4th Street from the south line of Ivy Street to the south line of University Avenue, and amended by the Board of Aldermen to read from south line of Ivy Street to south line of Walnut Avenue was read, and Delegate Nason moved to concur which motion was lost by the following vote, to wit:—

Noes- Delegates Thorpe: Crippen: Nason: Burns: Miller: Baker: Probst: Rediger: Conn: Escher: Metzger & Williams.

Ayes- None.

Absent- Delegates Pauly: Metzgermann: Price & Dand.

Whereupon on Motion of Delegate Nason the President appointed the Street Committee as a Committee of Conference to confer with a like Committee from the Board of Aldermen.

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

Ayes: Delegates Thorpe: Crippen: Nason: Burns: Baker: Conn: Escher: Metzger and Williams.

Noes: Delegates Miller: Prout and Rediger.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No 78

Be it Resolved by the Board of Aldermen and the Board of Delegates that the Board of Public Works be, and they are hereby instructed to try flushing of 4th, 5th and 6th Streets and intersecting streets, from B Street to the water front, instead of sweeping, and report the result to the Council.

A Joint Resolution ^{introduced by President Williams} requesting the Board of Water Commissioners to reduce the price of making connections with the Water mains from sixteen and one half dollars to eight dollars was read and referred to the Water Committee.

The following resolution introduced by Delegate Nason was read and on Motion of Delegate Metzger adopted. Said resolution is as follows, to wit:-

Be it resolved that the Chair appoint a Committee of three to investigate and report what guarantee the City has or can have that there will be furnished 3,000,000 gallons of Rome water in accordance with a certain contract given to the City and also investigate the cause of delay in delivering same.

Whereupon the President appointed Delegates Nason, Rediger and Prout as such Committee.

An Ordinance authorizing the City Engineer to employ a Draughtsman and fixing his salary together with a letter

from the Board of Public Works stating that they recommended the same was read and on motion of Delegate Trout referred to the Committee on Ways & Means.

Whereupon the Board adjourned until Monday August 3rd, 1891, at 7:30 O'Clock P. M.

K. J. Wae
City Clerk

H. H. Williams
President Board of Delegates

Regular Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, Calif. August 3rd, 1891.

A regular meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M. with President Williams presiding.

Present Delegates Thorpe: Crippen: Nason: Burne: Miller: Baker: Trout: Rediger: Mertzman: Tescher: Metzger: Williams and Clerk Wae.

Absent Delegates Pauley: Conn: Price & Doud.

The minutes of an adjourned meeting held July 27th, were read and approved.

After giving notice President Williams did in open session sign Ordinance No. 131 being "An Ordinance in relation to dogs, and licensing the same."

A message from the Mayor asking to recall from further consideration the name of H. H. Stayner, as a member of the Board of Water Commissioners, was read, and on motion of Delegate Rediger granted.

On motion of Delegate Prout the message of the Mayor appointing M. D. Paulk as a member of the Board of Public Works, was taken from the table, thereupon on motion the Board proceeded to vote upon confirmation of M. D. Paulk as a member of the Board of Public Works, which motion was lost by the following vote, to wit:-

Noes - Delegates Nason: Burns: Miller: Rediger & Netzell.

Ayes - Delegates Thorpe: Crippen: Baker: Prout: Mertzmann: Escher & Williams.

Absent - Delegates Pauly: Conn: Price & Doud.

The report of the Ways & Means Committee, to whom was referred the Ordinance authorizing the employment of a Draughtsman in the office of the City Engineer was read, and on motion of Delegate Thorpe adopted, said report is as follows, to wit:-

To the Honorable the Board of Delegates
Gentlemen:-

In the matter of an additional draughtsman in the office of the City Engineer referred to us at the last meeting of the Board of Delegates we would report that this matter lies entirely within the province of the Mayor in accordance with Sec. 14 of Art. 10 of the City Charter, which is as follows:-

Sec. 14. When any officer, Board, or department, provided for in this Charter, shall require additional deputies, clerks or employees, application shall be made to the Mayor therefor, and upon such application it shall be the duty of the Mayor to make investigation as to the necessity for such additional assistance; and thereupon the Common Council by an affirmative vote of two-thirds of all the members of each Board, may authorize such appointment, and provide for the compensation of such appointee subject to the limitations of this Charter.

Therefore we would respectfully recommend that

this application be referred to the Mayor in order that it may take its proper course.

All of which is respectfully submitted.

Arled Baker }
W. J. Proout } Mayor & Means
Arthur G. Nason } Committee

The report of the Water Committee to whom was referred the petition of Citizens for an extension of the water system and the placing of a fire hydrant at the corner of L or M and 24th Street was read, together with estimate of the cost of same from the Board of Water Commissioners, and on motion of Delegate Baker adopted.

Said report is as follows, to wit:-

To the Honorable Board of Delegates. - San Diego, Cal. Aug 31 1891.
Gentlemen:-

We, your Water Committee, to whom were referred the within petition in regard to an extension of a water main, and the placing of a fire hydrant at the corner of L or M and 24th Sts. would respectfully report that we referred the same to the Water Commissioners and would recommend that their recommendations herein submitted be adopted.

Yours respectfully
Water Committee } W. J. Proout
Arthur G. Nason

Said recommendations of the Water Commissioners are as follows, to wit:-

San Diego, Cal. Aug 1st 1891.

To the Water Committee Board of Delegates City.
Gentlemen.

The Board of Water Commissioners to whom was referred the accompanying petition for an extension of a water main, and the placing of a fire hydrant at the corner of L or M and 24th Street respectfully submit the following report.

We recommend that a six inch cast iron main be extended on K Street from 22nd Street to 24th Street; a four inch cast iron main on 24th

Street south to alley in block 46 Sherman's Addition, and a two inch main running west in alley to 22nd Street.

And that no Fire Hydrant be placed until the main on 25th Street is laid.

The estimated cost of said extension is as follows:

450	feet 6 inch cast iron pipe @ \$1.15 per foot	\$517.50
563	" 4 " " " " " @ .81	\$456.03
500	" 2 " " " " " @ .22	\$110.00
Total		\$1083.53

This will give 13 houses access, to connect with said extensions.

Respectfully

J. M. Shaw Water

E. W. Elliott Commissioners

A Communication from the City Engineer showing the estimated cost of a 16 foot roadway to Mt Hope Cemetery was read and on motion of Delegate Kitzell referred to the Street Committee. Said Communication is as follows, to wit:-

Office of City Engineer

San Diego, Cal. Aug 31, 1891.

To the Honorable Common Council.

City of San Diego, Calif.

Gentlemen:-

In accordance with your instructions, I have made an approximate estimate of the work required to grade a roadway sixteen (16) feet wide from 28th St. and Grant Avenue easterly along R St. to 39th St. thence northerly along 39th St. to Mt Hope Cemetery and present the following figures:

Excavation	—	7200 Cubic yards
Embankment	—	6000 " "
Total Yardage		13200 " "

assuming a price of 25¢ per yd for excavation and adding incidental expenses we have-

Excavation	\$1800.
Inc. Expenses	100.
Total Cost	\$1900.

Respectfully

J. M. Shaw
City Eng'r

The report of the Water Committee to whom was referred a Joint Resolution requiring the Board of Water Commissioners to reduce the price of taps, together with the recommendations of the Board of Water Commissioners, was read and adopted and is as follows, to wit:-

San Diego, Cal. 31, 1891.

To the Water Committee Board of Delegates:

Gentlemen:-

In regard to the accompanying Resolution fixing the cost of taps, the Board of Water Commissioners beg to report the following:

That we are trying to effect an arrangement with the San Diego Water Company whereby the taps shall be put in at the actual cost, and that further time be granted.

Respectfully Submitted,

P. M. Shaw } Water

E. H. Elliott } Comm

We concur in the above and recommend this Resolution be postponed pending further advice from the Water Commissioners.

W. J. Prout } Water

Arthur H. Nason } Committee

The following Joint Resolution requiring the City Engineer to furnish estimates for the paving of 4th Street from the south line of Ivy Street to the north line of Palm Street was read and on motion of Delegate Nason adopted, and is as follows, to wit:-

Joint Resolution No. 79.

Resolved that the City Engineer is hereby directed to furnish to this Council estimates of the cost of paving with porphyry macadam, gutters, five feet in width, with granite blocks of irregular size, and redwood curbing, in accordance with ordinance No. 29, 4th Street from the south line of Ivy Street, to the north line of Palm 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) for the purpose of enabling this Council to determine whether bonds may be issued to represent the cost thereof.

The petition of L. O. Mix for permission to grade N Street in front of Lot 6, Block 56 Sherman's Addition, was read and referred to the Street Committee.

The following report of the Special Committee appointed to investigate as to what guaranty the City has or can have that it will receive the 3,000,000 gallons of water according to contract, was read and on motion of Delegate Thorpe, placed on file, and is as follows, to wit:-

Report of the special Committee appointed by the President of the Board of delegates to investigate and report to the Common Council of San Diego, "What guaranty can be obtained that there will be 3,000,000 gallons of water furnished from the Plume, in accordance with a certain contract now existing between the City and the San Diego Water Co. and also report the cause of delay regarding same."

Your Committee met in pursuance to a call of its Chairman at the City Hall on the 3^d day of Aug 1891:- and had before them Mr. E. J. Babcock, representing the San Diego Water Company, and J. W. Defton representing the San Diego Plume Company, the City Engineer and Water Commissioners and the Attorneys of the respective parties:-

From evidence and expressions obtained in the course of the examination of these gentlemen your Committee finds the following facts:-

1st There is at present no contract between the Water Co. and the Plume Co. whereby the 3,000,000 gallons of water can be obtained from the Plume for the City supply or any amount less than that, for any stipulated period of time.

2nd There seems to be hopeless disagreement between the two several Companies as to the terms of any

positive contract for the procurement of said supply of water, and from the expressions of the officials of said Companies litigation seems to be imminent.

35 The City Engineer reports that the present system of pipes is not equal to the distribution of over 1,000,000 of gallons per diem and the San Diego Water Company will not lay the pipes recommended by the City, on Golden Hill till the controversy between the two Companies is settled, but say they will enlarge the 5th Street extension at once.

Your Committee therefore reports that the City has no guarantee, nor any prospects of obtaining 6,000,000 gallons of Alume Water, and the delay in delivering the same is due to the causes herein indicated.

Arthur G. Nason, Chairman

N. J. Prout.

Paul H. Rediger.

The petition of J. D. Olds and Tonini Brothers for special Water rates for irrigation purposes, was read and referred to the Water Committee.

Petitions of Chas. Hendon and Chas. W. Schaffer for retail Liquor License were presented and referred to the Health and Morals Committee.

Petition of residents for the grading of Milton Avenue from National Avenue to the intersection of 14th Street was read and referred to the Street Committee.

The petition of J. H. Havermale for refund of taxes paid on improvements on Lots E & F Block 63 Norton's Addition, heretofore referred back for satisfactory certificates was presented, with the Tax Collector's receipts showing that the taxes had been paid twice; and on motion of Delegate Prout the amount of \$114.00 was ordered refunded by the following vote, to wit:—

Ayes: Delegates

Hooper: Crispen: Nason: Burns: Miller: Baker:

Prout: Rediger: Mertzmann: Escher: Nuttall & Williams:

Noes: None.

Absent Delegates Pauly: Conn: Price & Aloud.

The petition of residents of Pt Loma for the extension of a water main to Roseville was read and on motion of Delegate Prout referred to the water Commissioners.

The following Joint Resolution requiring the Water Commissioners to ascertain if the San Diego Water Company intend to put in the Golden Hill extension to the water system, was read and adopted, and is as follows to wit:-

Joint Resolution No. 80.

Resolved that the Board of Water Commissioners are hereby requested to address a communication to the San Diego Water Company and inquire from said Company what their intention is in regard to making the Golden Hill extension of the water system, whether or not they intend to make said extension in accordance with the Joint Resolution adopted by the Common Council ordering the same to be made, and if said Company intends to make the same, as to when it will be completed.

Whereupon the Board adjourned until Monday, August 10th, 1891, at 7:30 O'Clock P. M.

H. J. Wase
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, August 10th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present-Delegates Thorpe: Crippen: Nason: Burns: Miller:
Baker: Prout: Mertzmann: Escher: Nutzel: Williams & Clerk Hare.
Absent-Delegates Pauly: Rediger: Conn: Price & Doud.

The minutes of an adjourned meeting held August 1st were read and approved.

Delegate Pauly now enters and takes his seat in the Board.

A message from the Mayor transmitting the report of the Board of Water Commissioners for the Month of July was read and filed.

The report of the water Commissioners for the month of July was read and referred to the Finance Committee.

The Health and Morals Committee having approved the petitions of Chas. Hendon and Chas. N. Schaffer for retail Liquor License the same was on motion of Delegate Nutzel granted.

The report of the Police Judge for the month of July was presented and placed on file.

The following Joint Resolution instructing the City Attorney to defend the Case of Sprigg & Barber vs. Pernie Auditor for Attorneys fees for services rendered the Board of Education was read and on motion of Delegate Baker adopted by the following vote, to wit:-
Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker: Prout: Mertzmann: Escher: Nutzel & Williams.
Noes-None.

Absent Delegates Rediger: Conn: Price & David.

Said Resolution is as follows, to wit:-

Joint Resolution No. ---

Whereas, the City Auditor has been ordered by the Superior Court to show cause, why he should not audit and allow to be paid, the sum of \$500.00 claimed by Messrs Sprigg & Barber, as attorney fees for alleged services in behalf of the Board of Education in the case of the Board of Education vs the Common Council, proceedings in mandamus, and, Whereas, said suit was instituted without just cause and without authorization by or under the Charter, and therefore done upon the individual responsibility of the members of said Board who procured said proceedings, therefore be it resolved, as the sense of this Council, that the City Attorney, be and he is hereby particularly charged to defend the City in the suit now pending against the City Auditor, and that he is requested to report to this Council, at its next meeting, and in writing, such facts and opinions in relation to the case in question, as may be necessary for the proper information of this Common Council.

Petition of Carter & Rice for a retail Liquor License was presented and referred to the Committee on Health & Morals

Petition of Carter & Rice to have amount paid for Liquor License for the month of July repaid or credited on their license account for ensuing month was read and referred to the Committee on Health & Morals.

The report of the Board of Water Commissioners in the matter of extensions to the Water System and of special water rates for irrigation purposes was read and on motion of delegate Probst adopted, and is as follows, to wit:-

San Diego, Cal. Aug. 10th, 1891.

To the Common Council,

Gentlemen,

Upon the petition of residents of Point Loma and others for extension of the water main, and for special water rates for irrigating, the Board of Water Commissioners respectfully suggests that no intelligent or satisfactory action can be taken until the capacity of the supply mains has been sufficiently enlarged to provide an ample quantity of water. With the present supply system the quantity of water which the City can now obtain will not exceed 1 million gallons per day, and this is barely sufficient to meet present demands. Indeed it is not sufficient to maintain a satisfactory pressure for domestic and fire purposes. And it is not likely that such an increased supply of water will be available for several months as will warrant a material reduction of rates or the extensive use of water for irrigation purposes.

Respectfully Submitted
 D. M. Shaw } Commissioners
 E. W. Elliott }

An Ordinance fixing the salary of the Secretary of the Board of Water Commissioners was read and on motion of Delegate Pauley adopted, by the following vote, to wit:-

Ayes. Delegates Thorge: Crippen: Pauley: Nason: Burr: Miller: Baker: Prout: Escher: Metzger & Williams.

Noes. Delegate Mertzmann.

Absent. Delegates Rediger: Conn: Price & Dand.

Said ordinance is as follows, to wit:-

Ordinance No. 132

An Ordinance fixing the salary of the Secretary of the Board of Water Commissioners.

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

Section 1. That the salary of the Secretary of the Board of Water Commissioners be, and the same is hereby fixed at \$40.00 per month, to begin on the 1st day of July, 1891.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

A Committee from the Board of Aldermen requested that an Ordinance, heretofore adopted by said Board, fixing the time and place of the monthly meetings of the Board, be acted upon by this Board;

Thereupon, on motion of Delegate Trout, said ordinance was taken from the table, and on motion of Delegate Escher adopted by the following vote, to wit:-

Aye Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Porter: Mertzmann: Escher: Williams.

No Delegates Nason & Metzger.

Absent Delegates Rediger: Conn: Price & South.

Said ordinance is as follows, to wit:-

Ordinance No. 133

An Ordinance fixing the time and place of the monthly meetings of the Board of Aldermen and the Board of Delegates of the City of San Diego.

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

Section 1. That the monthly meetings of the Board of Aldermen be held at its room in the City Hall of the City of San Diego, on the first Monday of each month at 7:30 O'clock, P. M.

Section 2. That the monthly meetings of the Board of Delegates be held at its room in the City Hall of the City of San Diego, on the first Monday of each Month at 7:30 O'clock P. M.

Section 3. That the consent of the Board of Aldermen is hereby given for the Board of Delegates to adjourn its meetings for a longer period than seven days.

Section 4. That the consent of the Board of Delegates is hereby given for the Board of Aldermen to adjourn its meetings for a longer period than seven days.

Section 5. That all ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

On Motion of Delegate Baker, Delegates Present

leave of absence was extended 30 days.

In the matter of the investigation of franchises granted by the City. On motion of Delegate Nason, it was ordered that the President appoint a Committee of three to act instead of the Street Committee, thereupon President Williams appointed as such Committee Delegates Nason, Rediger & Mitzell.

The following Joint Resolution requiring the City Attorney to submit an opinion as to what authority the Council had to make the Water Contract & lease was read, and on motion of Delegate Mertzmann adopted by the following vote, to wit:—

Ayes: Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller: Baker: Probst: Mertzmann: Escher: Mitzell & Williams.
Noes: None.

Absent: Delegates Rediger: Conn: Poice & Dand.

Said resolution is as follows, to wit:—

Joint Resolution

Be it resolved by the Common Council of the City of San Diego: That the City Attorney submit to the Council at its next meeting, in writing, a legal opinion, upon the following propositions:—

1st How far the action of the Common Council in making the Water Lease & Contract with the San Diego Water Company falls within the power of the City in accordance with the Charter and the Laws and Constitution of the State of California.

2^d What power the City had to make such a lease or Contract directly with the Water Company and without the intervention of trustees.

3^d Assuming that the construction of a Rail Road from, or to the City was the consideration, or say a part of the Consideration, for making such a contract or lease, what authority or power, under the City Charter or the laws and Constitution of the State, had the City to make such Contract or lease.

4th Assuming that the most essential part of the Consideration for such lease or contract, that of supplying so much water is impossible of fulfillment by the Water Company, what remedy.

has the City for such a breach or failure and what effect upon the contract with the City.

5th Assuming that said lease or contract is for any reason invalid or illegal, what remedy has the City to vacate and set same aside.

On motion of Delegate Baker the City Attorney was allowed thirty days leave of absence.

Whereupon the Board adjourned until Monday, August 17th, 1891, at 7:30 O'clock P.M.

K. J. Wae
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, August 17th, 1891.

An adjourned meeting of the Board of Delegates
was held this day at 7:30 O'Clock P.M.

In the absence of the President, the Clerk called the Board
to order:

Present Delegates Thorpe: Gripper: Pauley: Nason: Burns: Miller:
Rediger: Metzmann: Nuttall & Clerk Nason.

Absent Delegates Baker: Prout: Conn: Escher: Price: Doud
& Williams.

On Motion of Delegate Gripper, Delegate Rediger
was elected President pro. tem.

Minutes of an adjourned meeting held Aug 10th, was
read and approved.

Delegate Baker Now enters and takes his seat in the
Board.

A Message from the Mayor recommending that the
Police Commissioners be authorized to employ two
additional Policemen for duty along the water
front was read and on Motion of Delegate Baker
referred to the Committee on Police.

The following report of the Finance Committee to
whom was referred the report of the Water Commissioners
for the month of July was read and on motion of Delegate
Baker adopted, Said report is as follows, to wit:-

San Diego, California, Aug. 17th, 1891.

To the Honorable the Board of Delegates of the City of San Diego:

Your Finance Committee to whom was referred
for analysis the Water Commissioners report for the
Month of July, 1891, would respectfully report, that we
find no Cash balance for receipts for the month of
June, 1891, in fact we find no reference to the
business of the department for June except an item
of delinquent accounts of \$45.81, we find that the Cash

received for July from all sources was \$3753.⁶⁹, we also find the total expenditures as reported and, not including the Secretary's salary for July 1891, to be \$579.⁶⁸, leaving a net balance of \$3174.⁰¹. It is our judgment that the water used for sewer flushing should be paid for out of the fund provided for that purpose and the amount credited to the water fund.

George H. Criggen
B. A. Mertzmann / Committee

The Health & Morals Committee having approved the application of Carter & Rice for a retail Liquor License, the same was, on motion of Delegate Metzger, granted.

Delegate Escher now enters and takes his seat in the Board.

The report of the Health & Morals Committee on the petition of Carter & Rice for refund of amount paid for Liquor License in the month of July was read and on motion of Delegate Nason adopted.

Said report is as follows, to wit:-
To the Hon. Boards of Delegates and Aldermen of the City of San Diego,
Gentlemen

We, your Committee, to whom was referred the within petition of Carter & Rice, praying for an adjustment of the sum of \$50.⁰⁰ paid by them for Liquor License for the month of July 1891, during which month they were, through causes not under their control, thrown out of business for that time, hereby respectfully report: that we have investigated the facts as alleged and find the same to be as stated. And we therefore recommend, that the sum of \$50.⁰⁰ paid by them for July, be applied and credited for their license from September 10th to October 10th 1891.

Aldermen { C. C. Brandt Chairman
S. J. Hill
Delegates { E. C. Thorpe
B. A. Mertzmann
And Baker

Health & Morals Committee

The report of the Street Committee, to whom was

referred the petition for grading Milton Avenue from National to 14th Street was read and adopted and is as follows, to wit:-

To the Board of Delegates:-

We your street Committee to whom was referred the petition of property owners for the grading of Milton Avenue from National Avenue to 14th Street, find that Milton Avenue ends in, and is stopped by Block 72 Sherman's Addition & Block 168 Norton's Addition, as also does several other streets parallel thereto. Now, therefore, in view of these facts your committee respectfully recommends that this matter be referred to the Board of Public Works for investigation as to the feasibility of opening all streets as above, with their recommendation in the premises.

Chas. W. Pauley } Street Committee
N. W. Nuttall } Board Delegates

San Diego, Cal. Aug. 17th, 1891.

The report of the Special Committee appointed for the purpose of investigating the franchises granted by the City was read and on motion of Delegate Crippen passed, to be again taken up under the head of Ordinances.

A communication from the Board of Water Commissioners transmitting a letter from Mr. E. D. Babcock Master for the San Diego Water Company in reply to a communication from the Water Commissioners to said San Diego Water Company was read and on Motion of Delegate Crippen referred to the Water Committee with instructions to confer with the Water Commissioners and ascertain what ^{were the} questions asked the San Diego Water Company.

The report of the Street Committee to whom was referred the estimates of the City Engineer for grading a roadway to Mount Home Cemetery was read and filed.

Delegate Mertzmann on the part of the Finance Committee read the following report on the statement of the Auditor for the month of June and on motion of Delegate Escher the same referred to the City Attorney and Finance Committee. Said report is as follows, to wit:-

We the undersigned, members of the Finance Committee, on examining the Auditors report for the month of May, noticed the fact, that a warrant for the sum of five hundred dollars had been drawn from the general funds, in favor of N. L. Pitus for alleged attorney fees, in the suit of the People vs. Gunn. We, your Committee, not having any recollection, that the aforesaid N. L. Pitus had ever been authorized or empowered to act in behalf of the City, concluded to examine the records of the former City Council. The result of our examination was as anticipated. Your Committee failed to find the record of any act, whereby the aforesaid N. L. Pitus had ever been authorized or instructed by the former City Council, either directly, or indirectly, to defend the City in any suit whatsoever, your Committee also failed to find any record, whereby the former Council had made any provision for the payment of legal services of said N. L. Pitus. Having thus proven to our satisfaction, that the previous Council had not only failed to employ or accept the services of said N. L. Pitus, but had also failed to make any appropriation of money, for the payment of N. L. Pitus. We now visited the City Auditors office, to ascertain on what authority this money was paid. We were shown the bill of N. L. Pitus against the City, upon the back of which was written as follows; - "The within indebtedness was incurred at my request in the interest of the City of San Diego. Signed by Douglas Gunn." We furthermore found, that the warrant was sworn to on April 9th, 1891, and allowed by the former Auditing Committee on May 2nd 1891, while the suit for which the alleged indebtedness is said to have been incurred, took place in the Autumn of 1889. It now became evident to your Committee, that round about methods had been pursued, to overcome the legal difficulties, and the opposition which would have prevented,

the payment of this sum. On the strength of these facts, your Committee felt obliged to bring this matter to the attention of your Honorable body. The City Charter under Article X Sect. 9 explicitly provides that Every officer who shall approve, allow, or pay any demand on the treasury not authorized by law, ordinance, or this Charter, shall be liable to the City, individually, and on his official bond, for the amount of the demand so illegally approved, allowed or paid. Your Committee believes the time is now propitious, for some decisive action on the part of this Council, to stay the impetuosity of officials, who, without any authority whatsoever, have employed private counsel to defend themselves, and then expect the City to pay for the fun. There have already been within the knowledge of the Council, too many legal farces of this kind, for which the taxpayers of the City are expected to pay the established minimum rate of \$500⁰⁰ per farce. In conclusion of this matter, your Committee would recommend, that such action be taken by your Honorable body, as shall fix the responsibility for the payment of this \$500⁰⁰ where it belongs, and furthermore, that immediate legal proceedings for indemnification be instituted, to recover the amount of the aforesaid sum so illegally paid. Your Committee would also draw attention to the astonishing liberality shown in the expenditure of the City's money. Your Committee believes that if the same extravagance were shown by private institutions as by the City, they would be so hopelessly wrecked in a short time, as to be beyond all power of restoration. Your Committee will now give a few instances in which the City's money has been unnecessarily wasted. The City Park, in which the people of San Diego take so much pride, has cost on an average, the sum of \$12⁰⁰ per month for labor, water, & other incidentals, and this in the face of the fact, that of all dilapidated, weed-overgrown, ily kept, poorly watered spots in the City, our 10 acre Annex Park is without contradiction the most notorious. In another instance the sum of \$32⁰⁰ was spent for three hundred & twenty yards, or a total of nine hundred and sixty feet of flag bunting, to decorate a building, the available surface of which would not permit the use of more than one-third of this amount. What was ever done with the bunting your Committee has been unable to ascertain. The expenditure of this sum alone represents the income derived from 3200 worth of taxable property for one year. Your Committee will conclude this

report by citing, not the least but only one more of the many instances, in which the City's bank account would have been enlarged, if business principles, such as prevail in private concerns had been observed. It is a well known fact that the City Treasurers office, - the backbone of the city, and at present the only self-supporting department in the City government, - whose patrons consist principally of the most intelligent, law abiding men and women of this community, are compelled to stub their toes on the splinters of a bare floor, while the extraordinarily refined individuals, such as libertines, dunces, and other high grade society, are invited within the Sanctum Sanctorum of the Police Court, over the best body Brussels carpet at \$1.35 per yard. Your gentlemen, your Committee found, that the sum of \$148.50 has been spent within two months for carpets, curtaining, etc., to decorate the interior and exterior of the building, occupied by the highly profitable department - The Police Court.

Geo. H. Crippen

B. F. Mertzmann } Finance Committee
M. M. Conn }

A Joint Resolution heretofore adopted by this Board, instructing the City Attorney to defend the City in the case of Sprigg et al. vs the City Auditor and requiring the City attorney to present a written opinion to the Council in the matter and amended by the Board of Aldermen by striking out all that portion after the words "City Auditor" and relating to a written opinion being presented to the Council, was read and on motion of Delegate Mertzmann said amendment was concurred in. Said Resolution as adopted is as follows, to wit:-

Joint Resolution No. 82

Whereas the City Auditor has been ordered by the Superior Court to show cause, why he should not audit and allow to be paid, the sum of \$5000 claimed by Messrs. Sprigg & Barber, as attorney fees for alleged services in behalf of the Board of Education in the case of the Board of Education vs. the Common Council, proceedings in mandamus, and, whereas, said suit was instituted without just cause and without authorization by or under the Charter, and therefore

done upon the individual responsibility of the members of said Board who procured said proceedings, therefore be it resolved as the sense of this Council, that the City Attorney be, and he is hereby particularly charged to defend the City in the suit now pending against the City Auditor.

A Joint Resolution requiring the City Engineer to furnish estimates for the cost of grading Dry Street from the City Park to the water front, was read and on motion of Delegate Baker referred to the Street Committee.

A Joint Resolution requiring the Water Commissioners to have a stand-pipe placed in Washington Square at Old Town was read and on motion of Delegate Crippen referred to the Water Commissioners.

A Joint Resolution providing for the publishing of the City Charter and Ordinances was read and on motion of Delegate Burns adopted and is as follows, to wit:-

Joint Resolution No. _____

Whereas, Article 10 Section 25 of the Charter of the City of San Diego, provides that, "The Common Council shall, at least once in two years, cause to be printed and published in book form all ordinances of the City of a general nature in force at the time of such publication", and, Whereas, said ordinances have not been so published; Therefore, Be it Resolved by the Common Council of the City of San Diego, as follows:-

That the City Attorney be, and he is hereby directed to revise for publication all ordinances of the City of a general nature, now in force.

Further resolved, that the Board of Public Works are hereby directed to have the City Charter and ordinances published in pamphlet form as provided by the Charter.

A Communication from Ada L. Night for relief from assessment for improvements on Lot 3 Block K, Middletown was read and referred to the Finance Committee and City Attorney.

An Amendment, submitting a rule numbered 32, providing that no member shall absent himself from more than two consecutive regular meetings of the Board was read, whereupon Delegate Pauly moved to adopt, which motion was lost by the following vote, to wit:-

Noes- Delegates Miller: Rediger and Conn.

Ayes- Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker: Traut: Mertzmann: Escher & Nuttall.

Absent- Delegates Price: Doud & Williams.

An Ordinance transferring the sum of \$500. from the Street Sprinkling Fund to the Public Health Fund was read, and on motion of Delegate Baker adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker: Traut: Rediger: Conn: Mertzmann: Escher & Nuttall.

Noes- None

Absent- Delegates Price: Doud & Williams.

Said Ordinance is as follows, to wit:-

Ordinance No. 135.

An Ordinance transferring from the Street Sprinkling Fund of the City of San Diego, to the Public Health Fund of said City, the sum of Five Hundred (500) dollars for the purpose of paying the out-standing indebtedness against said Public Health Fund.

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

Section 1. That there is hereby transferred from the Street Sprinkling Fund the sum of Five Hundred (500) dollars to the Public Health Fund of the City of San Diego, for the purpose of paying the out-standing indebtedness against said Public Health Fund of said City.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval.

San Diego, August 17th, 1891.

I hereby certify that the sum of Five Hundred (500) dollars may be transferred from the Street

Springling Fund to the Public Health Fund for the purpose herein stated without violating any of the provisions of the Charter.

Gilbert Rennie
Auditor.

The report of the Special Committee on Franchises was read together with an ordinance declaring forfeited certain unused franchises and is as follows, to wit:

To the Board of Delegates:-
Your Special Committee on franchises report:-

That after careful examination of the ordinances granting franchises for Street Railroads &c. we respectfully recommend that the following ordinance be adopted and the franchises therein mentioned be forfeited.

Arthur G. Nason Chairman

W. W. Metzger

Paul H. Rediger.

Whereupon Delegate Crippen moved the adoption of the ordinance as read.

On Motion of Delegate Miller it was ordered, that parties in interest be heard.

Delegate Miller now moves to amend, by striking out Section 14, and now moves an amendment to the amendment by striking out Sections 14-27 & 28 which motion was lost by a rising vote of 8 to 5. On motion of Delegate Prout the whole matter was laid upon the table for one week by the following vote, to wit:-

Aye- Delegates Thorpe, Crippen, Burns, Miller, Baker,

Prout, Connors, Escher.

Noes- Delegates Pauly, Nason, Rediger, Metzgermann and Metzger.

Absent- Delegates Price, David & Williams.

A Joint Resolution requiring the Board of Water Commissioners to present a report for the month of June was read, and on motion of Delegate Baker

adapted and is as follows, to wit:-

Joint Resolution No. 81.

Be it resolved by the Common Council of the City of San Diego, that the Board of Water Commissioners be, and they are hereby requested to furnish to the said Council a report in full for the month of June 1891, at the next regular meeting.

Whereupon the Board adjourned until Monday, August 24th, 1891, at 7:30 O'Clock P.M.

K. J. G. was
City Clerk

H. A. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego,
California, August 24th, 1891.

An adjourned meeting of the Board of Delegates was
held this day at 7:30 O'Clock P.M. with President Williams presiding;
Present-Delegates Thorpe: Pauley: Burns: Miller: Baker: Prout:
Audiger: Conlon: Mitzmann: Escher: David: Netzel: Williams and
Clerk Ware.

Absent-Delegates Crippen: Nason and Price.

After giving notice President Williams did in open
Session sign Ordinance No 133 fixing the time and place
of the monthly meetings of the Boards of Aldermen and
Delegates, also, Ordinance No 132 fixing the salary of the
Secretary of the Board of Water Commissioners.

A message from the Mayor transmitting a commu-
nication from the City Engineer was read and in
motion of Delegate Mitchell referred to the City Attorney
and Finance Committee.

The report of the City Attorney on the petition of
of L. L. Burns to have Certificate of Sale of property for
taxes cancelled, was read and filed.

Said report is as follows, to wit:-

To the Common Council

Gentlemen:-

You have no power to
cancel an illegal Tax Certificate; this must be done
by the Courts in a proper proceeding brought for that
purpose. The Common Council only have power
to refund taxes which have been paid more than once,
on a proper petition and production of duplicate
tax receipts showing the property has been doubly
assessed, and paid. They may refund the amount of
such erroneous taxes so collected to the person
entitled thereto.

Respectfully Submitted

William A. Fuller.
City Attorney.

Aug. 24, 1891.

The Report of the Board of Water Commissioners for the month of June, 1891, was read and on motion of Delegate Baker referred to the Finance Committee.

The Report of the Board of Water Commissioners to whom was referred a Joint Resolution requiring the placing of a stand pipe on Washington Square at Old Town was read and on motion of Delegate Metzger adopted, by the following vote, to wit:—

Ayes: Delegates Thayer: Pauley: Burns: Miller: Baker: Stout: Rediger: Conn: Mitzmann: Escher: Dand: Metzger & Williams.

Noes: None.

Absent: Delegates Crippen: Nason & Price.

Said report is as follows, to wit:—

San Diego, Cal. Aug. 24, 1891.

To the Common Council

City of San Diego.

Gentlemen:

The Board of Water Commissioners to whom was referred Joint Resolution No. 11 in reference to placing a stand pipe on Washington Square Old Town, recommend that said pipe be placed as requested.

The cost of which will be about \$35.00

Respectfully Submitted

By order of the Board of Water Commissioners

D. W. Budding,

Secretary.

Said resolution is as follows, to wit:—

Joint Resolution No. 83.

Be it resolved by the Common Council of the City of San Diego, that the Board of Water Commissioners be, and it is hereby instructed to have a stand pipe placed on Washington Square at Old Town.

The report of the Committee on Police to whom was referred the message of the Mayor recommending that the Police Commissioners be authorized to appoint two additional

Policemen for the Water front, was read and is as follows to wit:-

To the Hon. the Board of Delegates:

Re your Committee on Police to whom was referred the message of the Mayor recommending the appointment of two additional Policemen for duty on the water front. Find upon investigation that the Mayor has the authority to appoint Special Police in case of disturbances or riots, and in view of this fact, and as there is no money with which to pay any additional men, your Committee recommends that the communication be placed on file.

J. N. Burns }
M. M. Conn } Committee on Police
A. N. Miller }

San Diego, Aug. 24th/91

Whereupon on motion of Delegate Thorpe said report was amended granting the Mayor the authority to appoint two additional Policemen, by the following vote, to wit:-

Ayes- Delegates Thorpe: Baker: Proust: Mitzmann: Escher: Nutze and Williams.

Noes- Delegates Pauly: Burns: Miller: Rediger: Conn and Dand.

Absent- Delegates Crippen: Nason and Price.
Said amendment as adapted and added to the report is as follows, to wit:-

"And that the Mayor be granted the authority to appoint two additional Policemen for the water front"

Whereupon on motion of Delegate Baker said report as amended was adopted and referred to the City Attorney with instructions to draw an Ordinance in conformity therewith.

A petition from N. G. North et al. to have H 1st Street opened was read and referred to the Street Committee & City Engineer.

A communication from the Board of Public Works submitting an Ordinance fixing the Salary of the Superintendent of

Parks, was read and on motion of Delegate Rediger referred to the Committee on Parks.

Petition of A. Klauber & al. to have section 18 stricken out from an Ordinance repealing lapsed, illegal and unused franchises was presented and on Motion of Delegate Baker placed on file.

Petition of business men asking the Council to not pass any Ordinance that would conflict with the vested rights of the railroad represented by Mr. H. Carlson was read and on motion of Delegate Mertzmann filed.

On Motion of Delegate Prout the Ordinance repealing lapsed, illegal and unused franchises was taken from the table ^{and read}, the same having been laid over from the last meeting.

Whereupon Delegate Burns moves that action be postponed two weeks, which motion was lost by the following vote, to wit: -

Yes - Delegates Thorpe, Pauley, Baker, Rediger, Ann, Mertzmann, Escher, Doud, Metzell & Williams.

Ayes - Delegates Burns, Miller & Prout.

Absent - Delegates Crippen, Nason & Price.

Delegate Mertzmann now moves to adopt as read.

Delegate Pauley moves an amendment to strike out Section 18, relating to the Klauber, Castle & Choate franchises, which motion was adopted.

Delegate Burns moves an amendment to strike out Sections 14-27 & 28 relating to the Carlson & Higgins franchises which motion was lost, by the following vote, to wit: -

Yes - Delegates Thorpe, Pauley, Baker, Prout:

Mertzmann, Metzell & Williams.

Ayes - Delegates Burns, Miller, Rediger, Ann, Escher & Doud.

Absent - Delegate Crippen, Nason & Price.

Delegate Prout now moves that Section 25, relating to the franchise of the San Diego, Old Town & Pacific Beach R.R. Co.; be stricken out, which

mation was lost by the following vote, to wit:-

Nays- Delegates Thorpe: Burns: Miller: Baker: Adiger:
Cann: Metzmann: Escher: Doud: Metzell & Williams.

Ayes- Delegates Prosser.

Absent- Delegates Crippen: Nason & Price.

Delegate Pauly being interested in above franchise was excused from voting.

The Ordinance as amended was now adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Burns: Miller: Baker: Prosser:
Adiger: Cann: Metzmann: Escher: Doud: Metzell
and Williams.

Nays- None.

Absent- Delegates Crippen: Nason & Price.

Excused from voting Delegate Pauly.

Said Ordinance as adopted is as follows, to wit:-
Ordinance No. _____

An Ordinance to repeal lapses, illegal and unused
Franchises.

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

Section 1. That Ordinance No. 18, passed and
approved Aug. 16th, 1886, "granting to the San Diego
Street Car Company the right to construct and
maintain a street railroad in the City of San
Diego": All that portion between 1st & 3rd Sts, on
Air Street, in Norton's Addition, &c, and the same
is hereby repealed, and that part not complied with
declared forfeited.

Section 2. That Ordinance No. 30, passed and
approved Nov. 22d, 1886, Also, Ordinance No. 51, passed
and approved July 14th, 1887, Also, Ordinance No. 94,
passed and approved July 7th, 1887, Also, Ordinance
No. 291, passed and approved Nov. 20th, 1888, granting
to Wm. G. Dickinson, a franchise for the
Construction and operation of a street railroad
in the City of San Diego, &c, and the same is hereby
repealed.

Section 3. That Ordinance No. 31, passed
and approved Nov. 29th, 1886, granting to Geo. F. Smith
and Chas. H. Stevens a franchise to construct
and maintain a street railroad, in the City of

San Diego, be, and the same is hereby repealed.

Section 4. That Ordinance No. 64, passed and approved April 13th, 1887, granting to the San Diego Street Car Company the right to extend its line of Street railroad to the Southern boundary of the City of San Diego; that part granting the right from 3rd St. Street to Boston Avenue, thence along Boston Avenue to 3rd St. Street, thence on 3rd St. Street to Rapida Avenue, thence to western boundary of Whiteley's Addition to I Avenue, to Southern boundary of the City of San Diego, be, and the same is hereby repealed and that portion of said franchise above described declared forfeited.

Section 5. That Ordinance No. 83 passed and approved June 16th, 1887, granting to N. J. & C. E. Kelly a franchise to construct and maintain a Street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 6. That Ordinance No. 88 passed and approved Aug. 10th, 1888, granting to C. D. Witherby, M. A. Lucas, J. H. Capron and others, a franchise for a Street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 7. That Ordinance No. 92 passed and approved June 23rd, 1887, also, Ordinance No. 142 passed and approved Oct. 24th, 1887, also, Ordinance No. 146 passed and approved Nov. 3rd, 1887, also, Ordinance No. 168 passed and approved Dec. 19th, 1887, also, Ordinance 222 passed and approved Feb. 15th, 1888, also, Ordinance No. 275 passed and approved Aug. 21st, 1888, also, Ordinance No. 337 passed and approved April 29th, 1889, granting to the Electric Rapid Transit Street Car Company, assigns of C. A. Francisco and David Kochenauer, a franchise for the construction and operation of a Street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 8. That Ordinance No. 98 passed and approved July 13th, 1887, and Ordinance No. 100, passed and approved July 21st, 1887, granting to the San Diego & Old Town Street

Railway Company the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 9. That Ordinance No. 99, passed and approved July 13th, 1887, granting to the California Central Railway Company the right to use lands, water and certain streets in the City of San Diego, be, and the same is hereby repealed.

Section 10. That Ordinance No. 109, passed, and approved Aug. 26th, 1887, also, Ordinance No. 155, passed and approved Dec. 23, 1887, also, Ordinance No. 170, passed and approved Dec. 29th, 1887, granting to Geo. A. Crippen & Frank P. Johnson the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 11. That Ordinance No. 111, passed and approved Oct. 7th, 1885, granting to John McLaugh and his assigns a franchise to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 12. That Ordinance No. 121, passed and approved Sept. 7th, 1887, also, Ordinance No. 319, passed and approved July 19th, 1889, granting a Wharf franchise to Wm. H. Bailey, to construct and maintain a Wharf at the foot of 9th Street in addition to the City of San Diego, be, and the same is hereby repealed.

Section 13. That Ordinance No. 129, passed and approved Sept. 19th, 1887, granting to the San Diego Street Car Company the right to lay a double track on 5th Street from the water front to Upas Street; - All that part north of 5th Street to Upas Street, on 5th Street, be, and the same is hereby repealed and declared forfeited by failure to comply with the franchise granted.

Section 14. That Ordinance No. 132, passed and approved Sept. 22d, 1887, also, Ordinance No. 133, passed and approved Sept. 22d, 1887, granting to Wm. H. Carlson and Frank J. Higgins the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 15. That Ordinance No. 138, passed and approved Oct. 4th, 1887, granting a wharf franchise to John P. Sheldon the right to construct and maintain a wharf at the foot of 7th Street in Harton's Addition to the City of San Diego, be, and the same is hereby repealed.

Section 16. That Ordinance No. 140, passed and approved Oct. 4th, 1887, granting to J. J. Blackmer the right to construct and maintain an elevated Railroad Switch, and other privileges, in the City of San Diego, be, and the same is hereby repealed.

Section 17. That Ordinance No. 147, passed and approved Nov. 3d, 1887, granting to M. R. Keller, Albert C. Castle, M. Klauber, Harry Wagner, R. H. Young, the right to construct and maintain a certain street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 19. That Ordinance No. 152, passed and approved Nov. 14th, 1887, granting to the College Hill Land Association the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 18. That Ordinance No. 151, passed and approved Nov. 10th, 1887, granting to A. D. Jennings and Geo. H. Crippen the right to construct and maintain a railroad in the City of San Diego, be, and the same is hereby repealed.

Section 20. That Ordinance No. 159, passed and approved Dec. 7th, 1887, granting a wharf franchise to A. D. Jennings and Geo. H. Crippen to construct and maintain a wharf at Roseville, in the City of San Diego, - All that part of said franchise not now completed in accordance with said franchise, be, and the same is hereby repealed, and declared forfeited.

Section 21. That Ordinance No. 166, passed and approved Dec. 15th, 1887, granting to the Point Loma Land, Loan & Power Company, the right to lay down and maintain water pipes and sell water in the City of San Diego, be, and the same is hereby repealed.

Section 22. That Ordinance No. 171, passed

and approved Dec. 29th, 1887, granting a wharf franchise to the San Diego and Guaymas Railway Company the right to construct and maintain a wharf at the foot of "N" Street, in Norton's Addition to the City of San Diego, Cal., and the same is hereby repealed.

Section 23. That Ordinance No. 253, passed and approved May 29th, 1888, Also Ordinance No. 257, passed and approved June 19th, 1888, granting to C. E. Keller and W. J. Morphy a franchise to construct and maintain a street railroad in the City of San Diego, Cal., and the same is hereby repealed.

Section 24. That Ordinance No. 259, passed and approved June 12th, 1888, granting to the San Diego, Old Town and Pacific Beach R.R. Co. the right to construct and maintain a street railroad in the City of San Diego, - All that part of said franchise not complied with, and more particularly described as that part commencing at high water mark at Arctic Street, near H; running northerly along said Arctic Street to the north side of "D" Street, where this road now stops - Cal., and the same is hereby repealed and the above described portion of this franchise declared forfeited.

Section 25. That Ordinance No. 260, passed and approved June 20th, 1888, granting a wharf and pier franchise to the San Diego Land and Town Company the right to construct and maintain a wharf and piers at the foot of 26th Street, in the San Diego Land & Town Company's Addition to the City of San Diego, Cal., and the same is hereby repealed.

Section 26. That Ordinance No. 270, passed and approved July 24th, 1888, granting to the Del Mar and San Diego Railroad Company the right to construct and maintain a steam railroad in the City of San Diego, Cal., and the same is hereby repealed.

Section 27. That Ordinance No. 339, passed and approved May 3^d, 1889, granting to the Los Angeles, San Diego and Yuma Railway Company the right to construct and maintain a steam railroad in the City of San Diego, Cal., and the same is hereby repealed.

Section 28. That all other franchises or parts of franchises, that have not been complied with in good faith and in accordance with the Ordinances granting the same, and in accordance with the general laws of this State, by the person, persons or Corporation to whom said franchises were granted are hereby declared forfeited, all all other Ordinances or parts of Ordinances granting said franchises are hereby expressly repealed.

Section 29. That this Ordinance shall take effect from and after its passage and approval and 3 days publication in the San Diego Daily Sun.

Whereupon the Board adjourned until Monday, August 31st, 1891, at 7:30 O'Clock P.M.

J. K. Glueck
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates, of the City of San Diego,
California, August 31st, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M.

In the absence of the President the Clerk called the Board to order:

Present - Delegates Crippen: Pauley: Nason: Burns: Miller:
Prout: Metzmann: Escher: Metzell & Clark Ware.
Absent - Delegates Thorpe: Baker: Rediger: Conn: Price:
Doub & Williams.

On Motion of Delegate Pauley, Delegate Crippen was elected, President pro. tem.

The minutes of an adjourned meeting held August 24th, were read and approved.

Delegate Baker now enters and takes his seat in the Board.

A message from the Mayor recommending the appointment, for one month, of a draughtsman in the office of the City Engineer, was read and on motion of Delegate Pauley the recommendation was granted and the message placed on file.

The following report of the Street Committee was read and filed:-

To the Board of Delegates,

Gentlemen:-

Your Street Committee

recommends that the petition of R. O. Mix for grading in front of Lot 6 Block 56, Sherman's Addition be granted.

The further recommends that a Joint Resolution requiring the City Engineer to furnish estimates for the grading of Ivy Street be passed.

The further recommends that the accompanying Joint Resolution requiring

the Board of Public Works to present a plan showing the land wanted for the opening of 41st Street, be passed.

Respectfully Submitted,

Chas. W. Pauley
N. N. Wakell
George A. Griffen } Street
Committee

The Committee on Parks, to whom was referred an Ordinance fixing the Salary of the Superintendent of Parks, was read and on Motion of Delegate Prout adopted, and is as follows, to wit:-

To the Board of Delegates,

Gentlemen:-

We, your Committee on Parks, to whom was referred an ordinance fixing the Salary of Superintendent of Parks, at \$6500 per month instead of \$3500, respectfully submit the following:-

That said Ordinance do not pass from the fact that, since the Plaza Park has been discontinued, the labor of Superintendent Parks has been considerably decreased, and we think he should use this extra time in work on the "Annex Tract"; and we further find that the "Annex Tract", under the care of the Board of Public Works is receiving good attention and recommend that the charge of this Park remain where it now is.

Chas. W. Pauley
N. N. Wakell
George A. Griffen } Committee
on
Parks

The Street Committee having reported favorably on the petition of L. O. Mix for permission to grade in front of Lot 6 Block 56, Sherman's Addition to the Center line thereof, the same was on motion granted.

A Joint Resolution requiring the City Engineer to furnish estimates of the Cost of grading Long Street, was read and on motion of Delegate

Escher adopted, and is as follows, to wit:-

Joint Resolution No. 84.

Be it resolved, by the Common Council of the City of San Diego, that the City Engineer be, and he is hereby requested to furnish an estimate of the cost per front foot for the grading of Ivy Street, from the City Park to the Bay of San Diego.

A Joint Resolution requesting the Board of Public Works to present a Plat showing the land required to be dedicated by the City for the purpose of opening 41st Street was read, and on Motion of Delegate Metzmann adopted, and is as follows, to wit:-

Joint Resolution No. 87.

Be it resolved, by the Common Council of the City of San Diego; That the Board of Public Works be, and they are hereby requested to present to this Council a plat of a certain unnumbered Public Lot, belonging to the City, through which N. 4th North st. at. al. have asked to have a street opened, and showing the land asked to be dedicated for street purposes.

A Joint Resolution requesting the Board of Public Works and City Engineer for surveys &c. of Dth Street, from 15th to 33rd Streets, was read and on motion of Delegate Nason adopted, and is as follows, to wit:-

Joint Resolution No. 86.

Be it resolved, by the Common Council of the City of San Diego, as follows: That the Board of Public Works and the City Engineer be, and they are hereby requested to make the necessary survey and plat together with profile, of Dth Street, from the east line of 15th Street to the west line of 33rd Street, with a view of establishing a grade between said points and report to the Common Council at an early date as possible.

A Joint Resolution instructing the City Attorney to bring action to determine the validity of the water lease was read, and Delegate Nason moved to adopt, thereupon Delegate Baker moved,

an amendment to refer to the Water Committee and City Attorney, which was adopted and the resolution so referred.

The Petition of G. R. Watkins Contractor, for an extension of 15 days time in which to complete the 8th ward School Building, together with a letter from the Board of Public Works stating that they recommended the granting of the same was read and on motion of Delegate Mertzmann granted:-

Whereupon the following Joint Resolution was read and on Motion of Delegate Baker adopted by the following vote, to wit:-

Ayes: Delegates Crippen: Pauley: Nason: Burns: Miller:
Baker: Probst: Mertzmann: Escher & Nuttall.
Noes: None.

Absent: Delegates Thorpe: Rediger: Conn: Price:
Doud & Williams.

Said Joint Resolution is as follows, to wit:-

Joint Resolution No. 85.

Be it resolved by the Common Council of the City of San Diego, that upon the application of the Contractor, and the recommendation of the Board of Public Works, the time set in the contract for the completion of the 8th Ward School Building be, and the same is hereby extended from the first day of September, 1891, to the 15th day of September, 1891.

The following Resolution of Intention to Construct Certain Sidewalks on "D" Street in front of Lot G, Block 36 Norton's Addition was read and, on motion of Delegate Nason, adopted by the following vote, to wit:-

Ayes: Delegates Crippen: Pauley: Nason: Burns: Miller:
Baker: Probst: Mertzmann: Escher & Nuttall.
Noes: None.

Absent: Delegates Thorpe: Rediger: Conn: Price: Doud & Williams.

Said Resolution is as follows, to wit:-

Resolution of Intention.

To Construct a certain sidewalk on "D" Street between 4th and 5th Streets.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

That artificial Stone or concrete sidewalk extending from the curb to the property line, be constructed on "D" Street, in said City, in front of the following property, to wit:-

Lot G. Block 36, in Norton's Addition to the City of San Diego, fronting one hundred feet on "D" Street; in the following manner, to wit:- The base, or foundation shall be three inches in thickness, and composed of one part of the best Portland Cement, three parts of coarse, clear, sharp, freshwater sand and six parts of roughly broken stone that will pass through a two inch ring; placed on a firm subgrade and well rammed. The wearing surface shall be three-fourths of an inch in thickness, composed of equal parts, by measure, of the best Portland Cement, and clear, sharp, freshwater sand, colored to a dark slate color, finished with a trowel and marked off into squares. After having set for twelve hours it shall be covered with wet earth or sand two inches deep and kept so covered for ten days.

Provided, that all work which may be done in front of said property in accordance with the above specifications, and to the satisfaction of the Superintendent of Streets before the advertising for bids hereunder, shall not be disturbed by the Contractor.

The Superintendent of Streets shall, with the approval of the Board of Public Works appoint an Inspector, to supervise continually the work, who shall be paid by the Contractor not exceeding \$3.⁰⁰ per day for the time actually employed.

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 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 therein and post this resolution for two days, conspicuously on or near the Chamber doors of said Common Council.

The following Resolution of Intention to Construct certain sidewalks of 5th Street in front of Lots H and N Block 36 and in front of Lot C Block 18 Norton's Addition, was read and on Motion of Delegate Nason adopted by the following vote, to wit: Ayes- ~~Delegates~~ Crispen: Pauly: Nason: Burns: Miller: Baker: Poant: Montzmann: Escher & Natzel. Nocs- None.

Absent- ~~Delegates~~ Thorpe: Rediger: Conn: Price: David and Williams.

Said Resolution of Intention is as follows, to wit:-

Resolution of Intention

To Construct certain sidewalks on 5th Street between "C" and "D" Streets.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

That artificial stone or concrete sidewalks extending from the curb to the property line be constructed on 5th Street in said City, in front of the following described property, to wit:

Lots H and N, Block 36, in Norton's Addition to the City of San Diego, fronting one hundred feet on 5th Street, and on 5th Street, in front of the following described property, to wit: Lot C, Block 18 in Norton's Addition to the City of San Diego, fronting fifty feet on 5th Street, in the following manner, to wit:

The base, or foundation shall be three inches in thickness and composed of one part of the best Portland Cement, three parts of coarse, clear, sharp, freshwater sand and six parts of roughly broken stone, that will pass through a two inch ring, placed on a firm subgrade and well rammed. The wearing surface shall be three fourths of one inch in thickness, composed of equal parts, by measure, of the best Portland Cement and clear, sharp, freshwater sand, colored to a dark slate color, finished with a trowel and marked off into squares. After having set for twelve hours it shall be covered with wet earth or sand two inches deep and kept so covered for ten days.

And that artificial stone or concrete sidewalks

shall be constructed in the manner above provided covering the return at the North west corner of "D" and 5th Streets.

Provided that all work which may be done on the return at the north west corner of "D" and 5th Streets or in front of property, in accordance with the above specifications, and to the satisfaction of the Superintendent of Streets before the advertising for bids hereunder, shall not be disturbed by the Contractor.

The Superintendent of Streets shall, with the approval of the Board of Public Works, appoint an Inspector, to constantly supervise the work who shall be paid by the Contractor not exceeding \$3.00 per day for the time actually employed.

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 therein and post this resolution for two days, conspicuously or or near the Chamber doors of said Common Council.

A Joint Resolution authorizing the Police Commissioners to appoint two additional Policemen for the City of San Diego, and hereupon adopted by the Board of Aldermen was read, and Delegate Baker moves to adopt, which motion was lost by the following vote, to wit:-

Ayes- Delegates Mason: Pratt: Metzmann: Escher and Nuttall.

Noes- Delegates Crippen: Pauley: Burns: Miller: & Baker.

Absent- Delegates Thorpe: Rediger: Conn: Price: Dowd and Williams.

Delegate Baker gives notice that he will move a reconsideration at the next meeting

The following communication from the Board of Public Works to have a Fire Hydrant located at

the head of Mission grade was read and on Motion of Delegate Prout adopted, by the following vote, to wit:-
Ayes- Delegate Crispin: Pauly: Nason: Burns: Miller:
 Baker: Prout: Mitzmann: Escher & Natzell.

Noes- None.

Absent- Delegate Thorpe: Rediger: Conn: Poice:
 Doud & Millhaus.

Said Communication is as follows, to wit:-

Board of Public Works.

San Diego, Cal. Aug. 31st 1891.

To the Honorable The Common Council

Gentlemen,

The Board of Public Works recommend the placing of a Fire Hydrant at the Head of Mission grade, near the St Joseph Hospital. And in so doing desire to state, that the placing of said Hydrant at that point is greatly needed for the protection of property in that vicinity, as well as furnishing means of supplying water for sprinkling Mission grade thereby keeping said road in a good and passable condition, with a saving of several hundred dollars annually in repairs.

Respectfully Submitted,

By order of the Board of Public Works,

D. W. Belding,

Secretary.

The Petition of P. Etcheverry for a retail Liquor License was presented and referred to the Committee on Health & Morals.

The Petition of Fannie Condon for refund of Taxes on Lot 13, Block 39 of Middletown was presented and referred to Finance Committee & City Attorney.

A Communication from the Board of Water Commissioners transmitting a Copy of the questions asked the San Diego Water Company according to Joint Resolution No. 80, was read and ordered filed.

An Ordinance establishing a Dog Tax Fund and transferring all money collected under Ordinance No. 131 to said fund, was read and, on motion of Delegate Nason, adopted, by the following vote, to wit:-
Ayes-Delegates Chippin: Pauley: Mason: Burns: Miller:
 Baker: Prout: Mertzmann: Escher & Wetzel.
Noes-None.

Absent-Delegates Thorpe: Rediger: Gunn: Price: Doud and Williams.

Said Ordinance is as follows, to wit:-

Ordinance No. 136.

An Ordinance establishing a Dog Tax Fund and transferring all moneys collected under Ordinance No. 131 to said fund.

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

Sec. 1. That in conformity with the provisions of the City Charter, a Dog Tax Fund, is hereby established, into which, all moneys collected from licenses on dogs shall be paid, and upon which funds all warrants shall be drawn for the payment of money due the Pound Keeper from time to time for impounding or killing dogs under the provisions of Ordinance No. 131 of the City of San Diego.

Sec. 2. That all moneys heretofore collected under the terms of Ordinance No. 131, be, and the same is hereby transferred to the Dog Tax Fund.

Section 3. This Ordinance shall take effect and be in force from and after its passage and one publication in the San Diego Daily Sun.

The Auditors Statement for the Months of March, April, May, June & July was presented and referred to the Finance Committee.

An Ordinance amending Section 4 of Ordinance No. 85, providing for the employment of nine Patrolmen on the Police force insted of seven, was read.

Whereupon, on Motion of Delegate Baker, the Board adjourned, until Monday, Sept 7th 1891, at 7:30 O'Clock P.M.

H. J. Ware City Clerk

By Geo. A. Goldman Deputy

H. H. Williams
 Pres Board Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, Sept. 7th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'clock P.M.

In the absence of the President, the Clerk called the Board to order -

Present-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller: Prout: Rediger: Conn: Metzmann: Doud and Metzell. & Clerk Ware.

Absent-Delegates Baker: Escher: Prier & Williams.

On Motion of Delegate Pauley, Delegate Thorpe was elected President pro tem.

The minutes of an adjourned meeting held August 31st were read and approved.

A message from the Mayor transmitting the report of the Board of Water Commissioners for the month of August, was read and on Motion of Delegate Pauley placed on file.

Delegate Escher now enters and takes his seat in the Board.

Section 7 of an Ordinance repealing lapsed, illegal and unused franchises heretofore adopted by this Board, having been amended by the Board of Aldermen to exclude from forfeiture that portion of the franchise on 12th Street, between "C" Street and Palm Street, granted to the Electric Rapid Transit Street Car Company by Ordinance No. 92, 146 & 337, was presented and on Motion of Delegate Pauley said Amendment was concurred in, by the following vote, to wit: -

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller: Prout: Rediger: Conn: Metzmann: Escher: Doud and Metzell.

Noes. None.

Absent-Delegates Baker: Prier & Williams.

Delegate Baker now enters and takes his seat in the Board.

Whereupon on motion of Delegate Mason said Ordinance, as amended, was adopted by the following vote, to wit:-

Ayes. Delegates Thorpe: Crippen: Pauley: Mason: Burns: Miller: Baker: Hunt: Rediger: Conn: Mitzmann: Excher: Dand and Nathe.

Nays. None.

Absent. Delegates Prier & Williams.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No. 134.

An Ordinance to repeal lapsed, illegal and unused franchises.

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

Section 1. That Ordinance No. 18 passed and approved Aug. 16th, 1886, granting to the San Diego Street Car Company the right to construct and maintain a street railroad in the City of San Diego, - All that portion between 1st & 3rd Sts. on Air Street in Norton's Addition, be, and the same is hereby repealed, and that part not complied with declared forfeited.

Section 2. That Ordinance No. 30, passed and approved Nov. 22d, 1886, Also, Ordinance No. 51, passed and approved Aug. 14th, 1887, Also, Ordinance No. 94, passed and approved July 7th, 1887, Also, Ordinance No. 291, passed and approved Nov. 20th, 1888, granting to Wm. G. Dickinson, a franchise for the construction and operation of a street railroad, in the City of San Diego, be, and the same is hereby repealed.

Section 3. That Ordinance No. 31 passed and approved Nov. 29th, 1886, granting to Jas. F. Lima and Chas. H. Stevens, a franchise to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 4. That Ordinance No. 64 passed and approved April 13th, 1887, granting to the San Diego Street Car Company the right to extend its line of street railroad to the Southern boundary of the City of San Diego:-

that part granting the right, from 3rd Street to Boston Avenue, thence along Boston Avenue to 3rd Street, thence on 3rd Street to Popple Avenue, thence to western boundary of Whitney's Addition to I Avenue, to Southern boundary of the City of San Diego, be, and the same is hereby repealed, and that portion of said franchise above described declared forfeited.

Section 5. That Ordinance No. 83, passed and approved June 16th, 1887, granting to W. J. B. C. E. Keller a franchise to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 6. That Ordinance No. 88, passed and approved Jan'y 10th, 1888, granting to C. O. Witherby, M. A. Reed, J. S. Cappon and others, a franchise for a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 7. That Ordinance No. 92, passed and approved June 23rd, 1887, excepting that portion of said Ordinance referring to the franchise on 4th Street between "C" Street and Palm Street.

Also, Ordinance No. 143, passed and approved Oct. 24th, 1887. Also, Ordinance No. 146, passed and approved Nov. 23rd, 1887, excepting that portion of said Ordinance referring to the franchise on 4th Street, between "C" Street and Palm Street.

Also, Ordinance No. 168, passed and approved Dec. 19th, 1887. Also Ordinance No. 222, passed and approved Mch. 15th, 1888. Also, Ordinance No. 295, passed and approved Aug. 21st, 1888.

Also, Ordinance No. 337, passed and approved April 29th, 1889, excepting that portion of said Ordinance referring to the franchise on 4th Street, between "C" Street and Palm Street.

granting to the Electric Rapid Transit Street Car Company, assignees of C. A. Francisco and David Kochenauer a franchise for the construction and operation of a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 8. That Ordinance No. 98, passed and approved July 13th, 1887, and Ordinance No. 100, passed and approved July 21st, 1887, granting to the San Diego & Old Town Street Railway Company the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 9. That Ordinance No. 99, passed and approved July 13th, 1887, granting to the California Central Railway Company the right to use lands, water, and certain streets in the City of San Diego, be and the same is hereby repealed.

Section 10. That Ordinance No. 109, passed and approved Aug. 26th, 1887, also, Ordinance No. 155, passed and approved Dec. 28, 1887, also, Ordinance No. 170, passed and approved Dec. 29th, 1887, granting to Geo. H. Crippen & Frank P. Johnson the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 11. That Ordinance No. 111, passed and approved Oct. 7th, 1885, granting to John McLog and his assigns a franchise to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 12. That Ordinance No. 121, passed and approved Sept. 7th, 1887, also, Ordinance No. 319, passed and approved Feb. 19th, 1889, granting a wharf franchise to Mon. H. Bailey to construct and maintain a wharf at the foot of 9th Street in Horton's Addition to the City of San Diego, be, and the same is hereby repealed.

Section 13. That Ordinance No. 129, passed and approved Sept. 19th, 1887, granting to the San Diego Street Car Company the right to lay a double track on 5th Street from the water front to Upas Street in the City of San Diego; all that part north of Air Street, to Upas Street, on 5th Street, be, and the same is hereby repealed and declared forfeited by failure to comply with the franchise granted.

Section 14. That Ordinance No. 132, passed and approved Sept. 22d, 1887, also, Ordinance No. 133, passed and approved Sept. 22d, 1887,

granting to Wm. H. Carlson and Frank J. Higgins the right to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 15. That Ordinance No. 138, passed and approved Oct. 2nd, 1887, granting a wharf franchise to John T. Sheldon the right to construct and maintain a wharf at the foot of 7th Street in Norton's Addition to the City of San Diego, be, and the same is hereby repealed.

Section 16. That Ordinance No. 140, passed and approved Oct. 2nd, 1887, granting to J. G. Blackmer the right to construct and maintain an elevated Railroad Switch, and other privileges in the City of San Diego, be, and the same is hereby repealed.

Section 17. That Ordinance No. 147, passed and approved Nov. 3rd, 1887, granting to M. B. Keller, Albert E. Castle, M. Klauber, Harry Wagner, R. H. Young, the right to construct and maintain a certain street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 18. That Ordinance No. 151, passed and approved Nov. 10th, 1887, granting to F. S. Jennings and Geo. H. Crippen the right to construct and maintain a railroad in the City of San Diego, be, and the same is hereby repealed.

Section 19. That Ordinance No. 152, passed and approved Nov. 14th, 1887, granting to the College Hill Land Association, the right to construct and maintain a steam railroad in the City of San Diego, be, and the same is hereby repealed.

Section 20. That Ordinance No. 159, passed and approved Dec. 7th, 1887, granting a wharf franchise to F. S. Jennings and Geo. H. Crippen to construct and maintain a wharf at Roseville, in the City of San Diego: All that part of said franchise not now completed in accordance with said franchise, be, and the same is hereby repealed and declared forfeited.

Section 21. That Ordinance No. 166, passed and approved Dec. 15th, 1887, granting to the Point Loma

Land, Loan & Town Company, the right to lay down and maintain water pipes and sell water in the City of San Diego, be, and the same is hereby repealed.

Section 22. That Ordinance No. 171, passed and approved Dec. 29th, 1887, granting a wharf franchise to the San Diego and Cuyamaca Railway Company, the right to construct and maintain a wharf at the foot of "N" Street in Norton's Addition to the City of San Diego, be, and the same is hereby repealed.

Section 23. That Ordinance No. 253, passed and approved May 29th, 1888. Also Ordinance No. 257, passed and approved June 19th, 1888, granting to C. E. Kellar and N. J. Murphy a franchise to construct and maintain a street railroad in the City of San Diego, be, and the same is hereby repealed.

Section 24. That Ordinance No. 259, passed and approved June 12th, 1888, granting to the San Diego, Old Town and Pacific Beach R.R. Co. the right to construct and maintain a street railroad in the City of San Diego: - All that part of said franchise not complied with, and more particularly described as that part commencing at high water mark at Arctic Street near "A" running north along said Arctic Street to the North Side of "D" Street, where their road now stops - be, and the same is hereby repealed and the above described portion of this franchise declared forfeited.

Section 25. That Ordinance No. 260, passed and approved June 20th, 1888, granting a wharf and pier franchise to the San Diego Land & Town Company the right to construct and maintain a wharf and pier at the foot of 26th Street in the San Diego Land & Town Company's Addition to the City of San Diego, be, and the same is hereby repealed.

Section 26. That Ordinance No. 270, passed and approved July 24th, 1888, granting to the Del Mar and San Diego Railroad Company the right to construct and maintain a steam railroad in the City of San Diego, be, and the same is hereby repealed.

Section 27. That Ordinance No. 339, passed and approved May 23, 1889, granting to the Los

Angulo, San Diego and Yuma Railway Company the right to construct and maintain a steam railroad in the City of San Diego, be, and the same is hereby repealed.

Section 28. That all other franchises or parts of franchises that have not been complied with in good faith and in accordance with the Ordinances granting the same, and in accordance with the general laws of this State, by the person, persons, or Corporation to whom said franchises were granted are hereby declared forfeited, and all other Ordinances or parts of Ordinances granting said franchises are hereby expressly repealed.

Section 29. That this Ordinance shall take effect from and after its passage and approval and 3 days publication in the San Diego Daily Sun.

The report of the Finance Committee to whom was referred the petition of Fannie Conklin for refund of taxes was read and on motion of Delegate Metzger adopted, and is as follows, to wit:-
San Diego, California, Sept. 7th, 1891.

To the Honorable, the Board of Delegates of the City of San Diego:

Your Finance Committee to whom was referred the petition of Fannie Conklin for the refunding of \$120⁸¹ it being the amount claimed as double assessment on Lot 13, Block 39 for City Taxes for the year 1891, would respectfully recommend, that for want of sufficient evidence, that the same be referred back to the petitioner.

Georg H. Creighton }
B. A. Metzger } Finance
M. M. Conn } Committee

The report of the Finance Committee, to whom was referred the statement of the Water Commissioners for the month of June, was read and filed.

Said report is as follows, to wit:-

San Diego, Sept. 7th, 1891.

To the Honorable, The Board of Delegates of the City of San Diego:

Your Finance Committee to whom was referred the Water Commissioners report for the month of June 1891, would report that as per statement of James A. Flint the total receipts for the month were \$249.61 an amount that to your Committee appears to be surprisingly small.

George Crippen.

B. F. Metzmann Finance

M. M. Conn Committee.

The following Joint Resolution heretofore adopted by the Board of Aldermen, requiring a Fire Hydrant to be placed at the head of Mission grade was read and on motion of Delegate Pauly adopted, by the following vote, to wit:—
Ayes—Delegates Thorpe: Crippen: Pauly: Mason: Burns: Miller: Baker: Robert: Rediger: Conn: Metzmann: Escher: Deas and Natzell.

Noes—None.

Absent—Delegates Price & Williams.

Said Joint Resolution is as follows, to wit:—

Joint Resolution No. 88.

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

That the San Diego Water Company be, and it, is hereby required to extend pipe and put up a Fire Hydrant at the head of Mission grade, at a point to be designated by the Board of Public Works, said work to be done within a reasonable time, and charge same to new construction.

The Water Committee to whom was referred a Joint Resolution instructing the City Attorney to bring an action to determine the legality of the Water lease reported progress and were granted further time.

A Joint Resolution, heretofore adopted by the Board of Aldermen, authorizing the City Engineer to employ a Draughtsman for one month was read and on motion of Delegate Mason adopted by the following

vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Baker: Probst: Rediger: Conn: Mertzmann: Escher: Doud, Metzel.
Noes-None.

Absent-Delegates Price & Williams.

Said Resolution is as follows, to wit:-

Joint Resolution No 89.

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

That the City Engineer be, and he is hereby authorized to employ a Draughtsman for one month, at a Salary of Seventy-five dollars per month.

The following endorsement appears upon the back of said Joint Resolution:

San Diego, September 1st, 1891.

I hereby Certify that the sum of Seventy-five (75) dollars can be appropriated from the Salary Fund of the City of San Diego, for the purpose herein mentioned without violating any of the provisions of the Charter

Gilbert Rennie

Auditor.

A Joint Resolution instructing the Water Commissioners to present their bill for water furnished the City was read and Delegate Rediger moved to adopt, which motion was lost by the following vote, to wit:-

Noes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker: Probst: Rediger: Mertzmann: Escher and Doud.

Ayes-Delegates Conn & Metzel.

Absent-Delegates Price & Williams.

The petition of E. D. Switzer for permission to excavate a ditch across a point of land in the City Park, heretofore granted by the Board of Aldermen was presented and on motion of Delegate Probst permission granted.

The petition of the Silver Gate Street Car Company

for permission to construct and operate a street railroad in the city of San Diego was presented and on motion of Delegate Metzger referred to the street Committee.

The Health & Morals Committee having approved the application of P. Etcheberry for a retail liquor license the same was on motion of Delegate Rediger granted.

The petition of C. Gorham for refund of taxes paid on improvements on Lot 11, Block 189, hand & lawn Co's add- was read and referred to the Finance Committee & City Attorney.

Petitions of J. Stur for refund of money paid for Certificates of Sale of property for taxes was read and referred to the Finance Committee & City Attorney.

On motion of Delegate Baker, Delegate Price's leave of absence was extended 30 days.

An Ordinance transferring funds from the Harbor & Wharf Fund to the Office Fund was read and on motion of Delegate Pauly referred to the Finance Committee.

An Ordinance amending Section 4 of Ordinance No. 85, and fixing the number of Patrolmen on the Police force at nine instead of seven men was read and on motion of Delegate Pauly referred to the Police Committee.

An Ordinance amending Section 2 of Ordinance No. 131, fixing the compensation of the Pound Keeper for impounding & killing dog was read and on motion of Delegate Prout adopted, by the following vote, to wit:-
Ayes- Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker: Prout: Rediger: Conn: Metzger: Lecher: Doud & Metzger.
Noes- None.

Absent- Delegates Price & Williams.

Said Ordinance is as follows, to wit:

Ordinance No.

An Ordinance Amending Section 2 of Ordinance

No. 131, entitled "An Ordinance in relation to Dogs and Licensing the Same"

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

Section 1. That Section 2, of Ordinance No. 131, and being entitled "An Ordinance in relation to Dogs and Licensing the Same" be so amended to read as follows: Sec. 2. Every dog found within said described bounds, in violation of this ordinance shall be impounded and if not claimed for, or by the owner within three days and costs and charges paid for keeping said dog at the rate of twenty-five cents per day, and one dollar for impounding the same, it shall be the duty of the Pound Keeper to sell said dog for said costs and charges at private sale and if not sold within three days, the said Pound Keeper shall kill or cause to be killed such dogs, for each and every dog so impounded, kept, and killed, the said Pound Keeper, upon his sworn statement shall be paid, from the moneys received from said dog tax, the sum of one dollar, which said sum of one dollar shall be and constitute the only charge against the City by the Pound Keeper for the impounding, keeping, killing and the delivery at the Garbage Scow of the Carcass of any such dog.

Section 2. That this Ordinance shall take effect and be in force from and after its passage and approval and one days publication in the San Diego Daily Sun.

Whereupon the Board adjourned until Monday Sept. 14th, 1891, at 7:30 O'Clock P. M.

H. J. Wal
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, September 14th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Probst: Rediger: Mertzmann: Escher & Williams & Clark Ware.
Absent - Delegates Bader: Conn: Price: David & Metzger.

The minutes of an adjourned meeting held Sept. 7th were read and approved.

Delegate Metzger now enters and takes his seat in the Board.

After giving notice President Williams did in open session sign Ordinance No. 134 being an Ordinance repealing lapsed, illegal and unused franchises, also Ordinance No. 135, being an Ordinance transferring funds from the Street Sprinkling Fund to the Public Health Fund, also Ordinance No. 136 being an Ordinance establishing a Dog Tax Fund.

The report of the Finance Committee to whom was referred an ordinance transferring funds from the Harbor & Wharf Fund to the Office Fund was read and on motion of Delegate Rediger adopted and is as follows, to wit:-

San Diego, California, Sept. 14/91.

To the Honorable, The Board of Delegates of the City of San Diego:

Your Finance Committee to whom was referred the matter of transferring from the Harbor and Wharf Fund to the Office Fund One hundred and Sixty Six $\frac{4}{100}$ dollars (\$166 $\frac{4}{100}$), one hundred dollars of it to be used in the purchase of Postage Stamps for the City use and the balance of Sixty Six $\frac{4}{100}$ dollars to be used in paying the outstanding indebtedness of the above named Office Fund, would respectfully recommend the

adaption of an ordinance transferring the amount above prayed for.

Georg A. Crippen } Finance
B. A. Mertzmann } Committee

The following report of the Police Committee to whom was referred an ordinance fixing the number of Patrolmen of the Police Force was read and on motion of Delegate Mertzmann adopted.

Said report is as follows, to wit:-
To the Hon. The Board of Delegates of the City of San Diego:-
Gentlemen:-

The your Committee on Police to whom was referred the Ordinance increasing the number of Patrolmen on the Police Force of the City from seven to nine men, report, that we recommend that said Ordinance be passed, when the proper certificate shall be endorsed thereon by the Auditor as provided by Section 14. of Chapter 2. of the City Charter.

Sept. 14th, 1891.

Respectfully Submitted,

J. W. Burns }
M. M. Conn. } Police
A. N. Miller } Committee

The report of the Joint Water Committee & City Attorney to whom was referred a resolution instructing the City Attorney to bring an action to determine the legality of the Water Lease was read and on motion of Delegate Rediger considered seriatim. Thereupon on motion of Delegate Rediger the first section of said report was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Burns: Miller: Thout: Rediger: Escher & Williams.

Noes- Delegates Nason: Mertzmann & Mettall.

Absent- Delegate Baker: Conn: Price & Doud.

Thereupon on motion of Delegate Nason the second section of the report was adopted.

Said report as adopted is as follows, to wit:-
To the Common Council of the City of San Diego,
Gentlemen:-

We your Joint Water Committee and City Attorney beg leave to report. We do not deem it advisable to bring suit to test the water lease at the present time.

We further recommend that the Board of Water Commissioners be instructed to notify the San Diego Water Company to proceed to put in the Golden Hill extension as ordered under Joint Resolution No. 73, and if not begun and work continued in good faith, within ten days from notice so served upon them, that the City will proceed to make such extension as provided by contract.

Dated Sept. 14th, 1891.

Respectfully Submitted.

W. J. Probst

W. C. Brandt

H. A. Christman

Chas. H. Pauly

William H. Fuller City Atty

Joint Water
Committee

The following Joint Resolution requiring the San Diego Water Company to extend main on K Street was read and on motion of Delegate Pauly adopted by the following vote, to wit:-
Ayes- Delegates Morse: Crippen: Pauly: Nason: Burns: Miller: Probst: Rediger: Metzmann: Excher: Nitell & Williams.
Noes- None.

Absent- Delegates Baker: Cann: Price & Dauch.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 91.

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

That the San Diego Water Company be, and it is hereby authorized, and required to extend main pipe, from present terminus at or near the intersection of K and 23rd Street running east in K Street to 24th Street. South in 24th Street to alley in Block 46 Sherman's Addition, west in alley of said block to the east line of 23rd Street.

That the Board of Water Commissioners furnish said Water Company with specifications, giving the number of feet of pipe of the different sizes to be used. And that said work shall be done with as little delay.

and as soon as possible.

A Joint Resolution requiring the Water Commissioners to furnish Hydrant, Hose & Fire water for cleaning Garbage Wagons was read and on motion of Delegate Rediger referred to the Health & Moral Committee.

A Joint Resolution instructing the Water Commissioners to notify the San Diego Water Company to put in the Golden Hill extension to the Water System was read, and on motion of Delegate Prout, adapted by the following vote, to wit:-
Ayes- Delegates Harpe: Crippen: Pauly: Mason: Burns: Miller: Prout: Rediger: Mertzmann: Escher: Nettell & Williams.
Noes- None.

Absent- Delegates Baker: Conn: Price & Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 90.

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

That the Board of Water Commissioners be, and they are hereby instructed to serve a written notice upon the San Diego Water Company to proceed to put in the Golden Hill extension, as ordered by Joint Resolution No. 73, of the Common Council of said City; and if the work on said extension is not begun, and continued in good faith, within ten days from said notice so served upon them, that the City of San Diego will proceed to make such extension as provided for by the lease made and entered into on the 18th day of April, 1891.

A Joint Resolution instructing the Board of Public Works to present a resolution of intention to sewer fourth street from Juniper street to Palm street was read and on motion of Delegate Mason adapted by the following vote, to wit:-
Ayes- Delegates Harpe: Crippen: Pauly: Mason: Burns: Miller: Prout: Rediger: Mertzmann: Nettell & Williams.
Noes- Delegates Escher.

Absent- Delegates Baker: Conn: Price & Dand.

Said resolution is as follows, to wit:-

Joint Resolution No.

Resolved by the Common Council of the City of San Diego, That the Board of Public Works be requested to prepare a Resolution of Intention to Sewer Durick Street, from the south line of Juniper Street to the south line of Palm Street.

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On Motion of Delegate Crippen it was ordered that the Petition of resident on Point Loma, for an extension of the water system to Point Loma was taken from the file and referred to the Water Committee.

The Petition of P. Johnson for a retail liquor license was presented and referred to the Health & Morals Committee.

A Communication from the Board of Trustees of the City of Coronado in regard to dumping dead animals in the Pacific Ocean, together with the report of the Health Officer regarding the same, was read. Said report of the Health Officer having been filed by the Board of Aldermen and the Clerk instructed to send a copy of same to the Board of Trustees of Coronado. Whereupon on motion of Delegate Rediger the action of the Board of Aldermen was concurred in by this Board.

Delegate Baker now enters and takes his seat in the Board.

An Ordinance transferring funds from the Harbor and Wharf Fund to the Office Fund, and heretofore adopted by the Board of Aldermen, was read, and on motion of Delegate Prout adopted by the following vote, to wit:-
Ayes: Delegates Thorge: Crippen: Phuley: Nelson: Burns: Miller: Blaker: Prout: Rediger: Mertzman: Escher: Natball & Williams.
Nays: None.

Absent: Delegates Conn: Price & Dand.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No. 137.

An Ordinance transferring from the Harbor and Wharf Fund of the City of San Diego to the Office Fund of said City the sum of One Hundred and Sixty-six and ⁴⁰/₁₀₀ dollars (\$166⁴⁰/₁₀₀) for the following purposes, to wit:— One Hundred dollars (\$100⁰⁰/₁₀₀) to be used for the purchase of Postage Stamps for the use of the different departments of the City, and the sum of Sixty-six and ⁴⁰/₁₀₀ dollars (\$66⁴⁰/₁₀₀) to be used in the payment of claims against said Office Fund.

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

Section 1. That there is hereby transferred from the Harbor and Wharf Fund the sum of One Hundred Sixty-six and ⁴⁰/₁₀₀ dollars (\$166⁴⁰/₁₀₀) to the Office Fund of the City of San Diego, for the purpose of purchasing Postage Stamps for the use of the different departments of said City, and for the purpose of paying the out-standing claims against said Office Fund of said City.

Section 2. That this Ordinance shall take effect and be in force from and after its passage and approval.

Upon the back of said Ordinance appears the following endorsement—

San Diego, Sept 7, 1891.

I hereby certify the required transfer can be made for the purposes herein mentioned without violating any of the provisions of the Charter.

Gilbert Rennie,

Auditor.

After giving notice President Williams did in open session sign Ordinance No. being an Ordinance transferring funds from the Harbor & Wharf Fund to the Office Fund.

Delegate ^{Baker} now calls up for consideration his motion to reconsider the vote by which a Joint Resolution instructing the Police Commissioners to appoint two additional Policemen was lost; said motion was carried, thereupon said Joint Resolution was read; and Delegate Rediger claims

a point of order, that the resolution entails the expenditure of money, and not having the certificate of the Auditor endorsed thereon, is therefore out of order; The President overruled the point of order and declared the resolution in order.

Whereupon said Joint Resolution was lost by the following vote, to wit: -

Noes - Delegates Crippen: Pauley: Burns: Miller: & Rediger.

Ayes - Delegates Thorpe: Nason: Baker: Prout: Mertzmann: Execher:

Matzell & Williams.

Absent - Delegates Conn: Price & Dand.

Whereupon the Board adjourned until Monday Sept. 21st 1891, at 7:30 O'Clock P. M.

K. J. Evans
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of
San Diego, California, Sept. 21st, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'clock P.M. with President Williams presiding.

Present Delegates Morpe: Crippen: Pauly: Nason:
Burns: Miller: Baker: Prout: Mertzmann & Williams.
Absent Delegates Adiger: Conn: Escher: Price: Sand
and Metzger.

Minutes of adjourned meeting held Sept. 14th
were read and approved.

A message from the Mayor notifying the Council of the appointment of A. A. Sparks as an expert to examine the Books and Records of the different departments of the City government and requesting his compensation be fixed, was read and referred to the Finance Committee.

A message from the Mayor recommending the appointment of a Committee of the to act in conjunction with a like Committee from the Board of Aldermen and himself to meet Pres Marshall of the A.T. & S.F. R.R. Co. was read and on motion of Delegate Mertzmann accepted and the request complied with. Whereupon the President appointed Delegates Mertzmann, Pauly and Nason as such Committee.

The Health & Morals Committee having approved the Petition of P. Johnson for a retail liquor license the same was on motion of Delegate Crippen adopted.

The report of the Health & Morals Committee to whom was referred a Joint Resolution requiring the Water Commissioners to furnish Hydrant. Hose and fire water for the purpose of cleaning the garbage wagons, was read and on motion of Delegate

Crispen adopted and is as follows, to wit:-

San Diego, Cal. Sept. 21, 1891.

To the Hon. Board of Delegates,

Gentlemen:-

In the matter of furnishing hose, hydrant, & fire water, as incorporated in the accompanying resolution, for the purpose of cleaning garbage wagons. We your Committee would respectfully report.

In our judgment it is the business of the garbage men to keep their wagons clean just as much as it is the business of any citizen to keep his premises clean. The garbage is hauled by private parties & paid for & garbage men should be compelled to keep their wagons in such shape that they will not be obnoxious to any one.

Respectfully

E. O. Harper

B. A. Meltzmann

Fred. Baker

Health
Municipal
Committee

The report of the Water Committee and of Water Commissioners on the petition of residents of Pt. Loma for the extension of the water system to Pt. Loma were read and on Motion of Delegate Crispen adopted and is as follows, to wit:-

To the Honorable The Board of Delegates of the City of San Diego, California:-

Your Water Committee to whom was referred the petition of property owners on Point Loma, asking the City to extend a water main from the stand pipe near Old Town over Point Loma to the Government Reservation would respectfully report.

That they have investigated said petition and find that the statements made therein are true, and your Committee would recommend that the prayers of said petitioners be granted and that the City lay a water main from a connection with the stand pipe giving stand pipe pressure, starting with a six inch pipe for such distance and over such route as the City Engineer may direct and design, the balance to be of such smaller size as the Water Commissioners may decide upon.

W. J. Grant

Chas. H. Pauley

Water
Committee

Said report of the Water Commissioners is as follows, to wit:-
 San Diego, California, Sept. 19/91.

We, your Water Commissioners would recommend that the prayer of the property owners of Point Loma that a water main be extended centrally through the point, to the Government reservation, on such route as the City Engineer may designate, be granted.

The main to be six inches in diameter at, or near the stand pipe, and to be completed with such smaller pipe as may be considered practical.

E. N. Elliott } Water Commissioners
 J. M. Shaw }

Delegate Nutzeu now enters and takes his seat in the Board.

The report of the Finance Committee to whom was referred the claims of J. Stur for refund of money paid for Certificate of Sale of property for taxes was read and on motion of Delegate Thorpe adopted by the following vote, to wit:-

Ayes: Delegates Thorpe, Crippen, Miller, Mitzmann, Nutzeu and Williams.

Noes: Delegates Pandy, Nason, Burns, Baker, & Proak.

Absent: Delegates Adiger, Conn, Escher, Price & Dauds.

Said report as adopted is as follows, to wit:-

To the President and Honorable Members of the Common Council,

We your Finance Committee to whom was referred the petition and claims of various citizens for return of money paid to the City on double assessments, erroneous tax sales etc., would report as follows: While it may appear unnecessary at this late day to censure the former Treasurer & Tax Collector and his deputies in the method in conducting the business of said departments, your Committee still feel obliged to report, that from the number of citizens presenting claims for redress to this Council, a deplorable state of affairs undoubtedly existed in said departments & in the careless way of conducting the books thereof. The majority of claims presented to your Committee are the direct outcome of clerical errors, inadvertence & inefficiency in general, and consequently could have been avoided had the incumbents been capable & realized the responsibilities

of their positions. Your Committee would therefore suggest to the Honored gentleman who now fills the position of City Treasurer & Tax Collector, that he exercise due diligence & bring his department to the highest state of efficiency. It is to be hoped that hereafter more respect & attention will be given to the rights & property of the tax payer than has been the rule heretofore. Your Committee believe, that when a tax payer has paid his taxes for the current year, he should have the satisfaction of knowing that his property will not be placed in jeopardy by its being doubly assessed, taxes marked unpaid, when they have been paid, sold for delinquent taxes, and other avoidable mistakes, which may put him to great inconvenience and expense.

Your Committee would recommend, that the sum of \$29³⁵ be refunded to J. Stur or his duly accredited representative, out of the delinquent tax fund for the year 1890 on purchase made by said J. Stur at the City Tax Sale for delinquent taxes of the D. E. 1/4 of Pueblo Lot 1107, and that he be required to return to the City Treasurer, Certificate of Sale No. 76 on the payment of the above amount.

Your Committee would further recommend, that the sum of \$36⁰⁸ be refunded to J. Stur, or his duly accredited representative, out of the delinquent tax fund for the year 1890, on purchase made by him, at the City tax sale for delinquent taxes, of Lot L. Bk. 19 Norton's Addition, and that he be required to make affidavit, before a Notary Public, certifying to the loss of original Certificate of Sale No. 123, for year 1889, and that the affidavit & all copies of tax certificate No. 123, be given to the City Treasurer on payment of the above amount.

Your Committee would further recommend, that the sum of \$4⁰¹ be refunded to J. Stur, or his accredited representative, out of the delinquent tax fund for the year 1888, on purchase made by him at the City tax sale, for delinquent taxes of the acre Lot 27, Sorrento, on the production of Certificate of Sale No. 350, at the City Treasurer's Office. Your Committee believe that said J. Stur should look to the County for the return of money paid for recording the before mentioned certificate of sale. The City cannot pay back money she has never received.

Your Committee would conclude their report by

recommending the sum of \$8⁰⁰ be paid to C. Norham out of the delinquent tax fund for the year 1890, on the production of Affidavit made before Notary Public, which shall certify that improvements are only on Lot 14 BKK 189 San Diego Land & Town Co. Add. & not none on Lot 11 of same BKK & of same Addition.

Georgist Creppen } Finance
B. F. Mertzmann } Committee

The report of the City Engineer estimating the cost of grading 4th Street from the South line of Ivy Street to the South line of University Avenue. Also the cost of paving, guttering, curbing, sidewalking and sewerage from the South line of Ivy Street to the North line of Palm Street, was read and on motion of Delegate Nason referred to the Street Committee.

A Communication from the Board of Public Works transmitting the report of the City Engineer together with Plat showing the land asked to be dedicated by the City for the opening of H¹ Street was read whereupon on Motion of Delegate Nason said report was referred back with instructions to include a 60 feet roadway North from A Street to the County road to be known as D¹ Street.

The following report of the City Engineer in relation to D Street was read & on Motion of Delegate Trout referred to the Street Committee.

San Diego, Cal. Sept. 21st, 1891.

To the Hon. Common Council, City of San Diego;

Gentlemen:-

In accordance with your request I herewith present Plan and Profile of D Street from 15th St. to 33rd St. The Blue lines on Profile show the grade as already established, the Red lines show proposed grade.

Respectfully
J. M. Shaw
City Engineer.

The statement of the Auditor for the Month of

August, 1891, was presented and referred to the Finance Committee.

Petition of property owners to have certain streets and Alleys closed in the townsite of Moreno was read and referred to the City Lands Committee.

Petition of residents on University Heights, recommended by the Chief Engineer of the Fire Department, to have a Fire Hydrant located on University Boulevard, was read and referred to the Committee on Fire.

A Joint Resolution Authorizing the Board of Police Commissioners to appoint two additional Policemen for the City of San Diego, was read and Delegate Mason moves to adopt, which motion was lost by the following vote, to wit:—

Yeas- Delegates Pauley: Burns & Miller.

Ays- Delegates Sharpe: Crippen: Mason: Baker: Probst:

Mertzmann: Metzger & Willard.

Absent- Delegates Ridger: Conn: Escher: Price & Doug.

Whereupon the Board adjourned until Monday Sept. 28th, 1891, at 7:30 O'Clock, P. M.

A. H. Williams
President Board of Delegates

K. Jewell
City Clerk

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, Sept. 28th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present-Delegates Thorpe: Crippen: Pauley: Nason: Burns:
Miller: Prout: Mertzmann: Nitzell: Williams & Clerk Harv.

Absent-Delegate Baker: Adiger: Conn: Escher: Price
and Lamb.

The minutes of adjourned meeting held Sept. 21st were read and approved.

The report of the City Lands Committee to whom was referred the petition to have certain streets & alleys closed, in the townsite of Morena was read, and on motion of Delegate Crippen adopted, and is as follows, to wit:-

San Diego, Cal. Sept. 28, 1891.

To the Honorable Board of Delegates:-

Gentlemen:

The City Lands Committee beg to report on the matter of closing the streets at Morena, that the matter be referred to the City Engineer with instructions to make a survey & report the most feasible route for a road through Morena, before taking further action

Respectfully

B. A. Mertzmann } City Lands
E. C. Thorpe } Committee
H. W. Nitzell }

The following Joint Resolution heretofore adopted by the Board of Aldermen was read, and on motion of Delegate Prout adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns:
Miller: Prout: Mertzmann: Nitzell and Williams.

Notes - Minutes

Absent - Delegates Baker: Rediger: Conn: Escher: Price & Doud.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 92.

Be it resolved by the Common Council of the City of San Diego, that the City Engineer be, and he is hereby instructed to make correct tracings of the following original maps now on file in the City Clerk's Office, to wit:-

The official map of the Pueblo Lands of San Diego, made by C. H. Poole in 1856.

The official map of the Pueblo Lands of San Diego, made by James Pascoe in 1870. And of the official map of a portion of the Pueblo Lands of San Diego, made by Clayton & Kesse in 1850; and that when said tracings are so made, that the City Clerk compare the same with the said originals, and certify that the same are correct tracings of such originals; And that said tracings be for public use instead of said originals; That said original maps be placed in the City Vault in Treasurer's Office for safe keeping.

Delegate Baker now enters and takes his seat in the Board.

The following Joint Resolution authorizing the use of wooden lath in the construction of the Opera House, and heretofore adopted by the Board of Aldermen was read and on motion of Delegate Crippin adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippin: Pauley: Mason: Burns: Miller: Baker: Prout: Mertzmann: Metzger & Hillman.

Noes - None.

Absent - Delegates Rediger: Conn: Escher: Price & Doud.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 93.

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

That permission be, and the same is hereby granted to the San Diego Opera House Co. to use wooden laths in the construction of the Opera House now in course of erection on 14th and 5th Streets between B & C

Streets in said City, and the Board of Public Works of said City are hereby instructed to permit the use of the aforesaid wooden laths in the construction of said Opera House aforesaid.

The Petition of M. German for permission to grade Union Street in front of Lots 506, Block 59, and Ivy Street in front of Lot 6, Block 59, of Middletown was presented and referred to the Street Committee.

Petition of A. J. Riley for refund of taxes paid on erroneous assessment was presented and referred to the Finance Committee.

Petition L. Manasse for refund of taxes paid on erroneous assessment was presented and referred to the Finance Committee.

An Ordinance heretofore adopted by the Board of Aldermen, and being "An Ordinance in relation to Dogs and licensing the same" was read and Delegate Baker moves to adopt.

Delegate Conn now enters and takes his seat in the Board.

Delegate Mertzmann now moves an amendment to Section 1, to make the annual license due and payable on the 1st day of June of each year which said amendment was adopted.

Whereupon on motion of Delegate Pauley Section 2 was amended to make the compensation of the Pound Keeper one dollar for the impounding and killing of Dogs, instead of two dollars.

Whereupon said Ordinance as amended was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Mason: Burns: Miller: Baker: Prout: Mertzmann: Metzger & Williams.
Noes-None.

Excused from Voting- Delegate Conn.

Absent- Delegates Rediger: Escher: Price & Doud.

Said Ordinance as adopted is as follows, to wit:-

Ordinance Number

An Ordinance in relation to dogs and licensing the same.

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

Sec. 1. No person owning or having control of any dog shall suffer or permit the same to be, or remain in any portion of the following described limits, to wit: Commencing on the Bay front and running along Quince Street to the west line of the City Park; thence south along the west line of the City Park, to the north line of Corrothers Addition; thence east on the north line of Corrothers Addition, to the northeast corner thereof; thence south on the east line thereof, to the south line of the City Park; thence east on the south line of the City Park to 31st Street; thence south on 31st Street on a direct line to the bay; thence along the bay front to the place of beginning, unless an annual license tax of one (\$1.00) dollar for a male dog, and two (\$2.00) dollars for a female dog for each current year, be first paid. Each annual license tax so paid shall expire on the first day of June of each year. And unless such dog has around its neck a collar and have attached thereto a metallic tag or plate, issued by the Tax Collector, having thereon the number of the license issued for said dog and figures indicating the year for which the license tax has been paid.

Sec. 2. Every dog found within said described bounds, in violation of this ordinance shall be impounded and if not claimed for, or by the owner within three days and costs and charges paid for keeping such dog at the rate of twenty five cents per day, and one dollar for impounding the same, it shall be the duty of the pound keeper to kill or cause to be killed, and delivered to the City garbage scow, such dogs within four days after the expiration of the aforesaid three days of redemption, provided, however, that said poundkeeper may sell such dogs for said costs and charges at private sale, at any time within said four days. For each and every dog so impounded, kept and killed, and delivered to the garbage scow, the said pound keeper upon his sworn statement shall be paid from the moneys received from said dog tax, and only from such moneys, the sum of one dollar,

which said sum of one dollar shall be, and constitute the only charge against the City, by the pound keeper, for the impounding, keeping, killing and the delivery at the City garbage heap, of the carcass of any such dogs.

Sec. 3. It shall be the duty of the pound keeper to impound any dog found within said described limits in violation of any of the provisions of this ordinance provided, however, that any dog found within said limits accompanying parties residing outside of said limits, shall upon notification, tie or take care of such dogs, or the same will be impounded.

Sec. 4. The pound-keeper shall have authority to appoint such deputy pound-keepers as he may require, who shall be paid by the pound-keeper out of the fees and fines allowed him, under this ordinance.

Sec. 5. It shall be the duty of any and all persons owning or harboring any dog or dogs in said described limits to keep the same in such manner so that the peace and quiet of the neighborhood and traveling public will not be disturbed.

Sec. 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 7. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

Delegate Burns calls up the matter of a petition to have a Fire Hydrant located on University Boulevard, the same having been presented to this Board at its last meeting and referred to the Fire Committee and said Committee not being present, Delegate Prout thereupon presented the following Joint Resolution which was read and on motion of Delegate Crippen adopted, by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Bader: Prout: Conn: Mertzmann: Netzel & Williams.
Noes-None.

Absent-Delegates Rediger: Escher: Price & Sons.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 94.

Be it resolved by the Common Council of the City

of San Diego, as follows, to wit:-

That the San Diego Water Company be, and it is hereby authorized and instructed to place a fire hydrant on University Boulevard, at a point to be designated by the Board of Water Commissioners.

Delegate Pauly presented the following Joint Resolution which was read and adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Nixon: Burns: Miller: Baker: Prout: Conn: Mertzmann: Nitzell and Williams.

Nays- None.

Absent- Delegates Rediger: Escher: Price & Road.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 101.

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

That J. N. Snyder be granted permission to construct a Bituminous sidewalk in front of Lot H. Block 36, on D Street and that J. Louis be granted the same privilege for a sidewalk in front of Lot C. Block 18, on 5th Street. Said work to be completed within 30 days, and to the satisfaction of the Board of Public Works; and subject to removal upon the order of the Board of Public Works.

Whereupon the Board adjourned until Monday, Oct. 5th, 1891, at 7:30 O'Clock P.M.

R. J. G. W. C.
Cty. Clerk

A. H. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego, California, Oct. 15th, 1891.

This being the time and place to which the Board
adjourned, In the absence of the President the
Clerk called the Board to order.

Present - Delegates Thorpe: Pauley: Burns: Miller: Basker:
Prout: Mertzmann: Nibbel & Christ Wase.

Absent - Delegates Crippen: Nason: Rediger: Can: Tucker:
Price: Dodd & Williams.

There not being a quorum present, thereupon,
on motion of Delegate Thorpe, the Board adjourned
until Monday, Oct. 12th, 1891, at 7:30 O'clock P.M.

K. J. Wase
City Clerk

H. A. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California, Oct. 12th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock, P.M., with President Williams presiding.

Present-Delegates Crispen: Nason: Burns: Miller: Baker: Prout: Rediger: Mertzmann: Escher: Nutze: Williams and Clerk Ware.

Absent-Delegates Thorpe: Pauly: Conn: Price & Doud.

The minutes of adjourned meeting held Sept. 28th and of regular meeting held Oct. 5th were read & approved.

A message from the Mayor transmitting the report of the Water Commissioners for the month of Sept. was read and filed.

The report of the Water Commissioners for the month of September was read and filed.

Delegate Pauly now enters and takes his seat in the Board.

The Clerk notifies the Board of the non-concurrence of the Board of Aldermen in this amendment to the Ordinance, licensing dogs, in which the compensation of the Pound Keeper is fixed at \$1.00 for impounding and killing dogs, and that said Board of Aldermen had appointed a Conference Committee of two, consisting of Aldermen Brandt and Cull; to act in conjunction with a like Committee from this Board.

Whereupon on motion of Delegate Nutze, President Williams appointed as such Committee, Delegates Miller and Rediger.

The report of the Street Committee to whom was referred the petition of M. German for

permission to grade in front of Lots 5, 6, Bk 59, Union Street and Lot 6, Bk 59 City Street Middletown, was read and on Motion of Delegate Mertzmann adopted and is as follows, to wit:-

To the Board of Delegates.

Gentlemen:-

The your Street Committee recommends that the above petition be granted.

Respectfully Submitted,

Chas. W. Pauley.

George N. Crippen.

W. W. Witzell.

Street Committee

The report of the Joint Street Committee, to whom was referred the Petition of the Coronado Railroad Company for a franchise was read, and on motion of Delegate Crippen adopted.

Said report is as follows, to wit:-
To the Common Council.

Gentlemen:

In the matter of the petition of the Coronado Railroad Company for a franchise for a steam railroad; Your Street Committee recommends that the prayer of the petitioners be granted; and the franchise granted upon the assignment to the Coronado Railroad Company, and the relinquishment by them of the franchise now held under Ordinance No. 149, and that upon the granting of the new franchise, the Ordinance granting the same, shall contain a clause forfeiting said franchise as granted by Ordinance No. 149.

H. P. Whitney.

Chas. W. Pauley.

W. W. Witzell.

Geo. N. Crippen.

Joint Street Committee

San Diego, Oct 12/91.

Delegate David now enters and takes his seat in the Board.

The report of the Finance Committee to whom

referred the Message of the Mayor, requesting that the Compensation of the Expert be fixed by the Council, was read and on Motion of Delegate Pausy adopted, and is as follows, to wit:-

To the Honorable Members of the Board of Delegates:
Gentlemen:

Your Finance Committee to whom was referred the fixing of Compensation of an expert, to examine the Books & Records of the various departments of the City, beg leave to report as follows: That the sum of \$10.00 per day be paid for said experts services, and that eight hours be considered a days work.

George H. Crippen / Finance
B. A. Mertzman / Committee

The report of the Finance Committee, to whom was referred the petition of A. J. Riley for refund of taxes overpaid, was read and on motion of Delegate Crippen adopted, and is as follows, to wit:-
San Diego, California, Oct. 12/91.

To the Honorable the Board of Delegates of the City of San Diego.

Your Finance Committee to whom was referred the claim for overassessment of A. J. Riley would recommend, that the same be not allowed, as the proper place for redress was before the Board of equalization.

George H. Crippen / Finance
B. A. Mertzman / Committee.

The report of the Finance Committee to whom was referred the petition of Lucia Manasse for refund of taxes over paid was read and on motion of Delegate Prout adopted.

Said report is as follows, to wit:-

San Diego, California Oct. 12/91.

To the Honorable Board of Delegates of the City of San Diego:

Your Finance Committee to whom was referred claim of Lucia Manasse for over assessment of 50 acres

of land in Pueblo Lot 1175, would respectfully report, that the refunding of Rates on same is not within the power of the City Council.

George H. Crippen (Finance)
B. A. Mertzmann. } Committee.

The following report of the City Engineer on the proposed extension of the water system to Pt Loma was read:-

San Diego, Cal. October 12th, 1891.
Hon. Board of Water Commissioners
City of San Diego, Calif.
Gentlemen:-

In reference to the proposed Pipe line to supply Rosville and vicinity with water in accordance with Petition as presented, I beg to make the following report: That a 12" Pipe be connected with the 16" inch Pipe east of the stand pipe and run on Arias to Chestnut St. thence on Chestnut St to a connection with the 12" pipe at reservoir in Block 477, a distance of 2950' - at the intersection of Webster and Washington St. on the 12" pipe running toward Pacific Beach an 8" inch pipe should be connected and run along Washington St. to Juan St. thence along Juan St. to Riley St. thence along Riley to the boundary of Old Town thence across Pueblo Lots 336, 314, 240, 221 and 210, a distance of 10,600' thence across Pueblo Lots 210, 207, 200, 201 and 196, with a 6" inch pipe, a distance of 10,000' thence across Pueblo Lots 196, 191, 182, 146 and 144 with a 4" pipe, a distance of 5600'.

The additional 12" pipe from stand pipe to the reservoir pipe is recommended as it will enable a greater pressure to be maintained on the Pacific Beach line and will bring the entire Pacific Beach tract under the City water system.

Respectfully

A. M. Shaw

City Engineer.

Whereupon the following Joint Resolution was read, and on Motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Nason: Burns: Miller:
Baker: Prout: Mertzmann: Escher: Doud: Nitzell and
Williams.

Noes-Delegate Rediger.

Absent-Delegates Thorpe: Conn & Price.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 96

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

That the San Diego Water Company be, and it is hereby authorized and required to put in a main pipe, twelve inches in diameter, and reduce to 8, 6 and 4 inches in size, as may be directed by the Board of Water Commissioners of the City of San Diego, commencing at a point on the 16 inch main east of the stand pipe at Old Town, at or near Prias Street, and running thence to Point Loma. The exact route to be designated by said Board of Water Commissioners.

Said pipe to be put in under the terms and conditions prescribed in a certain sub-lease, made with Bryant Howard et al. and the City of San Diego, on the 18th day of April 1891, under and by virtue of "Joint Resolution No. 56" of the Common Council of said City.

A Joint Resolution authorizing M. Herman to grade Union Street in front of lots 5 & 6 Block 59, and Ivy Street in front of lot 6 Block 59, Middletown was read, and on motion of Delegate Crippen, adopted, by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Nason: Burns: Miller: Baker:
Prout: Rediger: Mertzmann: Escher: Doud: Nitzell
and Williams.

Noes-None.

Absent-Delegates Thorpe: Conn & Price.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 97

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

That M. Herman be, and he is hereby granted permission to grade

Union Street in front of lots 5 and 6 Block 39 and Ivy Street in front of lot 6 Block 39, Middletown to the center line of said streets and to the established grade thereof; and that the City Engineer be instructed to issue his certificate therefor in accordance with the law.

The following Joint Resolution heretofore adopted by the Board of Aldermen was read and on motion of Delegate Escher adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Mason: Burns: Miller: Baker: Trout: Rediger: Mertzmann: Escher: Doud: Mitchell & Williams.
Noes-None.

Absent-Delegates Thorpe: Conn & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 95.

Be it resolved by the Common Council of the City of San Diego:

That the City Attorney be & he is hereby instructed to examine all ordinances of a general nature now in force, and instruct the City Clerk what ordinances are now in force that he may compile the same for publication.

Petitions from J. A. Bennett and A. N. Van Dusen & Co for retail Liquor license were presented & referred to the Health & Morals Committee.

The petition of resident of Old Town for an extension of the water main and the recommendations of the Water Commissioners was read.

Whereupon the following report of the Water Committee was read and on motion of Delegate Crippen adopted, by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Mason: Burns: Baker: Trout: Escher & Williams.
Noes-Delegates Miller: Rediger: Mertzmann: Doud and Mitchell.

Absent-Delegates Thorpe: Conn & Price.

Said report as adopted is as follows, to wit:-

To the Common Council:

Gentlemen:-

The Joint Water Committee recommends that the petition of residents of Old Town for an extension of the water system be granted, and that the accompanying Joint Resolution be passed.

Respectfully Submitted.

H. R. Christian Chairman

O. C. Brandt.

W. J. Prout.

Chas. W. Pauly. (Joint Water Committee)

San Diego 10/12/91.

A Joint Resolution requiring the Water Company to extend pipe in Old Town was read and a motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauly: Nason: Burns: Miller: Baker: Prout: Mertzmann: Excher: Doud: Metzell and Williams.

Nays- Delegate Rediger.

Absent- Delegates Thorpe: Conn & Price.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No. 98.

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

That the San Diego Water Company be, and it is hereby authorized and required to extend a two and a half (2 1/2) inch main in Twiggs Street Old Town, from the main in San Diego Avenue, to the west line of Stockton Street.

The following communication from the Board of Supervisors showing the assessment of the Branches, roadway, roadbed, rails and rolling stock of the California Southern Railroad Company, was read and ordered spread upon the records. Said communication is as follows, to wit:-

A report of the Board of Supervisors of San Diego County of the assessment of the California Southern Railroad Company and the Pullman Palace

Car Company, as made by the State Board of Equalization, for the year 1891-92, to
City of San Diego

State of California }
 County of San Diego } ss

I, M. M. Gassaway, County Clerk of the County of San Diego, State of California, and ex-officio Clerk of the Board of Supervisors of said County, Hereby Certify, that at a special meeting of the Board of Supervisors, held September 28th, A. D. 1891, the assessment of the franchise, roadway, roadbed, rails and rolling stock, of the ^{San Diego} California Railroad Company, as made by the State Board of Equalization, was apportioned.

And it was ordered and declared, inter alia, that the length of main track of said Railroad Company in City of San Diego is 21 miles.

And that the value per mile of said franchise, roadway, roadbed, rails and rolling stock of said Railroad Company is \$5265.37.

And the assessment of the rolling stock of the Pullman Palace Car Company, as made by the State Board of Equalization, was apportioned.

And it was ordered and declared, inter alia, that the length of main track of the railroad over which the rolling stock of said Pullman Palace Car Company runs in City of San Diego is 21 Miles.

And that the value per mile of said rolling stock of said Pullman Palace Car Company is \$11.48 per mile.

Witness my hand and the seal of the Board of Supervisors, this 29th day of September, A. D. 1891.

Seal

M. M. Gassaway
 Clerk

By C. N. Thompson
 Deputy

The Petition of property owners to have Cth Street graded was read and referred to the Street Committee.

The Petition of Jno. A. Marks for an extension of the water system was presented and on Motion

of Delegate Prout referred to the Water Commissioners.

A Joint Resolution fixing the the rates to be charged for Water used for Irrigating purposes, together with a Communication from the Water Commissioners and the Joint Water Committee recommending the passage of said resolution were read and on motion of Delegate Prout referred to the City Attorney.

On motion of Delegate Muthmann, Delegate Preece's leave of absence was extended 30 days.

Whereupon the Board adjourned untill Monday October 19th, 1891, at 7:30 O'Clock, P. M.

K. J. Ware
City Clerk

A. A. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the
Board of Delegates of the City
of San Diego, California, Oct 19th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M. with President Williams presiding.

Present Delegates Thorpe: Crippen: Mason: Burns:
Baker: Praust: Mertzmann: Eschler: Williams & Clerk Thore.
Absent Delegates Pauly: Miller: Rediger: Conn: Price:
Doud and Matzall.

A message from the Mayor recommending that the City Attorney be instructed to appeal to the Supreme Court the case of S. C. Gardau vs. the City, being a suit to quiet title to the East half of Pueblo Lot 1215 was read and filed.

Thereupon on motion of Delegate Baker the City Attorney was so instructed.

The Health & Morals Committee having approved the Petitions of J. R. Bennett and A. H. Van Dusen & Co for retail Liquor license the same were, on motion of Delegate Mertzmann, granted.

The report of the Joint Street Committee was read and on motion of Delegate Thorpe adopted and is as follows, to wit:-

To the Common Council:

Gentlemen:-

The Joint Street Committee reports; that they have referred the matter of grading of Fourth Street, from Ivy Street to University Avenue, to the City Attorney for his opinion as to the legality of the assessment.

The Committee also think it necessary that they have further time on the matter of establishing the grade of D Street. We hope to have our report in the matter ready at the next meeting of the Board.

Respectfully Submitted.

A. E. Nutt.
H. P. Whitney.
Chas. W. Pauley.
George Crippin.

Joint
Street
Committee

The report of the City Engineer together with plat showing the lands that should be reserved for roadway through the townsite of Morena was presented and on motion of Delegate Escher referred to the Street Committee and City Attorney.

Delegate Rediger now enters and takes his seat in the Board.

The Petition of property owners for an extension of the water main in Franklin Avenue together with the recommendations of the Board of Water Commissioners was presented and on motion of Delegate Thorpe referred to the Water Committee.

Petition of R. Lohman for a retail Liquor License was presented and referred to the Health & Morals Committee.

The Statement of the Auditor for the Month of September was presented and referred to the Finance Committee.

The report of the Conference Committee appointed to fix the compensation to be paid the County Keeper for impounding, keeping and killing dogs, was read and on motion of Delegate Crippin adopted by the following vote, to wit:

Ayes - Delegates Thorpe, Crippin, Mason, Burns, Bader, Prout, Rediger, Mertzmann, Escher & Williamson.
Nays - None.

Absent - Delegates Pauley, Miller, Conn, Price, Sand and Metzell.

Said report is as follows, to wit:-

To the Board of Delegates and the Board of Aldermen of the City of San Diego.

Gentlemen:

Your Conference

Committee to whom was referred an ordinance licensing dogs, beg leave to report that they have agreed to fix the fee of the poundkeeper for his services when paid by the City at (\$1.50) one dollar and fifty cents for each dog as provided in the ordinance, and recommend that the ordinance be so amended.

C. C. Brandt }
 O. J. Dill } Committee
 Paul A. Rediger }

Whereupon on motion of Delegate Trout the ordinance as amended was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Nason: Burns: Baker:
 Trout: Rediger: Mitzmann: Escher & Williams.
Noes- None.

Absent- Delegates Pauly: Miller: Conn: Price:
 Dand & Nuttall.

Said ordinance as adopted is as follows, to wit:-

Ordinance No. 138.

An Ordinance in relation to dogs and licensing the same.

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

Sec. 1. No person owning or having control of any dog shall suffer or permit the same to be or remain in any portion of the following described limits, to wit:-

Commencing on the bay front and running along Quince Street to the west line of the City Park; thence south along the west line of the City Park to the north line of Corcoran Addition; thence east on the north line of Corcoran Addition, to the north east corner thereof; thence south on the east line thereof to the south line of the City Park; thence east on the south line of the City Park to 31st Street; thence south on 31st Street on a direct line to the bay; thence along the bay front to the place of beginning, unless an annual license tax of one (\$1.00) dollar for a male dog, and two (\$2.00) for a female dog for each current year, be first paid. Each annual license tax so paid

shall expire on the 1st day of June of each year. And unless such dog has around its neck a collar and have attached thereto a metallic tag or plate, issued by the Tax Collector, having thereon the number of the license issued for said dog and figures indicating the year for which the license tax has been paid.

Sec. 2. Every dog found within said described bounds, in violation of this ordinance shall be impounded and if not claimed for, or by the owner within three days and costs and charges paid for keeping such dog at the rate of twenty five cents per day and one dollar for impounding the same, it shall be the duty of the poundkeeper to kill or cause to be killed, and delivered to the City garbage scow, such dogs within four days after the expiration of the aforesaid three days of redemption, provided, however, that said poundkeeper may sell such dogs for said costs and charges at private sale, at any time within said four days, for each and every dog so impounded, kept, and killed, and delivered to the garbage scow, the said poundkeeper, upon his sworn statement shall be paid, from the money received from said dog tax, and only from such money, the sum of one dollar and fifty cents, which said sum of one dollar and fifty cents shall be and constitute the only charge against the City by the poundkeeper for the impounding, keeping, killing, and the delivery at the City garbage scow of the carcass of any such dogs.

Sec. 3. It shall be the ^{duty of the} poundkeeper to impound any dog found within said described limits in violation of any of the provisions of this ordinance, provided, however, that any dog found within said limits accompanying parties residing outside of said limits, shall upon notification, tie or take care of such dogs, or the same will be impounded.

Sec. 4. The poundkeeper shall have authority to ^{appoint} such deputy poundkeepers as he may require, who shall be paid by the poundkeeper out of the fees and fines allowed him, under this ordinance.

Sec. 5. It shall be the duty of any and all persons owning or harboring any dog or dogs in said

described limits to keep the same in such manner so that the peace and quiet of the neighborhood and traveling public will not be disturbed.

Sec. 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 7. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun

An ordinance dedicating certain lands of the City of San Diego, for use as public streets was read and on motion of Delegate Prout adopted by the following vote, to wit:-

Ayes- Delegates Pharr: Crippen: Nason: Burns: Baker: Prout: Rediger: Markmann: Escher & Williams.
Noes- None.

Absent- Delegates Pauley: Miller: Conn: Price: Dand & Metzger.

Said ordinance as adopted is as follows, to wit:-

Ordinance No. 139.

An ordinance dedicating certain lands of the City of San Diego as a public street:

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

Section 1. That the real property hereinafter described, be, and the same is hereby set apart and forever dedicated to the use of the public as such street.

Section 2. The following is the description of the said real property: All that certain lot, piece or parcels of land situate, lying and being in the City of San Diego, County of San Diego, State of California, bounded and particularly described as follows, to wit: Commencing at the North east corner of Blk 464 in N. 4 North's Addition to the City of San Diego as per map on file in the office of the County Recorder of San Diego County, thence North Six hundred (600) feet more or less to the westerly line of the twenty (20) feet roadway dedicated by the City of San Diego. thence S. 17 degrees E. two hundred and five (205) feet more or less

along westerly line of said roadway, thence south three hundred and eighty nine (389) feet more or less, thence west sixty (60) feet to the point of beginning. Also all that certain lot, piece or parcel of land situate lying and being in the City of San Diego, County of San Diego, State of California bounded and particularly described as follows to wit: Commencing at the south east corner of Block one (1) Central Homestead as surveyed and drawn by M. G. Wheeler November 1872 thence north Twelve hundred and thirty (1230) feet more or less to a point where the westerly line of the twenty (20) feet roadway as dedicated by the City of San Diego intersects the easterly line of Pueblo Lot 1344, thence south 17 degrees east along westerly line of said roadway Two hundred and five (205) feet more or less, thence south one thousand and thirty four (1034) feet more or less to the intersection of the north line of A. Street, thence west sixty (60) feet to the point of beginning.

Section 3. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the official paper of the City of San Diego.

On motion of Delegate Prout, Delegate Nason was appointed on the Street Committee.

Whereupon the Board adjourned until Monday Octo 26th 1891, at 7:30 O'Clock P.M.

K. Jewell
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board of Delegates
of the City of San Diego, California
October 26th, 1891.

This being the time and place to which the Board
adjourned, the President called the Board to order.

Present- Delegates Nason: Burns: Miller: Redger:

Mertzmann: Williams and Clark: Hale.

Absent- Delegates Thorpe: Crippen: Pauley: Baker: Prout:

Conn: Escher: Orie: South and Nettell.

There not being a quorum present thereupon
the Board adjourned until Monday, November 28
1891, at 7:30 P.M.

K. J. Wane
City Clerk

H. A. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego, California, Nov. 25, 1891.

A regular Meeting of the Board of Delegates was held this
day at 7:30 O'Clock P.M. with President Williams presiding.
Present - Delegates Thorpe: Crippen: Nason: Burns: Miller: Prout:
Adiger: Cohen: Mertzmann: Williams & Clerk Ware.

The minutes of adjourned meetings held Oct. 19th and
Oct 26th were read and approved.

A Communication from the Board of Fire Comm-
missioners transmitted by the Mayor, endorsing the
Garnwell Fire Alarm system and recommending that
the Council take some action to have said Fire Alarm
System established in the City, was read and referred to the
Committee on Fire.

After giving notice the President did, in open
Session sign Ordinance No. 138 being an Ordinance in
relation to Dogs and Licensing the same, also Ordinance
No. 139 being an Ordinance dedicating land for certain
streets in the City of San Diego.

The report of the Street Committee on the petition
to have certain streets in the townsite of Mesena
closed was read and on motion of Delegate Prout
adopted, and is as follows, to wit:-
To the Board of Delegates

Gentlemen:

The Street Committee
recommends that the petition of property owners
to have certain streets in the townsite of Mesena
closed, be granted.

C. W. Pauley

Arthur G. Nason.

The report of the Finance Committee to whom
was referred the report of the Auditor for the month

of August was read and on motion of Delegate Rediger adopted. Said report is as follows, to wit:-

San Diego, Cal. Oct. 26th, 1891.

To the Board of Delegates,

Gentlemen:

We your Finance Committee have examined the Auditor's report for the month of August and would that we found it correct, we therefore would recommend that the report be accepted and placed on file.

Finance Committee

George H. Crippen

B. A. Metzmann

M. M. Conn

Delegate Baker now enters and takes his seat in the Board.

The report of the Water Committee on the petition to have a water main extended in Franklin Avenue was read and on motion of Delegate Conn adopted, and is as follows, to wit:-

To the Hon the Board of Delegates:

Gentlemen:

The Water Committee to whom was referred the petition of residents to have a Water Main laid in Franklin Avenue from 24th to 26th Streets, recommends that the same be granted, and that the accompanying Joint Resolution be adopted.

Respectfully Submitted

W. J. Prout } Water
Chas. H. Peuley } Committee

The following report of the City Engineer in the matter of grading Ivy Street was read and referred to the Street Committee -

San Diego, Cal. Nov 28 1891.

Honorable Common Councils

City of San Diego, Calif.

Gentlemen:

In accordance with instructions from your Hon. body in reference to an estimate of the cost of grading Ivy Street from Atlantic St

to the City Park. I beg to report as follows: The total number of cubic yards of cut is 21200, total of fill 28100 leaving an excess of fill amounting 16900 cu yds, as it is impossible to borrow enough material within a reasonable distance of haul to make the fill and a change in the present established grade sufficient to make up such deficiency would necessitate the changing of the present grade of the sewers within the district covered by such change. I would respectfully request that the matter be referred to your street Committee to investigate the propriety of revising the grades within the City with a view of devising some means by which the existing difficulty of grades may be overcome or at least simplified.

Respectfully Yours &c
A. M. Shaw
City Engineer

Delegate Escher now enters and takes his seat in the Board.

The Majority and minority reports of the Joint Street Committee in the matter of establishing the grade of "D" Street and grading 4th and parking 5th Streets was read.

Delegate Pauley now enters and takes his seat in the Board.

Whereupon on motion of Delegate Ridiger the minority report was adopted by the following vote, to wit:—

Ayes—Delegates Pauley, Nason, Burns, Miller, Barker, Grant, Ridiger, Conn, Mertzmann, Escher & Williams.
Noes—Delegates Thorpe & Crippen.

Absent—Delegates Price, David & Hatzell.

Said report as adopted is as follows, to wit:—
To the Common Council of the City of San Diego, Calif.
Gentlemen:

The Joint Street Committee recommends that the City Attorney be instructed to present a Resolution of Intention to change the grade of "D" Street in conformity with the profile and

plat as made by the City Engineer.

Also,
That a Resolution of Intention to pave, gutter, ~~and~~
curb and sewer Fourth Street, from the south
line of Dry Street to the south line of Palm Street,
and that a Resolution of Intention to pave, gutter
and curb Fifth Street, from the south line of B Street
to the south line of Upas Street, be passed.

Respectfully Submitted,

Chas. W. Fauley } Joint
Arthur S. Mason } Street
Committee

On motion of Delegate Murtzmann the Majority
report of said Street Committee was filed.

The Health & Morals Committee having approved
the petition of L. Lohman for a retail liquor license
the same was on motion of Delegate Rediger granted.

The report of the Police Judge for the month
of October was received and filed.

A Joint Resolution instructing the Board of Public
Works to remove the Electric Light Mast from
the corner of 4th and Walnut Streets was read and
on motion of Delegate Mason laid on the table
for one week.

A Joint Resolution instructing the City Engineer
to present plans and specifications for the
construction of wooden trestles over the Canyons
on B Street was read and on motion of
Delegate Prout adapted, and is as follows, to wit:-

Joint Resolution No. 99.

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

That the City Engineer
be, and he is hereby instructed, to prepare and
present to this Council plans and specifications
for the construction of wooden bridges or trestles
over the Canyons on B Street, between 27th and 28th
Streets, and 29th & 30th Streets.

A Joint Resolution instructing the Board of Public Works to at once advertise for bids for lighting the City for one or five years was read and on motion of Delegate Rediger referred to the Committee on Gas & Electric Lights.

The Petition of T. D. Nixon for a retail liquor License was presented and referred to the Health & Morals Committee.

A Communication protesting against the smoke from the Tower House of the Cable Railway Co. was presented and referred to the Health & Morals Committee.

The petition of John D. Works for an extension of a Water main on University Heights was read and referred to the Water Committee and Water Commissioners.

An invitation from F. C. Storer for the Council to inspect the exhibition of the Lameville Fire Alarm System was read and on motion of Delegate Rediger accepted.

A Communication from Jos. Goldthorpe et al. in the matter of the Maison Riche Restaurant selling wines and liquors without License was read and on motion of Delegate Rediger referred to the Health & Morals Committee.

A Resolution of Intention to change the grade of D. Street from 15th to 22d Street was read and Delegate Prout moves to adopt. Whereupon on motion of Delegate Nason the ^{Western} boundary of the district to be assessed for benefits was changed from the East line of 6th Street to the East line of 15th Street. Whereupon said Resolution of Intention was adopted by the following vote, to wit:-

Ayes. Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker: Prout: Rediger: Coun: Mertzmann: Escher & Williams.

Noes- None.

Absent- Delegates Price: David D. Mitchell.

Said Resolution of Intention is as follows, to wit:-

Resolution of Intention

to Change the grade of D Street from 15th to 22nd Street.

Resolved, that it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

To change the grade of D Street from the east line of 15th Street to the east line of 22nd Street as follows, to wit:

At the southwest corner of D and 16th Streets, from 50 to 56 feet; at the northwest corner thereof, from 50 to 56 feet; at the southeast corner thereof, from 50 to 56 feet; and at the northeast corner thereof, from 50 to 56 feet.

At the southwest corner of D and 17th Streets, from 53 to 62 feet; at the northwest corner thereof, from 53 to 62 feet; at the southeast corner thereof, from 54 to 65 feet; and at the northeast corner thereof, from 54 to 65 feet.

At the southwest corner of D and 20th Streets, from 93 to 97 feet; at the northwest corner thereof, from 93 to 97 feet; at the southeast corner thereof, from 95 to 98 feet; and at the northeast corner thereof, from 95 to 98 feet.

At the southwest corner of D and 21st Streets, from 112 to 118 feet; at the northwest corner thereof, from 112 to 118 feet; at the southeast corner thereof, from 114 to 119 feet; and at the northeast corner thereof, from 114 to 119 feet.

At the southwest corner of D and 22nd Streets, from 141 to 139 feet; at the northwest corner thereof, from 141 to 139 feet; at the southeast corner thereof, from 143 to 140 feet; and at the northeast corner thereof, from 143 to 140 feet.

And the grade of said D Street between the points fixed hereby (from 15th to 22nd Streets) shall be of uniform ascent and descent as shown by the grade maps made by the City Engineer and on file in his office. And that the damages, cost and expenses of making said improvement shall be assessed in proportion to benefits upon a district the exterior boundaries

of which, are hereby fixed, as follows, to wit:-

Beginning at a point one hundred and fifty (150) feet south of the southwest corner of D and twenty-sixth (26) Street, thence running west or westerly producing a line 150 ft from and parallel with the south line of D Street, to a point on the east line of 15th Street, thence north along the east line of 15th Street, to a point one hundred and fifty (150) feet north of the north line of D Street, thence east or easterly producing a line one hundred and fifty (150) feet from and parallel with the north line of D Street to a point on the west line of twenty sixth (26.) Street, thence south along the west line of said 26th Street, three hundred and eighty (380) feet to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in this city, in which this Resolution of Intention shall be published for ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Clerk of this City is hereby directed to publish this resolution in the manner prescribed by law.

A Resolution of Intention to Change the grade of C Street from 12th Street to 24th Street was read and on motion of Delegate Pauley referred to the Street Committee.

An Ordinance vacating certain streets in the townsite of Mexena was read and on motion of Delegate Prout adapted by the following vote, to wit:-

Ayes-Delegates Thorpe, Crippen, Pauley, Nasson, Burns, Baker, Prout, Rediger, Conn, Mertzmann and Williams.

Noes-Delegates Miller & Escher.

Absent-Delegates Price, David & Matzall.

Said Ordinance as adapted is as follows, to wit:-

Ordinance No. 42

An Ordinance permitting certain streets in the townsite of Mexena, in the City of San Diego, to be closed and vacated.

Be it Ordained, by the Common Council of the

City of San Diego, as follows:

Section 1. That the following described streets, alleys, avenues and public places be, and are hereby declared to be vacated and closed and abandoned as public places, and for public purposes. Being all the streets, alleys, avenues and other public places lying and being in that portion of the City of San Diego, surveyed and platted by the name of Modena, as surveyed by William Denton, which lies within the boundaries of the north line of Santa Fe or E. Street on the north, the east line of eighth avenue on the east, and the south side of San Carlos or N. Street on the south, and Alce Bay on the west, excepting also the present road and highway from Old Town to Pacific Beach along First Avenue, and that portion of said road located west of the California Southern Railroad; also all of Fifth Avenue lying south of N. Street; also all of A. Street north to the limit of Modena; also part of E. Street running from eleventh street eastward to limit of Modena.

Section 2. This Ordinance shall take effect and be in force from and after its passage and approval.

Delegate Parry arose to a question of privilege and stated, that in the matter of a Resolution of Intention to change the grade of I Street, that he had requested Mr. Belding Peck of the Board of Public Works to draw said resolution of intention for the Street Committee, as the City Attorney whose duty it was, did not have the time, being otherwise employed.

Thereupon on motion of Delegate Proctor Mr. Belding was given the thanks of this Board for his services in behalf of the Street Committee.

An Ordinance establishing the rate to be charged for water used for irrigating in tracts of one or more acres was read and on motion of Delegate Proctor adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crispen: Pauley: Nason: Burns:
Miller: Baker: Prout: Rediger: Conn: Mertzmann:
Escher & Williams.

Noes- None.

Absent- Delegates Price: Doud & Metzell.

Said Ordinance as adapted is as follows, to wit:-

Ordinance No. 140.

An Ordinance establishing a rate to be charged by the City of San Diego, for water used for irrigating acre tracts in the City of San Diego, State of California, for the year beginning July 1st 1891, and ending June 30th 1892.

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

Section 1. That the rate or compensation to be charged, and collected by the City of San Diego, for the year commencing July 1st 1891, and ending June 30th 1892 to all persons, for water to be used for irrigating one or more acres in one tract, is hereby fixed at ten cents for one thousand gallons, said rate to be paid monthly by meter.

Section 2. This Ordinance shall take effect and be in force from and after its passage and one publication in the San Diego Daily Sun.

An Ordinance to prevent Infants under the age of 16 years from being upon the public streets of the City after 8 O'Clock P.M. was read and on motion of Delegate Conn referred to the Health & Morals Committee by the following vote, to wit:-

Ayes- Delegates Pauley: Nason: Burns: Miller: Baker:
Rediger & Conn.

Noes- Delegates Thorpe: Crispen: Prout: Mertzmann:
Escher & Williams.

Absent- Delegates Price: Doud & Metzell.

An Ordinance granting a franchise to the Coronado Railroad Company for the construction and operation of a steam railroad in the City was read and action thereon deferred for thirty days in accordance with Sec. 14, Chapter 1, of Article 2, of the City Charter.

An Ordinance to prevent the keeping of more than one Cow within certain limits of the City upon any lot or piece of land equal to 3500 Square feet. was, read and on Motion of Delegate Prout to adopt, lost by the following vote, to wit:-
 Noes- Delegates Pauley: Miller: Rediger: Conn: and Mertzman.

Ayes- Delegates Thorpe: Crippen: Nason: Burns: Baker: Prout: Escher & Milliards.

Absent- Delegates Price: Doud & Wetzel.

The report of the Board of Public Works in the matter of opening Milton Avenue was read and on Motion of Delegate Prout referred to the Street Committee. said report is as follows, to wit:-
 Can dig, Oct. 26th, 1891.

To the Honorable, the Common Council,

Gentlemen:

The accompanying petition to have Milton Avenue graded from National Avenue to an intersection with 14th Street is respectfully returned, and this Board recommends that before said Milton Avenue and certain other streets in Manassas and Schiller's Addition are graded, that the Common Council proceed to have the several strips of land, as shown on the plat herewith presented, condemned for street purposes.

Respectfully Submitted

By order of the Board of Public Works
 J. W. Budding Secy.

Whereupon the Board adjourned until Monday November 9th, 1891, at 7:30 O'Clock P.M.

L. Glave
 City Clerk

A. H. Williams
 President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego, California, Nov. 9th, 1891.

An adjourned meeting of the Board of Delegates was
held this day at 7:30 O'clock P.M. with President Williams presiding.
Present: Delegates Crippen: Pauley: Nason: Burns: Miller:
Baker: Frost: Rediger: Conn: Mertzmann: Escher: Nyquist:
Williams & Clerk Ware.
Absent: Delegates Thorpe: Price & Doud.

The minutes of regular meeting held Nov. 28 were read
and approved.

After giving notice President Williams did in open
session sign Ordinance No. 140 being an ordinance fixing
the rates to be charged for water for irrigating acre tracts

A message from the Mayor transmitting the report of
the Water Commissioners for the month of October was
read and filed - Thereupon the said report of the
Water Commissioners was read and filed.

A message from the Mayor transmitting the application
of the Assessor for ten deputies and recommending the
employment of the same was read and filed.

Thereupon the application of Gilbert Annie Assessor
for ten deputies was read and on motion of Delegate
Rediger referred to the Finance Committee.

Delegate Doud now enters and takes his seat
in the Board.

The application of the Board of Water Commissioners
for the employment of a Draughtsman, at a salary of
\$75.00 per month, and recommended by the Mayor,
was read and on motion of Delegate Rediger the
request was granted and referred to the City Attorney
to draw an Ordinance in conformity therewith.

The report of the Street Committee on the Resolution of Intention to change the grade of "C" Street was read and filed.

Said report is as follows to wit:-

San Diego Cal. Nov 9th 1891.

Hon. Board of Delegates

City of San Diego.

Gentlemen:-

Your Committee to whom was referred the Resolution of Intention changing the grade of "C" Street from 12th to 24th Street, beg to report as follows, to wit:-

That said change be made to include that portion of C. Street lying between the east line of 11th St. and the east line of Culverwell and Paggart's Addition as per accompanying Resolution of Intention.

Chas. W. Pauley }
Arthur G. Nason } St Committee
George H. Crippen }

The report of the Joint Water Committee and the Water Commissioners to whom was referred the petition of John D. Works for an extension of the Water main on University Heights, was read and on motion of Delegate Baker adopted.

Said report as adopted is as follows, to wit:-
To the Common Council,

Gentlemen:

The Joint Water Committee and Water Commissioners recommend, that the petition of Jno. D. Works for an extension of the Water main through University Heights one half mile into Pueblo Lots 11 and 1113, be granted, and that the City Attorney be instructed to draw a proper bond for the protection of the City. We also recommend that a 4 inch cast Iron pipe be used for said extension.

N. P. Christian Chew } Joint Water
Chas. W. Pauley } Committee
C. C. Brandt }
W. J. Prout }
E. W. Elliott } Water
J. M. Shaw } Commissioners

The recommendation of the Joint Water Committee, that the Water Commissioners establish the route by which the water mains in A, B, or C Streets shall be extended was read and on motion of Delegate Mertzmann adopted and is as follows, to wit:-

To the Common Council,

Gentlemen:

The Joint Water Committee recommends that the Water Commissioners establish the most feasible route in which pipes shall be extended east in A, B, or C Street, for the purpose of supplying the residents along said streets with city water, and report to the Council as soon as convenient.

N. R. Christian

C. C. Braudt.

W. J. Prout.

Chas. W. Pauly.

} Joint Water
Committee.

The recommendation of the Joint Water Committee and Water Commissioners that the water mains in "H", "N", "J", and "K" Streets be extended to a connection with the main now being laid in 25th Street was read and on motion of Delegate Baker adopted and is as follows, to wit:-

San Diego, Cal. March, 1891.

To the Common Council,

Gentlemen:

The following extensions of water pipes are hereby recommended. That the mains in "H", "N", "J", and "K" Streets, being 6 inch cast iron pipes, be extended to, and connected with the 25th Street main now being put in by the San Diego Water Company, with such gates and specials, as may be deemed necessary by the Board of Water Commissioners, for the purpose of making a circulating system and supplying water to residents on Golden Hill as fast as said extension is made.

N. R. Christian Chm

Chas. W. Pauly.

C. C. Braudt.

W. J. Prout.

E. M. Elliott.

R. M. Phaw.

} Joint Water
Committee.

} Water
Commissioners.

The report of the Health & Morals Committee to whom was referred an Ordinance to prevent infants under the age of 16 years being upon the streets after 8 O'clock P.M. was read and on motion of Delegate Prout adopted. Said report is as follows, to wit:-

San Diego, Cal. Nov. 9. 1891.

The Hon. Board of Delegates of the
City of San Diego.

Gentlemen:-

Your Committee on Health and Morals would respectfully recommend the passage of the Ordinance in relation to infants under 16 years of age being on the streets after 8 O'clock P.M.

B. F. Mertzmann } Committee
Fred Baker }

The Health & Morals Committee having approved the petitions of R. D. Nixon & The Mission Riche for retail liquor license, the same were on motion of Delegate Nuttall granted.

The report of the Committee on Gas, Electric Lights & Telephones, to whom was referred a Joint Resolution requiring the Board of Public Works to advertise for bids for street lighting was read and on motion of Delegate Prout adopted.

Said report is as follows, to wit:-

San Diego, Cal. Nov. 9. 1891.

To the Hon. Board of Delegates,
of the City of San Diego.

Gentlemen:-

Mr. your committee on Gas, Electric Lights & Telephones would respectfully recommend the passage of Joint Resolution No. — instructing the Board of Public Works to advertise at once for bids for light the City for the next fiscal year.

W. W. Nuttall } Committee
Fred Baker }

The Joint report of the Fire Committee of this Board and the Special Committee of the Board of Aldermen appointed to investigate and

report the merits of the Gamewell System of Fire Alarm Telegraph, was read and on motion of Delegate Mason adopted and is as follows, to wit:-
To the Common Council of the City of San Diego,

Gentlemen:-

Your Committee appointed for the purpose of investigating the merits of the Gamewell Fire Alarm System and as to the terms under which said system could be obtained, report as follows:-

We have received the following proposition from the Agent of said Fire Alarm System and recommend that the Gamewell Fire Alarm System be put in under the terms stated, to wit:-

"We will place the system in your city and lease it to you for a period of ten years at a monthly rental of \$100.⁰⁰ and will agree, should you decide to purchase the system, within two years, to allow the amount paid as rental, less 6%, as payment on total amount of purchase price", which is \$7575.⁰⁰

Respectfully Submitted,

John C. Fisher Ch

J. J. Dill

A. H. Gassen

Paul H. Rediger

A. H. Miller

J. A. Escher.

Committee

A Joint Resolution instructing the San Diego Water Company to extend water mains in "G. H." "J. D. K" Streets was read and on motion of Delegate Prout adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Mason: Burns: Miller: Baker: Thout: Rediger: Conn: Mertzmann: Escher: Bond: Metzger and Williams.

Noes- None.

Absent- Delegates Thorpe & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 102.

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

That the San Diego Water Company be, and it is hereby authorized and required to put in main

pipes, extending the mains in "G", "H", "I" and "K" Streets, with 16 inch cast iron pipe, to 25th Street, & connect said pipes with the 25th Street main now being put in. Said pipes to be put in under the terms and conditions prescribed in a certain sublease made with Bryant Howard et al. and the City of San Diego on the 18th day of April, 1891, under and by virtue of "Joint Resolution No. 56" of the Common Council of said City.

A Joint Resolution, requiring the San Diego Water Company to extend a two and one half inch main in Franklin Avenue, heretofore adopted by the Board of Aldermen was read and on motion of Delegate Nitzell adopted by the following vote, to wit:

Ayes- Delegate Crispen: Pauley: Mason: Burns: Miller: Baker: Brandt: Adiger: Dunn: Mertzmann: Escher: Daud: Nitzell and Williams.

Noes- None.

Absent- Delegates Thorpe & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 100.

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

That the San Diego Water Company be, and it is hereby authorized and required to extend a two and one half (2 1/2) inch main in Franklin Avenue from the west line of 26th Street, west 1070 feet.

A Joint Resolution declaring it to be the sense of the Council that a Boulevard be constructed from Old Town to National City and to the Cemetery, and that the Park be permanently improved was read and on motion of Delegate Pauley referred to a special Committee. The President appointed as such Committee Delegates Pauley, Nitzell & Mason.

A Resolution of Intention to open "O" Street from India to Arctic Street was presented and referred to the Street Committee.

The Clerk notified the Board that the Board of Aldermen had appointed a special Committee consisting of Aldermen Christian, Brandt & Sill to confer with a like committee from this Board on the grading of

Fourth Street and paving of Fifth Street - Thereupon on motion of Delegate Escher the President appointed as such Committee the Street Committee.

A Resolution of Intention to Change the grade of "C" Street from the east line of 11th Street to the east line of Culverwell and Paggart's Addition was read and Delegate Escher moves to adopt. Delegate Burns moves an amendment to postpone action for one week, which motion was lost, thereupon said Resolution was adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Nason: Miller: Baskin: Prout: Rediger:

Cons- Merkmann: Escher: Doub: Metzger & Williams.

Noes-Delegate Burns.

Absent-Delegates Thorpe & Price.

Said Resolution of Intention is as follows, to wit:-

Resolution of Intention

To change the grade of "C" Street from the east line of 11th Street to the east line of Culverwell and Paggart's Addition in the City of San Diego, State of California.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following street work to be done, to wit:-

To change the grade from the east line of 11th Street to the east line of Culverwell and Paggart's Addition in the City of San Diego, State of California.

At the southeast corner of "C" and 11th Streets, 78.5 feet; at the northeast corner thereof, 78.5 feet.

At the southeast corner of "C" and 12th Streets, 82.0 feet; at the northwest corner thereof, 83.0 feet; ~~at the southeast corner thereof, 83.0 feet~~; at the southeast corner thereof, 82.0 feet; and at the northeast corner thereof, 83.0 feet.

At the southwest corner of "C" and 13th Streets, 74.0 feet; at the northwest corner thereof, 75.0 feet; at the southeast corner thereof, 74.0 feet; and at the northeast corner thereof 75.0 feet.

At the southwest corner of "C" and 14th Streets, 79.0 feet; at the northwest corner thereof, 80.0 feet; at the southeast corner thereof, 79.0 feet; and at the northeast corner thereof, 80.0 feet.

At a point two hundred (200) feet east of the northeast corner of "C" and 14th Streets, 86.0 feet; and at a point eighty (80) feet due south from last named point 85.0 feet.

At the southwest corner of "C" and 15th Streets, 77.0 feet; at the northwest corner thereof, 78.0 feet; at the southeast corner

thereof, 77.0 feet; and at the northeast corner thereof, 78.0 feet.

At the southwest corner of "C" and 16th Street, 59.5 feet; at the northwest corner thereof, 60.5 feet; at the southeast corner thereof, 59.5 feet; and at the northeast corner thereof, 60.5 feet.

At the southwest corner of "C" and 17th Street, 55.0 feet; at the northwest corner thereof, 55.0 feet; at the southeast corner thereof, 54.0 feet; and at the northeast corner thereof, 54.0 feet.

At the southwest corner of "C" and 18th Street, 56.0 feet; at the northwest corner thereof, 56.0 feet; at the southeast corner thereof, 57.0 feet; and at the northeast corner thereof, 57.0 feet.

At the southwest corner of "C" and 19th Street, 76.0 feet; at the northwest corner thereof, 76.0 feet; at the southeast corner thereof, 77.0 feet; and at the northeast corner thereof, 77.0 feet.

At the southwest corner of "C" and 20th Street, 97.0 feet; at the northwest corner thereof, 97.0 feet; at the southeast corner thereof, 98.0 feet; and at the northeast corner thereof, 98.0 feet.

At the southwest corner of "C" and 21st Street, 118.0 feet; at the northwest corner thereof, 118.0 feet; at the southeast corner thereof, 119.0 feet; and at the northeast corner thereof, 119.0 feet.

At the southwest corner of "C" and 22nd Street, 139.0 feet; at the northwest corner thereof, 139.0 feet; at the southeast corner thereof, 140.0 feet; and at the northeast corner thereof, 140.0 feet.

At the southwest corner of "C" and 23rd Street, 160.0 feet; at the northwest corner thereof, 160.0 feet; at the southeast corner thereof, 161.0 feet; and at the northeast corner thereof, 161.0 feet.

At the intersection of the north line of "C" Street with the east line of Culverwell and Paggart's Addition 176.0 feet; and at a point 80 feet south from last named point 176.0 feet.

And the grade of said "C" Street between the points fixed hereby, (from 11th to east line of Culverwell and Paggart's Add.) shall be of uniform ascent and descent as shown by the grade map made by the City Engineer and on file in his office, and that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit:- Beginning at a point one hundred and fifty (150) feet south of the intersection of the south line of "C" Street, with the east line of Culverwell and Paggart's Addition thence running west or westerly producing a line 150 feet from and parallel with the south line of "C" Street to a point on the east line of Sixth Street, thence along the east line of Sixth Street to a point 150 feet north of the north line of "C" Street

thence east or easterly producing a line 150 feet from and parallel with the north line of C Street to a point on the easterly line of Culverwell and Paggart's Addition, thence southerly along the easterly line of Culverwell and Paggart's Addition 380 feet to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in this City, in which this Resolution of Intention shall be published for ten days, and the notice of the passage thereof, as often as said newspaper is issued therein.

The Clerk of this City is hereby directed to publish this resolution in the manner prescribed by law.

The petition of residents to have a Fire Hydrant located at the corner of B and 26th Streets was read and on motion of Delegate Prout, granted.

A Joint Resolution requiring the San Diego Water Company to place a Fire Hydrant at the corner of B and 26th Streets was read and on motion of Delegate Baker adopted, by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Nason: Burns: Miller: Baker: Prout: Rediger: Conn: Mertzmann: Escher: Doud: Nitzell and Williams.

Noes- None.

Absent- Delegates Thorge & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 106

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

That the San Diego Water Company be, and it is hereby authorized and instructed to place a Fire Hydrant at the corner of B and 26th Streets.

The petition of P. James & Co. for a retail Liquor License was presented and referred to the Committee on Health & Morals.

A Communication from J. B. Mennix Attorney for George J. Aurlong and Edward Daugherty Guardians of Thomas Moran, requesting the Council to make provision for the payment of the balance due on account of the condemnation of property for the extension of Logan Avenue was read and referred to the Committee on Ways & Means.

The petition of business men to have Fifth Street sprinkled by the City was presented, and on motion of Delegate Nason granted.

An Amended petition of Fannie Conklin for refund of money paid on account of sale of her property for City taxes was presented and referred to the Finance Committee & City Attorney.

An Ordinance transferring from the Salary Fund to Municipal School Bonds, Interest and Sinking Fund, the sum of \$1800.⁰⁰ was read and on motion of Delegate Prout referred to the Finance Committee.

An Ordinance to prevent Impacts under the age of 16 years from being upon the streets after 8 O'Clock P. M. was read and Delegate Rediger moves to adopt which motion was lost by the following vote, to wit:-

Yeas- Delegates Crippen: Pauley: Miller: Conn: Doud and Nuttall.

Ays- Delegates Nason: Burns: Baker: Prout: Rediger: Mertzmann: Escher & Williams.

Absent- Delegates Thorpe & Price.

In the matter of an Ordinance transferring funds from the Salary Fund to the Municipal School Bonds, Interest and Sinking Fund, Delegate Pauley explains that said transfer is needed for the payment of Interest and redemption of Bonds on Dec 1st thereupon the action of the Board in referring said ordinance was rescinded, and on motion of Delegate Rediger the Ordinance was adopted by the following vote, to wit:-

Ays- Delegates Crippen: Pauley: Nason: Burns: Miller: Baker: Prout: Rediger: Conn: Mertzmann: Escher: Doud: Nuttall and Williams.

Noes- None.

Absent- Delegates Thorpe & Price.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance transferring from the Salary Fund of the City of San Diego, to the Municipal School Bonds, Interest and Sinking Fund the sum of Eighteen hundred dollars.

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

Section 1. There is hereby transferred from the Salary Fund of the City of San Diego to the Municipal School Bonds, Interest and Sinking Fund, the sum of Eighteen hundred (\$1800) dollars for the payment of bonds, and interest accruing on said municipal School Bonds for the year 1891.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval.

A Joint Resolution instructing the Board of Public Works to advertise for bids for lighting the City for the next fixed year was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauly: Mason: Burns: Miller: Baker: Prout: Ridger: Cann: Mortenson: Escher: Daud: Webb and Williams.

Nays- None.

Absent- Delegates Thorpe & Price.

Said Joint Resolution as adopted is as follows, to wit:-

Joint Resolution No.

Be it Resolved by the Common Council of the City of San Diego,

That the Board of Public Works is hereby instructed to immediately advertise for bids for lighting the City for the term of one year, or for the term of five years, at the option of the Council, service to commence at the expiration of the present contract, which is March 31st, 1892.

The advertisement for bids shall provide six lamps, of 2000 candle power, each to be placed upon either iron or wooden towers at the intersection of such streets, as the Common Council may by resolution designate and to be not more than one block from the location of the present towers, or in case the contract is awarded to the Company at present lighting the City, the location to remain the same as at present, but there shall not be less than the present number of towers, and such additional towers as the Council may from time to time order to be erected.

The advertisement shall also provide for bids for lighting the business portion of the City, either by 2000.

Candle power arc, or 50 candle power incandescent lights. The arc lights to be placed as the Council shall designate at each alternate street crossing similar to the present system and the incandescent lights to be placed at each street crossing, in the centre thereof as the Council may designate. The number of arc lights on the business streets shall not be less than the present number used, and the incandescent shall be of such number as the Council may order.

The advertisement shall provide for separate bids for the arc and incandescent lighting, and separate bids for lighting the business portion of the City with low arc or incandescent lights, and for lighting the other portion of the City with high arc lights on towers as above mentioned, and the advertisement shall also provide for as many additional lights as the Council may from time to time order to be erected. All lights to run on what is known as the "Moon Schedule".

The Board of Public Works is also hereby especially enjoined to see that the intent and provisions of this resolution are fully carried out in the advertisement for bids at the earliest possible moment.

A Joint Resolution instructing the San Diego Water Company to extend main on University Heights was read and on motion of Delegate Mertzmann adopted, by the following vote, to wit:-

Aye-Delegates Crippen: Pauley: Nason: Burns: Miller: Baker: Thout: Rediger: Conn: Mertzmann: Escher: Doud: Nuttall and Milliards.

No-None.

Absent-Delegates Thorpe & Price.

Said Joint Resolution, as adopted, is as follows, to wit:-

Joint Resolution No. 103.

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

That the San Diego Water Company be, and it is hereby authorized and required to extend its water main on University Heights one half mile through Pueblo Lots 1113 with a four inch cast iron pipe, to connect with the lands of J. D. Morse.

The guarantee bond of J. D. Morse was read and on motion of Delegate Prout ordered spread upon the records and is as follows, to wit:-

Whereas, the City of San Diego has by Joint Resolution No. — of its Common Councils required the San Diego Water Company to lay a Water pipe from its water main on University Heights across Pueblo Lot 4 in said City to connect with my lands in said Pueblo Lot and Pueblo Lot 1113, as prayed for in a petition by me to said Councils.

Now, Therefore, in consideration of the passage of said resolution ordering the San Diego Water Company to lay said pipe, and its laying the said pipe, and the City of San Diego furnishing water to me in such quantities and at such times as I need it for domestic and irrigating purposes, I agree and bind myself that enough water shall be taken through said pipe, and paid for, at the water rates fixed by the City of San Diego, as will pay to the City nine per cent on the costs of said pipe so long as the City is bound to pay said interest to the San Diego Water Company under its agreement of April 18th, 1891, and furnishes me with the water I need, or requires the same to be done by the San Diego Water Company. The expense of keeping said pipe in repair to be paid for by the San Diego Water Company under and by virtue of its contract with the City.

John D. Morse.

Dated this 9th day of November, 1891.

Whereupon the Board adjourned until Monday, November 16th, 1891, at 7:30 O'Clock P.M.

J. C. J. J. J.
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego,
California, Nov. 16th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present. Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
Prout: Escher: Nitzell and Williams & Clark Ware.

Absent. Delegates Crippen: Rediger: Gann: Mortzmann:
Price & Doherty.

The minutes of an adjourned meeting held Nov. 9th were read and approved.

After giving notice President Williams did in open session, sign Ordinance No. — being An Ordinance Vacating certain streets in the townsite of Mexena, also Ordinance No. 41, being An Ordinance transferring funds from the Salary Fund to the Municipal School Bonds, Interest and Sinking Fund.

A Communication from E. S. Babcock addressed to the Mayor inviting the Members of the Council and of the Board of Public Works to visit Los Angeles and examine the workings of the Electric Street Car System there was read and on motion of Delegate Escher the invitation was accepted and the Communication referred to a Special Committee of three, consisting of Delegates Escher, Baker and Nason, to ascertain what day would suit the members desiring to go.

The report of the Health & Morals Committee to whom was referred a petition asking for the abatement of the Smoke nuisance from the Cable Railroad power house was read and on motion of Delegate Nason adopted. Said report is as follows, to wit:-

To the Honorable the Board of Delegates,

San Diego, Cal. Nov. 16th, 1891.

Gentlemen:-

The your Committee to whom was referred the accompanying petition beg to report.

After investigation, in our judgement it would be a hardship, to compel the Cable Co. to make such improvements as would be necessary to consume the smoke.

The management assures us that if it becomes necessary to do so, they will be compelled to lessen their daily trips, thus inconveniencing a greater number than the smoke now does.

Respectfully
E. C. Thorpe }
Fred Baker } Committee

The report of the Street Committee to whom was referred the matter of opening certain streets in Manassas & Schiller's Addition was read and on motion of Delegate Prout adopted, and is as follows, to wit:-

San Diego, Cal. Nov. 16th, 1891.

To the Hon. The Common Council.

City of San Diego-

Gentlemen:-

The Street Committee respectfully recommends, That Milton Avenue be opened from its intersection with Sherman's and Norton's Additions, through to 12th St. as shown by the plat attached herewith; Also,

That Hearney Avenue be opened through to 18th & N St. as shown by attached plat; Also,

That Julian Avenue open into 21st Street; Also,

That Irving Avenue be extended into N St. as shown by plat herewith attached, & we recommend that the City Attorney be instructed to present a Resolution of Intention in conformity herewith.

Chas. H. Pauley }
W. W. Metcalf } Street
Arthur G. Mason } Committee

Delegate Mertzmann now enters and takes his seat in the Board.

The report of the Street Committee to whom was referred a Resolution of Intention to open C Street.

was read and on motion of Delegate Baker adopted and is as follows, to wit:-

To the Hon. The Board of Delegates of the City of San Diego,
Gentlemen:

The Street Committee recommends that "C" Street be opened, from India to Arctic Street, unless property owners, owning a majority of the property fronting on said "C" Street, between 5th and California Streets (the proposed assessment district), protest against said improvement.

Chas. W. Pauley }
N. N. Nitzell } Street
Arthur G. Nason } Committee

Dated San Diego 11/6/91

The report of the Special Committee to whom was referred a Joint Resolution proposing that the City issue Bonds for Boulevards was read and on motion of Delegate Prout adopted.

Said report is as follows, to wit:-

To the Hon. The Board of Delegates of the City of San Diego,
Gentlemen:-

Your Special Committee to whom was referred a Joint Resolution proposing to bond the City for a Boulevard and for permanent Park improvement,

Report; that it is the sense of this Committee that \$100,000. Bonds issue, for building a driveway, via India Street, to Old Town, or further within the City limits, to National City, to Mount Hope Cemetery, for permanent Park and other desirable improvements.

Driveways to be earth roads with trees set out along the routes.

The present graded streets shall be utilized as far as practicable, and money to be expended upon the routes where the property will not stand the expense of such improvement, the object being to make good driveways with as little cost as possible.

Chas. W. Pauley }
N. N. Nitzell } Committee
Arthur G. Nason }

Dated: Nov. 14th/91.

The report of the Finance Committee to whom was referred the application of the Assessor for Deputies was

read and Delegate Nason moves to adopt thereupon
 Delegate Prout moved to amend, that the compensation
 of Deputies be fixed at \$75 per month instead of \$60.
 which motion was lost by the following vote, to wit:-
Nays-Delegates Thorpe: Burns: Baker: Mertzmann: Eecher
& Williams.

Ayes-Delegates Pauley: Nason: Miller: Prout & Nitzell.

Absent-Delegates Crippen: Rediger: Conn: Price & Daul.

Thereupon said report was adopted by the following
 vote, to wit:-

Ayes-Delegates Thorpe: Burns: Baker: Mertzmann: Eecher
& Williams.

Nays-Delegates Pauley: Nason: Miller: Prout & Nitzell.

The report as adopted is as follows, to wit:-

San Diego, Cal. Nov 16th, 1891.

To the Honorable Board of Delegates
 Gentlemen:

Your Finance Committee to whom was
 referred the matter of fixing salaries for Deputy Assessors
 for the year commencing Jan. 1st, 1892, would report
 as follows:-

Your Committee find from a thorough
 investigation of this matter, that an abundance of
 thoroughly qualified men may be obtained by the
 City Assessor, if due care be exercised in their selection
 at a salary of \$60.⁰⁰ per month.

Your Committee would therefore recommend
 that the sum of \$60.⁰⁰ be fixed as the salary of such
 Deputy Assessors as may be required.

A. H. Crippen Finance
 B. F. Mertzmann Committee

The report of the special Committee to whom was
 referred the Majority and Minority reports of the
 Joint Street Committee was read and on motion
 of Delegate Miller adopted, and is as follows, to wit:-

To the Common Council of the City of San Diego;
 Gentlemen:-

We, your Committee to whom was referred
 the Majority and Minority reports of the Joint Street
 Committee respectfully recommend;

That the map of "Loma Grande" Addition as filed

by John Nutt, be accepted.

That the Common Council establish the grade of Fourth Street through "Loma Grande" Addition.

That Fourth Street be graded from the south line of Ivy Street to the south line of University Avenue.

That the City Engineer be requested to make a map showing the profile of University Avenue west from Sixth Street to the west line of Cleveland Addition.

That Fifth Street be paved, from curb to curb with bituminous rock, and curbed, from the south line of "B" Street to the south line of Upas Street, and that said Fifth Street be sewered from the south line of Quince Street to the south line of Upas Street.

Chas. W. Pauley.

H. H. Christian

W. W. Wetzel.

S. J. Dill.

Arthur G. Nason.

C. C. Braudt.

} Committee

The report of the City Attorney presenting a Resolution of Intention to change the grade of "C" Street, in lieu of one previously adopted by this Board and referred to him by the Board of Aldermen was read and on motion of Delegate Prout, adopted.

Said report is as follows, to wit:-

San Diego, Cal. Nov. 16th, 1891.

To the Common Council,

City of San Diego.

Gentlemen:-

Your City Attorney respectfully recommends the adoption of the Resolution presented herewith in lieu of the one heretofore referred to him.

William H. Fuller,

City Atty.

A Communication from the Board of Public Works transmitting the plat of "Loma Grande" was read and on motion of Delegate Nason filed and the plat accepted, and is as follows, to wit:-

San Diego, Cal. Nov. 14th, 1891.

To the Common Council,

Gentlemen:-

On the 12th inst. Mr.

A. E. Nutt filed with the Board of Public Works a plat

of the subdivision of the South 1/2 of the Southeast 1/4 of Pueblo Lot 1123 of the Pueblo of San Diego, California, and it being found to conform to the surrounding surveys, was this day approved by said Board, and is herewith submitted, as provided in Section 21 of Article 10, "Miscellaneous provisions" of the City Charter.

By order of the Board of Public Works.
 J. H. Belding,
 Secy.

A message from the Mayor recommending that a Telephone be placed in the house of Eugene C. No. 1. was read and filed; thereupon the report of the Board of Fire Commissioners was read and an motion of Delegate Pauley granted.

A Resolution of Intention to open "O" Street from India to Arctic Street, was read and on motion of Delegate Miller adopted by the following vote, to wit:-
Aye Delegates Thorpe: Pauley: Mason: Burns: Miller: Badger: Thout: Mertzmann: Escher: Nettell & Williams
Noes - None.

Absent - Delegates Crippen: Adiger: Conn: Price & Doud.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention
 to Open "O" Street from the west line of India Street to the east line of Arctic Street.

Resolved, That the Common Council of the City of San Diego, State of California, deems it to be required by the public interest and convenience and hereby declares its intention to order the opening and extending of "O" Street in said City from India Street to Arctic Street, for which purpose it is deemed necessary to take and appropriate a strip of land eighty (80) feet wide and two hundred feet long running from the west line of India Street to the east line of Arctic Street, bounded and described as follows, to wit:- Commencing at a point two hundred and seventy (270) feet north of the Northwest Corner of the intersection of "D" and India Streets, thence running west or westerly two hundred (200) feet to the east line of Arctic

street, thence north eighty (80) feet, thence east two hundred (200) feet, to the east line of India Street, thence south eighty feet to the place of beginning.

And that the damages, cost and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:-

Beginning at a point on the west line of 5th Street one hundred and fifty (150) feet south of the southwest corner of 5th and C Streets, thence running west or westerly producing a line 150 feet from and parallel with the south line of C Street, to a point on the east line of California Street, thence north along the east line of said California Street to a point one hundred and fifty (150) feet north of the north line of C Street extended, thence running east or easterly producing a line 150 feet from and parallel with the north line of C Street to a point in the west line of 5th Street, thence south along the west line of 5th Street three hundred and eighty (380) feet to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in this City, in which this Resolution of Intention shall be published for ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City, is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to Change the grade of C Street from the east line of 11th Street to the east line of Culverwell & Naggart's Addition was read and on motion of Delegate Prout adopted by the following vote, to wit:-

Ayes-Delegates Thorpe, Pauley, Nason, Burns, Miller, Baker, Prout, Motzmann, Eschov, Nettall & Halliwell.
Noes-None.

Absent-Delegates Crippen, Ridger, Conn, Price & Loub.

Said resolution as adopted is as follows, to wit:
Resolution of Intention
to Change the Grade of C Street from the east line of 11th

street to the east line of Culverwell & Paggarts Addition.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following street work to be done, to wit:

No change the grade of C Street from the east line of 11th Street to the east line of Culverwell & Paggarts Addition in said City, as follows:

At the southwest corner of C and 12th Streets, from 83.5 to 82 feet; at the northwest corner thereof, ^{from} 84.5 to 83 feet; at the southeast corner thereof, from 83.5 to 82 feet; and at the northeast corner thereof, from 84.5 to 83 feet.

At the southwest corner of C and 13th Streets, from 68 to 74 feet; at the northwest corner thereof, from 69 to 75 feet; at the southeast corner thereof, from 68 to 74 feet; and at the northeast corner thereof, from 69 to 75 feet.

At the southwest corner of C and 14th Streets, from 75 to 79 feet; at the northwest corner thereof, from 76 to 80 feet; at the southeast corner thereof, from 75 to 79 feet; and at the northeast corner thereof, from 76 to 80 feet.

At a point 100 feet east of the northeast corner of C and 14th Streets, from 83.5 to 83 feet; and at a point 100 feet east of the southeast corner thereof, from 82.5 to 82 feet; and at a point 300 feet east of the northeast corner thereof, from 83.5 to 82 feet; and at a point 300 feet east of the southeast corner thereof, from 82.5 to 81 feet.

At the southwest corner of C and 19th Streets, from 65 to 76 feet; at the northwest corner thereof, from 65 to 76 feet; at the southeast corner thereof, from 67 to 77 feet; and at the northeast corner thereof, from 67 to 77 feet.

At the southwest corner of C and 20th Streets, from 87 to 97 feet; at the northwest corner thereof, from 87 to 97 feet; at the southeast corner thereof, from 89 to 98 feet; and at the northeast corner thereof, from 89 to 98 feet.

At the southwest corner of C and 21st Streets, from 113 to 118 feet; at the northwest corner thereof, from 113 to 118 feet; at the southeast corner thereof, from 115 to 119 feet; and at the northeast corner thereof, from 115 to 119 feet.

At the southwest corner of C and 22nd Streets, no change; at the northwest corner thereof, no change; at the southeast corner thereof, from 141 to 140 feet; and at the northeast corner thereof, from 141 to 140 feet.

At the southwest corner of C and 23rd Streets, from 163

to 160 feet; at the northwest corner thereof, from 163 to 160 feet; at the southeast corner thereof, from 164 to 161 feet; and at the northeast corner thereof from 164 to 161 feet.

At the intersection of the north line of "C" Street with the east line of Culverwell and Paggart's Addition, from 179.2 to 176.2 feet; and at the intersection of the south line of "C" Street with the east line of Culverwell and Paggart's Addition, from 179.2 to 176.2 feet.

And the grade of said "C" Street between the points fixed hereby (from 14th Street to the east line of Culverwell & Paggart's Addition) shall be of uniform ascent and descent as shown by the grade map made by the City Engineer and on file in his office; and that the damages costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit:- Beginning at a point one hundred and fifty (150) feet south at the intersection of the south line of "C" Street with the east line of Culverwell and Paggart's Addition, thence running west or westerly producing a line 150 feet from and parallel with the south line of "C" Street, to a point on the east line of Sixth Street, thence east along the east line of Sixth Street to a point 150 feet north of the north line of "C" Street, thence east or easterly producing a line 150 feet from and parallel with the north line of "C" Street to a point on the east line of Culverwell and Paggart's Addition, thence south or southerly along the eastern line of Culverwell and Paggart's Addition 380 feet to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said newspaper is issued therein.

The Clerk of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Joint Resolution accepting the plat of "Lorna Grande" was read and on motion of Delegate Nason adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Pauly: Nason: Burns: Miller: Baker: Kaut: Mertzmann: Escher: Metzger & Williams.
Nays- None.

Absent-Delegates Crippen: Adiger: Conn: Price & Dand.
Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 107.

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

That all the streets and alleys within the corporate limits of the City of San Diego, being situated within that portion of said City as is designated upon the map and plat of "Loma Brandi" filed on the 12th day of November, 1891, for the use of the public are hereby accepted and declared to be public streets of the City of San Diego.

A Joint Resolution Authorizing the City Engineer to employ a Draughtsman for one month was read and on motion of Delegate Morkmann adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
Went: Morkmann: Escher: Nuttall & Williams.
Nays-None.

Absent-Delegates Crippen: Adiger: Conn: Price & Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 108.

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

That the City Engineer be, and he is hereby authorized to employ a Draughtsman for one month at a salary of seventy five dollars (\$75) per month. This salary to be paid from the Water Fund.

Endorsed:-

San Diego, Nov. 16th, 1891.

I hereby certify that the sum of seventy five (\$75) dollars can be appropriated from the Water Fund for the purpose herein mentioned without violating any of the provisions of the Charter.

Gilbert Pennie Auditor.

A Joint Resolution, heretofore adopted by the Board of Aldermen, instructing the City Attorney to investigate the liability of Coronado Beach to pay its pro-rata of the Bonded indebtedness of the City, was read and on motion of Delegate Thorpe adopted, by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:

Prout: Mertzmann: Nuttall & Williams.

Noes- Delegate Escher.

Absent-Delegates Crippen: Rediger: Conn: Price & Doud.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 105.

Resolved, by the Common Council of the City of San Diego:-

That the City Attorney investigate the matter of the liability of Coronado Beach (the late 9th Ward of the City of San Diego) to pay its pro-rate of taxes of the redemption of, and payment of interest on the bonded indebtedness of the City of San Diego, existing at the time of the segregation of said Ninth ward from the City; And if found by said investigation that said Coronado Beach is liable and taxable for the payment of its portion of such indebtedness; that the City Attorney report to the Council the legal mode to be followed in assessing and collecting such taxes in the future.

A Joint Resolution heretofore adopted by the Board of Aldermen instructing the City Engineer and City Attorney to present a list of all City lands to the Council was read and on motion of Delegate Mertzmann adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:

Prout: Mertzmann: Escher: Nuttall & Williams.

Noes-None.

Absent-Delegates Crippen: Rediger: Conn: Price & Doud.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 104.

Be it Resolved by the Common Council of the City of San Diego:

That the City Engineer and City Attorney be instructed to prepare a complete list of all lands belonging to the City and submit the same to this Council.

A Joint Resolution in the matter of Bonding the City to build Railroads and for Park improvement was read and Delegate Prout moves:- That the City Attorney be instructed to prepare an Ordinance submitting the question to the people in accordance with the report of the Committee previously adopted. Said

Motion was adopted. Thereupon on motion of Delegate Nason the resolution was laid upon the table.

A Joint Resolution to have a Committee appointed to investigate and report upon the best means of rectifying errors in the established grades of streets was read and on motion of Delegate Miller referred to a Committee consisting of Delegates Burns, Conn & Miller.

Petitions of Faulstich & Watson, P. James & Co. and A. Kramer for retail liquor licenses were presented and referred to the Health & Moral Committee.

A Petition of property owners to have a water main extended in A Street to 33rd Street was presented and on motion of Delegate Prout referred to the Water Commissioners.

Petition of property owners for an extension of the water main in Kearney Avenue was presented and referred to the Water Commissioners.

Petition of residents to have Silver Terrace included in the Pound limits was read and referred to the Committee on Police.

The petition of James McCloy for refund of money paid on double assessment was read and referred to the Ways & Means Committee.

A protest of property owners on Milton Avenue in the matter of the San Diego Street Car Company being allowed to remove its track was filed.

An Ordinance Creating a "Fire Alarm System Fund" was read and adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker: Prout: Mertzmann: Escher: Nettell & Williams.
Nays - None.

Absent - Delegates Crippen: Adiger: Conn: Price & Dand.
Said Ordinance as adopted is as follows, to wit:-

Ordinance No. 143.

An Ordinance Creating and Establishing the following Funds of the City of San Diego: A Fund to be known as the "Fire Alarm System Fund", also a Fund to be known as the "Street Sprinkling Fund", and providing for and designating the funds into which all money arising from Collection of Licenses shall be apportioned.

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

Section 1. There is hereby created and established a Fund to be known as the "Fire Alarm System Fund", from which must be paid all expenses of procuring and maintaining a Fire Alarm System.

Section 2. There is hereby Created and established a Fund to be known as the "Street Sprinkling Fund", from which must be paid all expenses of Sprinkling Streets, including all expenditures, for the purchase, by the City, of Sprinkling Carts.

Section 3. All moneys arising from the Levy and Collection of Licenses within the City shall be apportioned to the following Funds of the City, as follows:-

One fiftieth thereof to the "Fire Alarm System Fund",

Two fiftieths thereof to the "Street Sprinkling Fund",

And the remaining twelve fiftieths to the "Salary Fund".

Section 4. Ordinance No. 63, being "An Ordinance Creating and Establishing a Fund to be known as the 'Street Sprinkling Fund' and providing for and designating the funds into which all moneys arising from Collection of Liquor Licenses shall be apportioned", Also, Ordinance No. 82 being "An Ordinance transferring all moneys derived from Licenses (except one-fifth of the amount of money derived from the sale of intoxicating liquors) to the 'Salary Fund'" are hereby repealed.

Section 5. That this Ordinance shall take effect and be in force from and after its passage and approval.

On motion of Delegate Prout the City Attorney Attorney was instructed to prepare and present to this Board an Ordinance authorizing the City

Assessor to employ ten (10) Deputy Assessors.

The Clerk presented to the Board two deeds to the City for land dedicated for street purposes and on motion of Delegate Nason the same were ordered recorded.

The report of the Special Committee appointed to ascertain the day on which the members would visit Los Angeles was read and on motion of Delegate Pauley adopted and is as follows, to wit:-

San Diego, Cal. Nov 16th 1891.

To the Hon Board of Delegates,

Your Special Committee to whom was submitted the invitation of Mr Sprickles to the members of the Common Council and the Board of Public Works to visit Los Angeles for the inspection of the Los Angeles Street Car System would respectfully recommend that said invitation be accepted for Friday next.

J. A. Escher
Fred Baker
Arthur H. Nason } Committee

The petition of D. H. Hewitt for refund of money paid on account of over assessment of Lot E. Block 85, Norton's Addition was presented and referred to the Committee on Maps & ~~Means~~.

A Joint Resolution by Delegate Nason providing that the Telephone in the Health Office be removed to the Clerk's Office was read and on motion of Delegate Burns referred to the Committee on Gas, Electric Lights & Telephones.

On Motion of Delegate Nason it was ordered that the seat of Delegate Price be declared vacant, unless he returns within 30 days from the date of his last leave of absence, & that the City Clerk notify him of the intended action of the Board of Delegates.

Whereupon the Board adjourned until Monday, Nov. 23rd 1891, at 7:30 O'Clock P. M.

H. J. Ware City Clerk

By Geo. D. Salcedo Deputy.

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, Nov. 23^d 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M.
In the absence of the President the Clerk called the Board to order:

Present-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller: Baker: Prout: Rediger: Conn: Wirtzmann: Escher: Doud: Nathan & Clark Ware.

Absent-Delegates Price & Williams.

Thereupon on motion of Delegate Nason, Delegate Pauley was elected President pro-tem.

The minutes of an adjourned meeting held Nov. 16th were read and approved.

The Health & Morals Committee having approved the petitions of A. Kramer, Hausknecht & Watson and P. James & Co for retail Liquor license, the same were on motion of Delegate Rediger, granted.

The report of the Ways & Means Committee, to whom was referred the petitions of D. H. Hewitt and James McCowg for money paid on account of a poor assessment was read and on motion of Delegate Rediger, adopted and is as follows, to wit:--

Nov. 23^d, 1891.

To the Hon. Board of Delegates

The your Committee on Ways & Means respectfully report regarding the refunding of Taxes, & errors in assessments &c, as follows:--

We find from our City Atty, that the City cannot legally refund any money for above causes, & if passed by the City Council the Treasurer would not pay an illegal debt.

We also find that appraisers are appointed and public notice given to all tax-payers, for the correction of all illegal and double assessments or unjust

assessments &c. & that it is the business of every taxpayer to then attend to his business & look after his property, & by failure to do so must suffer the consequences.

While we are not in sympathy with this report we find we cannot act otherwise.

Arvid Baker
W. J. Prout
Arthur G. Mason } Committee.

The report of the Finance Committee to whom was referred the petition of Fannie Conklin for refund of taxes paid on account of double assessment was read and on motion of Delegate Thorpe adopted and is as follows, to wit:-
San Diego, Cal. Nov. 23rd 1891.

To the Board of Delegates

Gentlemen:-

Your Finance Committee to whom was referred the petition of one Fannie Conklin for refund of taxes would report as follows:

Your Committee is of the opinion that the claim of petitioner is just, that she has been placed at unnecessary trouble and expense in protecting her property, all through the carelessness of the former City Tax Collector and that she ought to have the amount so needlessly paid restored to her.

Your Committee on the advice of the City Attorney are compelled to report, that the City is not liable for the illegal acts or carelessness of her City officers, and that this honorable body has no right to refund said sum. It is therefore with sorrow that we are forced to deny the payment of the claims of above petitioner, while our sense of justice prompts us to say they should be paid.

George H. Crippen
B. H. Mertzmann } Finance
M. M. Conn } Committee.

The report of the Ways & Means Committee in the matter of transferring funds to pay the balance of the Logan Avenue award was read and on motion of Delegate Nuttall adopted, and is as follows, to wit:-
San Diego, Cal. November 23rd 1891.

To the Hon. Board of Delegates of the City of San Diego.
Gentlemen:- Your Committee on Ways

& Means to whom was referred a petition of Geo. J. Furlong & others, asking that sufficient money be transferred to the General Fund to pay the balance due on the award in the matter of Condemnation of property for the extension of Logan Avenue, would respectfully report:-

That the condition of the funds, particularly since the suspension of the California National Bank, is such, that no action can be taken at present.

Therefore they would recommend that the petition be placed on file until such time as action can be taken.

Fred Baker.
 W. J. Prout.
 Arthur J. Nason. } Committee on
 Ways & Means.

An Ordinance appointing Deputy Assessors was read. Whereupon on motion of Delegate Prout it was ordered that the first and second blanks in said ordinance be filled by inserting ten as the number of Deputies to be employed and eight as No. to begin Jan'y 1st 1892.

Delegate Nason now moves that the blank denoting the compensation to be paid said Deputy assessors be filled by inserting \$75⁰⁰ as such compensation. Whereupon Delegate Baker moves to amend to fix the compensation at \$60. per month, which amendment was lost by the following vote, to wit:

Noes. Delegates Pauly: Nason: Burns: Miller: Prout: Rediger: Conn: David & Nettell.

Ayes. Delegates Thorpe: Crippen: Baker: Mortzmann & Escher.

Absent. Delegates Price & Williams.

Whereupon the original motion was adopted by the following vote, to wit:-

Ayes. Delegates Pauly: Nason: Burns: Miller: Prout: Rediger: Conn: David & Nettell.

Noes. Delegates Thorpe: Crippen: Baker: Mortzmann & Escher.

Absent. Delegates Price & Williams.

Whereupon on motion of Delegate Rediger the said Ordinance was adopted by the following vote, to wit:-

Ayes. Delegates Pauly: Nason: Burns: Miller: Baker: Prout:

Rediger: Cann: Eecher: Doud & Nettell.
 New Delegates Thorpe: Crippen & Mertzmann.
 Absent Delegates Price & Milliams.

Said Ordinance as adapted is as follows, to wit:-

Ordinance No. 144.

An Ordinance appointing Deputy Assessors for the City of San Diego.

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

Section 1. That the Assessor of the City of San Diego is hereby authorized to appoint ten deputies to act as such for the years 1891 and 1892. Two of said deputies to begin on December 1st, 1891, and Eight to begin on the 1st day of January, 1892, and remain until the assessment rolls are completed and turned over to the Tax Collector. Said Assessor to have the power to discharge any or all of said deputies as he may deem proper, or when their services are not needed.

Section 2. That the compensation of said deputies is hereby fixed at the rate of twenty-five dollars per month, each, for the time actually employed.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval.

An Ordinance, heretofore adopted by the Board of Aldermen, dedicating to the Hebrew Congregation "Beth Israel", five acres in Mt. Hope Cemetery for burial purposes, was read and on motion of delegate Mason referred to the City Land Committee and Cemetery Commissioners.

A Joint Resolution, heretofore adopted by the Board of Aldermen, instructing the Mayor to sign a Lease for the Gamewell Fire Alarm Telegraph Co's Fire Alarm System was read, and delegate Rediger moves to refer to the Finance Committee to report a resolution in accordance with the proposition and report of Fire Committee attached. Whereupon delegate Crippen moves an amendment to refer to the Fire Committee, and it was so referred.

A Joint Resolution accepting the Streets & Alleys in "Loma Grande" was read and on motion of Delegate Nason adopted, by the following vote, to wit:-
Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller: Baker:
Trout: Rediger: Cann: Mertzmann: Escher: Daud & Metzger:
Noes-None.

Absent-Delegates Price & Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 110.

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

That all the streets and alleys within the Corporate limits of the City of San Diego, situated within that portion of said City designated upon the map and plat of "Loma Grande" for the use of the public, which map was approved by the Common Council of the City of San Diego, Nov. 17th, 1891, and filed in the office of the County Recorder of the County of San Diego, on the 23d day of Nov. 1891, be, and the same are hereby accepted as public streets, and declared to be public streets of the City of San Diego.

The following resolution by Delegate Baker was read and on motion of Delegate Rediger adopted -

Resolved by the Board of Delegates of the City of San Diego:

That the City Clerk be instructed to abstract the main points of all papers and documents which have been referred to Committees of the Board, so far as such papers and documents admit of intelligible short abstracts, and to send such abstracts to the Chairmen of the proper Committees immediately after each meeting.

A Joint Resolution heretofore adopted by the Board of Aldermen, was read and Delegate Nason moves to adopt. Delegate Baker now moves to lay on the table for one week which motion was lost by a rising vote of 7 noes to 6 ayes. Whereupon said Resolution was adopted by the following vote to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Rediger: Cann: Mertzmann: Daud & Metzger.
Noes-Delegates Baker: Trout & Escher.

Absent: Delegates Price & Milliamus.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 109

Be it Resolved by the Common Council:

That the telephone be moved from the office of Health Officer & placed in the City Clerk's office of the City Hall.

The petition of J. L. Patterson for a retail Liquor License was presented and referred to the Committee on Health & Morals.

The statement of the Auditor for the Month of October was presented and referred to the Finance Committee.

Delegate Burns gives notice that he will move a reconsideration of the vote on Joint Resolution removing the telephone from the Health Office to the Clerk's office.

The petition of residents & property owners on Milton & National Avenues to have the name of Milton avenue changed to National was presented and referred to the Street Committee.

A petition to have an Electric Light Mast placed at the Corner of Eighth & L Streets was read and on motion of Delegate Trout referred to the Committee on Gas, Electric Lights & Telephones.

The recommendation of the Finance Committee that the Bonds of the Treasurer, Tax Collector & Auditor be strengthened was read and on motion of Delegate Baker adopted and is as follows, to wit:-

San Diego, Nov 23/91.

To the Honorable, The Board of Delegates of the City of San Diego, Cal.

On accordance with the duties as prescribed by the Charter of the City of San Diego, Cal. your Finance Committee beg to recommend that the Bonds of the City Tax Collector, the Bonds of the

City Treasurer, and the Bond of the City Auditor, be strengthened by such additional sureties as may be deemed advisable to your Honorable Body

George H. Crippen }
 J. M. M. Calkin } Finance
 B. F. Mertzmann } Committee

Whereupon on motion of Delegate Pratt the Finance Committee and City Attorney were instructed to draw an Ordinance in conformity with the above report.

A Protest from property owners on C Street against the opening, grading or paving of said C Street was presented and on motion of Delegate Rason filed and it was ordered that as said protest represents four-fifths of the property fronting on said street that action be postponed.

Two Communications from property owners protesting against the proposed change in the grade of D Street was read and on motion of Delegate Pratt referred to the Street Committee.

Whereupon the Board adjourned until Monday Nov. 30th, 1891, at 7:30 O'Clock P. M.

K. J. Ware
 City Clerk

J. H. Williams
 President Board of Delegates

Special Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego, Calif.,
Nov. 30th 1891.

A special joint session of the Boards of Aldermen and Delegates was held this day at 10 O'Clock A. M. with President Levi of the Board of Aldermen presiding; and in response to the call of the Mayor.

Present Aldermen Nutt: Whitney: Christian: Brandt: Howard:
Ashor: Sill & Levi.

Delegates Crispen: Pauly: Nason: Burns: Baker: Prout: Rediger:
Dadd: Nuttall: Williams & Clark Ware.

Absent Aldermen Gasser.

Delegates Thorpe: Miller: Conn: Mertzmann: Eschir: & Price.

The following message from the Mayor was read and ordered filed:-

Mayor's Office.

San Diego, Cal. Nov 30th 1891.

To the Common Council.

Gentlemen:

It becomes my painful duty to officially notify you of the death of the Hon. Douglas Gunn. Ex. Mayor of this City; and although the time is short to make much preparation before the time set for the funeral, I would recommend your Honorable Body to do all that can be done to show our respect for the honored dead.

Yours respectfully,

M. Sherman

Mayor.

Whereupon, on motion of Alderman Christian, Pres. Levi appointed a Committee of three, consisting of Alderman Christian and Delegates Williams & Prout to draft resolutions of respect on behalf of the Council expression of their regret upon the death of the late Ex-Mayor of the City; The Hon Douglas Gunn; - and as to the advisability of closing the City office, and attending the funeral;

The Council now takes a recess of five minutes

Upon re-convening the Committee reported the following resolution which was on motion of Aldermen Christian adopted, and is as follows, to wit:-

Whereas, It has pleased Almighty God to remove from our midst, our fellow citizen and late Mayor of the City of San Diego; Douglas Gunn.

Therefore, Be it Resolved, by the Common Council of the City of San Diego, in Joint Session;

That the City of San Diego has lost an untiring friend, and a worthy citizen;

That the Mayor and Common Council and all City Officers attend the funeral of the deceased in a body;

That all Offices of the City be closed during this day from 9 to 12 O'Clock.

On motion of Aldermen Christian it was ordered that the President appoint a Committee of three members from each Board to draft resolutions of condolence to be submitted to the Council at a subsequent meeting, copies of which to be sent the relatives of the deceased;

Whereupon President Levi appointed as such Committee Aldermen Nutt, Howard & Brandt; Delegates Pauley, Baker & Metzger.

A resolution authorizing the Mayor to procure five Carriages for the accommodation of the Council in attending the funeral of the late Ex Mayor was read and on motion of Aldermen Christian adopted by the following vote, to wit:-

Ayes- Aldermen Nutt: Whitney: Christian: Brandt: Howard: Fisher: Hill & Levi.

Delegates Crippen: Pauley: Nason, ^{Burpee} Baker: Prout: Rediger: Sand: Metzger & Williams.

Noes- None.

Absent- Alderman Gassen.

Delegates Thorpe: Miller: Conn: Mertzmann: Escher & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No.

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

That the Mayor be, and he is hereby authorized to engage five (5) Carriages for the accommodation of the Council in attending the funeral of the late Ex. Mayor Gunn.

On Motion of Delegate Williams, Mayor Sherman was requested to make necessary arrangements for the disposition of the City Officials in the procession.

On Motion of Delegate Rediger it was ordered, that when this Council adjourn, it adjourn out of respect to the memory of the late Ex. Mayor, The Hon. Douglas Gunn.

Whereupon on motion of Delegate Rediger the Council adjourned.

K. J. Ware
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, Nov. 30th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M. with President Williamson presiding.

Present- Delegates Herpe: Pardy: Nason: Burns: Miller: Prout:
Rediger: Mertzmann: Souds: Nuttall: Williamson & Clerk Ware.
Absent- Delegates Crippen: Baker: Conn: Escher & Price.

The minutes of adjourned meeting held Nov. 23 were read and approved.

After giving notice President Williamson did in open session sign Ordinance No. 143, being an Ordinance establishing a Fire Alarm Fund and a Street Sprinkling Fund; also Ordinance No. 144, being an Ordinance appointing Deputy Assessors.

A message from the Mayor transmitting the request of the Assessor for additional assistance in making the Assessment for 1892 in accordance with a new Act of the Legislature concerning property assessors to unknown owners was read and filed, and the request of the Assessor referred to the Finance Committee.

The report of the Finance Committee on the statement of the Auditor for the Month of September was read and on motion of Delegate Nason adopted and is as follows, to wit:-

San Diego, Cal. Nov 30th, 1891.

To the Board of Delegates

Gentlemen:

Your Finance Committee have examined the City Auditor's Report for the Month of September and find it correct in so far as this Committee is able to discern. We therefore recommend that the report be accepted and placed on file.

B. A. Mertzmann, Finance Committee

The report of the Fire Committee to whom was referred a Joint Resolution authorizing the Mayor to sign a lease for the Gamewell Fire Alarm Telegraph Company's Fire Alarm System, was read and adopted.

Said report is as follows, to wit:—

San Diego, Cal. Nov. 30th, 1891.

To the Honorable Board of Delegates.

We, your Fire Committee to whom was referred Joint Resolution No. — relative to the leasing by the City of San Diego, of the Gamewell Fire Alarm System and providing for the leasing and purchasing thereof, by said City, return said resolution and recommend that it be not passed, for the reason that said resolution does not include in its terms any proposition presented for acceptance by the Gamewell Fire Alarm Company.

We further recommend in view thereof the passage of a Substitute Joint Resolution a copy of which is hereto attached.

Respectfully Submitted

Paul H. Rediger } Fire
A. N. Miller } Committee

Delegate Baker now enters and takes his seat in the Board.

In accordance with notice previously given Delegate Burns moves a reconsideration of the vote by which a Joint Resolution was adopted ordering the removal of the Telephone from the Health Office to the City Clerk's Office:

Thereupon said resolution was lost by the following vote, to wit:

Noes. Delegates Thorpe: Pauly: Nason: Burns: Miller:
Baker: Prout: Rediger: Mertzmann: Doud: Nuttall and
Williams.

Ays. None.

Absent. Delegates Crippen: Cann: Escher & Price.

The report of the City Lands Committee & City Attorney to whom was referred the petition of Mrs. Sarah J. Redford for redress in the case of a shortage in land purchased by her from the City, was read and on motion of Delegate Prout laid on the table for one week.

The Health & Morals Committee having approved the petition of J. H. Patterson for a retail liquor license, the same was on Motion of Delegate Baker granted.

The report of the Committee on Police to whom was referred the petition of residents to have Silver Terrace included in the Pound limits was read and on Motion of Delegate Mertzmann adopted, and is as follows, to wit:-

San Diego, Cal. Nov. 30th, 1891.

To the Board of Delegates,

We, the Committee on Police recommend that the petition of residents of Silver Terrace to be included in the Pound limits be granted.

Respectfully Submitted,

J. W. Burns
A. N. Miller } Committee

The reports of the City Lands Committee and Cemetery Commissioners, in the matter of granting five Acres of land in Mount Hope Cemetery to the Hebrew Society "Beth Israel", were read and on Motion of Delegate Pauly adopted. Said reports are as follows, to wit:-

San Diego, Nov. 30th, 1891.

To the Board of Delegates

Gentlemen:-

Your City Land Committee to whom was referred the matter of granting 5 Acres in Mt. Hope Cemetery to Beth Israel Congregation, would report as follows. Your Committee after consultation with the Cemetery Commissioners find that it will be impossible to grant the 5 Acres selected for the reason, that by so doing, we will interfere with the proposed plans of the Commissioners in improving and beautifying the Cemetery. We therefore recommend that the accompanying report of the Civil Com' be adopted.

R. A. Mertzmann }
H. W. Mettill } City Lands
E. C. R. Harper } Committee.

Said report of the Cmty Comrs is as follows, to wit:-
To the Hon Board of Delegates.

In compliance with a resolution of the Board of Delegates referring the matter of petition of Hebrew Congregation for 5 acre plot from City Cemetery, to the Cemetery Commissioners and the Committee on Public Lands. We as Cemetery Commissioners respectfully make the following report:-

The Commissioners have broad plans for the future of the Cemetery & hope within a few years to show the Citizens a symmetrically planned and beautifully kept Cemetery. With this end in view, we seriously object and will not give our consent to any portion of the Cemetery north of R.R. (that is, the portion on left hand side of R.R. as you drive into Cemetery) either now, or at any future time, being given to independent Associations:- because in the future this portion of the grounds must be laid out on a broad and systematic plan, which cannot be done if independent grounds are scattered over this section of land.

We however are willing at this time, to recommend that about 5 acres of land be set apart for the Hebrew Assn. - beginning at the South Corner of the Masonic Cemetery & running west along the south line of Cemetery a sufficient distance to make about 5 acres by running the line north to the Valley road, thence along Valley road to the line of the Masonic grounds.

This of course is intended to exclude the Receiving Vault & grounds immediately around same, but we do not think the lines will come far enough west to include this property. This is a beautiful portion of the Cemetery. Most of it high & level. This arrangement will place the three associations side by side. First the O.O.F. then the Masons, then the Hebrews, and all of them on south line of Cemetery and away from the main body of land and any improvements we may want to make in the future. Therefore if any land is to be given to this Society we recommend & insist that it be this portion as designated above.

A. Overbaugh Cemetery Commissioner
Chas. Hubbell Cemetery Commissioner
Joseph H. Smith Cemetery Commissioner

A Joint Resolution authorizing the Mayor to sign a lease for the Gamewell Fire Alarm Telegraph Company's Fire Alarm Telegraph System was read and on motion of Delegate Mertzmann adopted by the following vote, To wit:-
Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker: Grant: Adiger: Mertzmann: Doud: Nutzel & Williams.
Nays-None.

Absent-Delegates Crippen: Conn: Escher & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 112.

Whereas, The Gamewell Fire Alarm Telegraph Company has submitted a proposition to the City of San Diego to put in its Fire Alarm System in accordance with the specifications and proposals submitted by said Company, (a copy of which are hereto attached: And
 Whereas,

The City of San Diego accepts said proposition upon the following terms and conditions, as to lease and payment, To wit:-

The City of San Diego agrees to lease said system for a period of ten years, at a monthly rental of \$100.⁰⁰ per month, with the right to purchase said system at any time within two years for \$7575.⁰⁰ and in such event the City of San Diego is to be allowed the amount so paid as rental, less 6% as payment on the total amount of purchase price.

Now, Therefore,

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

That the Mayor of the City of San Diego, be, and he is hereby authorized and empowered to execute a proper lease, on the part of the City of San Diego, with the Gamewell Fire Alarm Telegraph Company, for a period of ten years, at a monthly rental of \$100.⁰⁰ per month, the City of San Diego to have the right to purchase the same at any time within two years, upon the terms and conditions as set forth in the second preamble to this resolution.

Said lease shall be executed whenever said Fire Alarm System is constructed in accordance with

the specifications and proposals of said Gamewell Fire Alarm Telegraph Company, and the same has been accepted by the City.

Upon the back of said resolution appears the following endorsement, to wit:-

San Diego, Nov 30th, 1891.

I hereby certify that the sum of One Hundred (100) dollars per month, the amount called for in the within resolution, can be appropriated for the purpose therein mentioned, from the Fire Alarm System Fund, without violating any of the provisions of the Charter.

Gilbert Rennie.
Auditor.

The following Resolution by Delegate Rediger was read and adopted.

Resolved. That the Street Committee is hereby instructed to inquire as to what is the intention of the San Diego Street Car Company in regard to the construction of the Electric road on N Street. Also the kind of poles to be used and the manner of placing the same. Also if any action is required by the Common Council to permit said Company to change the said road into an Electric System.

A Joint Resolution, heretofore adopted by this Board, instructing the Board of Public Works to advertise for bids for lighting the City, and having been amended by the Board of Aldermen by striking out the clause providing for the advertising for a longer period than one year and the clause providing for separate bids for lighting the business portion of the City and for the other portion of the City, was presented.

Whereupon on Motion of Delegate Pauly the amendment as to time was concurred in by the following vote, to wit:

Ayes - Delegates Thorpe: Pauly: Nasson: Burns: Baker: Mount: Rediger: Dand: Natron & Williams.

Noes - Delegates Miller & Mertzmann.

Absent - Delegates Criffen: Conn: Escher & Price.

Delegate Rediger now moves to concur in the amendment providing how the bids should be made.

which motion was lost by the following vote, to wit:-
Noes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
 Prout: Rediger: Mertzmann: Doud: Metzger & Williams.
Ayes-None.

Absent-Delegates Crippen: Conn: Escher & Price.

Thereupon on motion of Delegate Prout the President appointed a Committee of three consisting of Delegates Prout, Pauley & Mertzmann as a Committee of Conference to confer with a like Committee to be appointed from the Board of Aldermen.

The following resolution by Delegate Baker was read and adopted:

Resolved by the Board of Delegates: That the Committee on Electric Lights and Telephones be instructed to investigate as to cost and feasibility of placing extension bells in one or more of the offices of the upper floor of the City Hall, and as to the advisability of changing the position of the telephone now in the Health Office.

A Joint Resolution granting J. Lewis 30 days additional time in which to lay a bituminous sidewalk on 5th St in front of Lot C Block 18 Horton's Addition was read ^{and} a motion of Delegate Nason adopted by the following vote to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
 Prout: Rediger: Mertzmann: Doud: Metzger & Williams.
Noes-None.

Absent-Delegates Crippen: Conn: Escher & Price.

Said resolution is as follows, to wit:-

Joint Resolution No. 113.

Be it Resolved, that the Common Council of the City of San Diego, do hereby extend to Isidor Lewis thirty days additional time to construct a bituminous sidewalk in front of Lot C, Block 18, Horton's Addition.

A resolution directing the Clerk's attention to Concurrent Resolution was read and on motion of Delegate Rediger adopted and is as follows, to wit:-

Resolved, that the attention of the City Clerk is hereby called to the existence of Concurrent Resolution No. 1, a copy of which is hereto attached, and that he is respectfully requested by this Board to act in accordance with said resolution.

Said Concurrent Resolution No. 1. is as follows to wit: -

Concurrent Resolution No. 1.

Resolved by the Board of Delegates the Board of Aldermen Concurring,

That all ordinances, petitions, joint or Concurrent resolutions that may be introduced or presented in either House of the Common Council shall first be acted upon and disposed of in the House in which they originated before being transferred to the other for action.

A Communication from the Board of Water Commissioners recommending that a water main be laid in B Street from 12th Street east. to a point 10 feet east of the center of 18th Street was read and referred to the Joint Water Committee.

The Petition of the San Diego Electric Railway Company for a franchise for a double track Electric Railroad on Logan Avenue from 16th to 26th Street, on 26th Street from Logan Ave. to National Ave., on National Ave. from 30th Street to a point 60 feet east of the east line of 31st Street, and for an additional track on 16th Street from N St. to Logan Ave., and on National Ave. from 26th Street to 30th Street, was presented and referred to the Street Committee.

The petition of property owners on Milton Avenue protesting against the name of said Avenue being changed was read & referred to the Street Committee.

A petition to have water pipes laid in Sergeant Ave. was presented and referred to the Water Committee & Water Commissioners.

The report of the City Attorney as to the liability of Coronado Beach to pay its pro rata of the bonded

indebtedness of the City, was read and on motion of Delegate Mertzmann adopted, and the Clerk instructed to transmit a copy of said report to the Assessor.

Said report is as follows, to wit:-

San Diego, Cal. Nov. 24th, 1891.

To the Common Council,
City of San Diego.

Gentlemen:-

Your City Attorney, would report in answer to Joint Resolution No. 105, that he is of the opinion that Coronado Beach is liable to the City of San Diego to pay such proportion of its Municipal debts contracted prior to the exclusion of Coronado from the City of San Diego, as the valuation of property of Coronado bears to such indebtedness.

The property of Coronado should be assessed by the City Assessor of the City of San Diego, at the same time and in the same manner as he assesses other property.

The Act of March 19th, under which Coronado Beach was excluded from the boundaries of the City of San Diego provides; That nothing contained in this Act shall be held to relieve in any manner whatever any part of such territory from any liability from any debt contracted by such Municipal Corporation prior to such exclusion and that such Municipal Corporation is hereby authorized to levy and collect from any such excluded territory from time to time such sums of money as shall be found due from it on account of its just proportion of liability for any payment on the principal or interest of such debts.

Respectfully Submitted,
William H. Fuller
City Atty.

An Ordinance heretofore adopted by the Board of Aldermen, establishing the grade of Fourth Street through Loma Grande was read and on motion of Delegate Prout adopted by the following vote, to wit:-
Ayes- Delegates Thorpe: Pauly: Mason: Burns: Miller: Baker: Prout: Rediger: Mertzmann: Doud: Notzen & Williams.

Noes. Name.

Absent- Delegates Crispen: Conn: Escher & Price.

Said ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance Establishing the grade of Fourth Street from the south line of "Loma Grande" to the north line of "Loma Grande" in the City of San Diego, State of California.

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

Section 1. That the grade of Fourth Street from the south line of "Loma Grande" to the north line of Loma Grande, 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 intersection of the west line of Fourth Street with the south line of Loma Grande 285.53 feet, and at the intersection of the east line of Fourth Street with the south line of Loma Grande 285.53 feet.

At the southwest corner of Fourth Street and Walnut Street 287.0 feet, at the northwest corner thereof 287.5 feet, at the southeast corner thereof 287.0 feet, and at the northeast corner thereof 287.5 feet.

At a point three hundred (300) feet north of the northwest corner of Fourth and Walnut Streets 288.5 feet, and at a point seventy (70) feet east of the last named point 288.5 feet.

At the intersection of the west line of Fourth Street with the north line of Loma Grande 285.91 feet, and at the intersection of the east line of Fourth Street with the north line of Loma Grande 285.93 feet.

And the grade of said Fourth Street between the points fixed by this ordinance, shall be of uniform ascent and 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 the average of the curb grades.

Section 2. all Ordinances or parts of Ordinances in conflict herewith are hereby repealed, and this ordinance shall take effect and be in force from and after its passage and one publication in the Daily Sun.

A Resolution of Intention to Change the grade of D Street was read and referred to the Street Committee for one week.

The following Resolution of Condolence submitted by the Joint Committee heretofore appointed was read and on Motion of Delegate Nutt adapted by the following vote, to wit:-

Aye - Delegates Thorpe: Pauly: Nason: Burns: Miller: Baker: Braut: Adiger: Metzmann: Cloud: Nutt & Williams.
No - None.

Absent - Delegates Creppin: Conn: Escher & Price.

Said resolution is as follows, to wit:-

Joint Resolution No.

Inasmuch as God in his Providence has seen fit to take from amongst us, in the person of our fellow citizens the Ex Mayor of this City, Douglas Munn, one, who has always been the staunch friend of our City, always most generous to the distressed, cordial and open hearted to his associates and the beloved son of aged parents; Now, Therefore,

Be it Resolved that we, the Common Council of the City of San Diego, respectfully tender to the family of the deceased our heartfelt sympathy in this our mutual bereavement.

Com. Board of Aldermen	{	A. E. Nutt.
		C. C. Braut.
		W. E. Howard.
Com. Board of Delegates.	{	Dr Baker
		Chas. W. Pauly
		W. W. Nutt

Whereupon on Motion of Delegate Baker the Clerk was instructed to publish said Resolution in the Daily papers, and to send a copy of same to the relatives of the deceased.

Whereupon the Board adjourned until Monday, Dec. 7th, 1891, at 7:30 O'Clock P. M.

K. Jewell
City Clerk

A. H. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California, Dec. 7th, 1891.

A regular meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M.

In the absence of the President the Clerk called the Board to order.

Present - Delegates Phelps: Crippin: Pauley: Burns: Miller: Baker: Prout: Rediger: Conn: Escher: Metzger. & Clerk Ware.

Absent - Delegate Nason: Price: Loub & Williamson.

Phelps on motion of Delegate Pauley, Delegate Burns was elected President pro tem.

The minutes of a special meeting held Nov. 30th at 10 O'Clock A. M. and of adjourned meeting held Nov. 30th were read and approved.

The report of the Police Judge for the month of Nov. was presented and on motion of Delegate Rediger referred to the Finance Committee.

The report of the Joint Street Committee on the petition of the San Diego Electric Railway Company for a franchise was read and on motion of Delegate Prout, adopted.

Said report is as follows, to wit:
To the Common Council,

City of San Diego,

Gentlemen:

The Joint Street Committee recommends: In the matter of the petition of the San Diego Electric Railway Company, for franchise, that the prayer of the petitioner be granted, with the amendments as made by the City Attorney.

Respectfully Submitted,

Dated: Dec. 7th, 1891.

Chas. N. Pauley.

Geo. H. Crippin.

A. J. Gassen.

Attest: Metzger.

H. O. Whitney.

Joint
Street
Committee

The report of the Water Commissioners to whom was referred the petition for an extension of a water main in Cargant Avenue was read and on motion of Delegate Nuttall adapted and is as follows, to wit:-
 San Diego, Cal. Dec. 7th 1891.

To the Board of Delegates.

Gentlemen:-

The Board of Water Commissioners to whom was referred the accompanying petition for an extension of the water main in Cargant Ave. recommends that said extension be made.

Respectfully Submitted,

By order of the Board of Water Commissioners
 E. N. Ridding City.

The report of the Water Commissioners to whom was referred the petitions to have Water Mains extended on F Street and on Kearney Avenue, was read and adapted and is as follows, to wit:-

San Diego, Cal. Dec. 7th 1891.

To the Common Council.

Gentlemen:-

The Board of Water Commissioners, to whom was referred the accompanying petitions for an extension of water mains, on F Street from 30th to 33rd and extend both ways on 33rd, also on Kearney Ave., from 23rd to 24th Street, recommends that the prayer of the petitioners be granted.

Respectfully Submitted,

By order of the Board of Water Commissioners
 E. N. Ridding City.

The reports of the Water Commissioners and the Joint Water Committee in the matter of extending a Water Main on B Street east from 12th Street were read and on motion of Delegate Nuttall adapted.

Said reports are as follows, to wit:-

San Diego, Cal. Nov. 30th 1891.
 To the Common Council,
 Gentlemen:

The Board of Water Commissioners to whom was referred the matter of extending a water main in "B" or "C" streets, beg to report as follows: We recommend that a six inch cast iron pipe be laid in "B" street, commencing at the 12 inch main in 12th street, and running east to a point 10 feet east of the center of 18th street. And that two fire hydrants be placed on said extension, at points to be fixed by this Board. The length of said extension is 1880 feet.

Respectfully Submitted
 By order of the Board of Water Commissioners
 C. N. Belding City.

The report of the Joint Water Committee is as follows.

San Diego, Cal. Dec. 7th 1891.
 To the Common Council,
 City of San Diego,
 Gentlemen:

The Joint Water Committee recommend that in accordance with the recommendations of the Board of Water Commissioners, a 6 inch main pipe be laid in "B" street, commencing at the 12 inch main in 12th street, and that a Joint Resolution ordering said improvement be passed.

Respectfully Submitted
 N. J. Christian
 John C. Fisher
 J. C. Braudt
 W. J. Prout
 Chas. W. Pauley } Joint Water Committee

The report of the Special Committee to whom was referred the matter of changing the grade of certain streets near the water front to conform to the grade of the Bulkhead as established by the Harbor Commissioners was read and on motion of Delegate Baker adopted.
 Said report as adopted is as follows, to wit:-

To the Board of Delegates,

Your Committee finds, That the grades of all streets at the Water front, should be made to conform to the grade as established by the Board of Harbor Commissioners for the Bulkhead; as the official grade on most of the streets intersecting the water line are now at or near the City Datum line which is but $1\frac{1}{2}$ feet above the line of ordinary high tide. The City Engineer should be instructed to prepare a map and graphics showing existing grades in comparison with grades of Wharves, Piers &c. on water front and that the Chief Eng. of the Board of Harbor Commissioners should be requested to give such data as would be necessary to conform to Harbor lines and act with the City Eng. in modifying existing grades to conform with grades of Wharves, Piers &c.

Respectfully Submitted,

J. W. Burns.
A. N. Miller } Committee
M. M. Conn

Dated: Dec 7/891.

The report of the Street Committee in reply to a resolution instructing said Committee to inquire as to the intention of the San Diego Street Car Co. in changing the N Street Car line into an Electric System was read and on motion of Delegate Brouk adopted, and is as follows, to wit:-

To the Board of Delegates,

City of San Diego,

Gentlemen:

In reply to resolution instructing the Street Committee to inquire as to the intention of the San Diego Street Car Company in changing the N St. Car line into an Electric road, we find:

That it is the intention of said Company to put in a double track Electric Street Railroad on N Street from the wharf to 16th Street, with overhead trolley wires supported by cross wires suspended from wooden poles within the curb line on the sides of the Street.

We find that Ordinance No. 130 gives the Company the privilege to change their motive power to Electricity and that no action of the Council is required.

Respectfully Submitted,

Chas. N. Pauley } Street
Arthur H. Mason } Committee

A Joint Resolution requiring the San Diego Water Company to lay a water main in B Street was read and on motion of Delegate Prout adopted by the following vote to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Prout: Conn: Escher & Nuttall.

Noes- Delegate Rediger.

Absent- Delegates Mason: Mertzmann: Price: Davis: and Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 144.

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

That the San Diego Water Company be, and it is hereby authorized and required to lay a six inch cast iron pipe in B Street, commencing at the 12 inch main in 12th Street, and running east to a point 10 feet east of the center of 18th Street, and to place on said extension two Fire Hydrants at points to be designated by the Board of Water Commissioners.

Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et al., and the City of San Diego, on the 18th day of April, 1891, under and by virtue of Joint Resolution No. 56, of the Common Council of said City.

The following Concurrent Resolution was read and on motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Prout: Rediger: Conn & Escher.

Noes- None.

Excused- Delegate Nuttall.

Absent - Delegates Nason: Mertzmann: Price: Doud
and Willidms.

Said resolution as adopted is as follows, to wit:

Concurrent Resolution No 28.

Be it Resolved, by the Common Council of the City of San Diego, California; That the San Diego Electric Railway Company has filed a petition and application, a copy of which is hereto attached and made a part hereof, marked "Exhibit A". That the said Common Council ^{hereby} determines that a double track street railway franchise should be granted along and upon the route described in said petition and application, to wit:-

Commencing at the intersection of Sixteenth Street with Logan Avenue; thence along and over Logan Avenue to Twenty Sixth Street; thence along and over Twenty Sixth Street to National Avenue to a connection with the railway tracks thereon; also along and over National Avenue from Thirtieth Street to a point sixty (60) feet east of Thirty first Street.

And that a franchise for an additional street railway track should be granted along and upon the following route, as described in said petition and application, to wit:-

Along and over Sixteenth Street from "A" Street to Logan Avenue; along and over National Avenue from Twenty Sixth Street to Thirtieth Street.

And the said Common Council offers to grant said franchise to the person, Company or Corporation who will pay the highest sum for the said franchise.

The Common Council has the right to reject any and all bids, and may refuse to grant a franchise for any part of said route.

Sealed bids are invited, and will be received for said franchise, at the City Clerk's office in the City Hall, up to the hour of 5 O'Clock P.M. on the 21st day of Dec. 1891. All bids offered shall be accompanied by a check, certified by a responsible bank, payable to the order of the City Clerk, for an amount not less than five per cent of the aggregate of the proposals.

The successful bidder shall pay all costs of advertising.

"Exhibit A"

To the Honorable, The Common Council of the City of San Diego, California:

The San Diego Electric Railway Company petitions the Honorable, the Common Council of the City of San Diego, for authority to construct, and maintain and operate for the period of twenty-five years, a double track street railway along and upon the following streets in the City of San Diego, California, to wit:-

Commencing at the intersection of Sixteenth Street with Logan Avenue; thence along and over Logan Avenue to Twenty sixth Street; thence along and over Twenty sixth Street to National Avenue to a connection with the railway tracks thereon; also along and over National Avenue from Thirtieth Street to a point sixty (60) feet east of Thirty first Street.

The San Diego Electric Railway Company also petitions for authority to construct and maintain and operate for the period of twenty-five years in junction with the railway track already constructed, an additional street railway track along and upon the following streets in the City of San Diego, California, to wit:-

Along and over Sixteenth Street from A Street to Logan Avenue; along and over National Avenue from Twenty sixth Street to Thirtieth Street.

Upon the following conditions and limitations, viz:-

I.

That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appurtenances, horses or mules may be used to propel cars thereon during the time necessary to repair the said machinery or appurtenances.

II.

That the grantee or its assigns shall grade, pave or macadamize, as the said Council may direct, the entire length of that portion of said streets used by said railway tracks, between the rails and for two feet on each side thereof; and between the tracks, and keep the same constantly in repair, flush with the

street, and with good crossings.

III.

That the tracks shall be four feet eight and one half inches within the rails; and shall have a space between them, and between side tracks turn outs and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

IV.

That work on the construction of said railway shall commence within two days after the granting of the franchise therefor and an expenditure of twenty thousand dollars made in purchasing equipment and in construction within thirty days thereafter, and be prosecuted continuously, and shall be wholly completed and operated within twelve months thereafter.

V.

That the City of San Diego reserves the right to grade, sewer, pave, macadamize, or otherwise improve, alter or repair, the said streets; such work to be done so as to obstruct the said railway as little as possible, the grantee or its assigns shall shift and reshift said rail so as to avoid the obstructions thereby.

VI.

That the laying of said tracks, and all sidetracks, turnouts, switches or curves, shall conform in all cases with the grade of any of said streets which have been graded, and in all other cases as near to the natural grade of such street as practicable, and when at any time any part of said route shall be graded, and the grade thereof altered or changed by the said Common Council, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee or its assigns. The double tracks laid upon and over each of said streets above mentioned, shall be of equal distance from the curb line of each of said streets.

VII.

No switch shall be constructed or maintained within fifty feet of any cross street, and the location

of such switches or turnouts shall be changed at the expense of the grantee or its assigns whenever so ordered by the Common Council.

VIII.

That the City Engineer shall, under the direction of the Common Council, give the established grades of the streets along the line of the construction of said railway; and set stakes indicating the said grade. He shall see that the said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required he shall receive such fees as are provided therefor, and the same shall be paid by the grantee.

IX.

That the failure to comply with any of the conditions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

X.

That the said Common Council reserve the right to repeal, amend or modify the ordinance granting the franchise.

The San Diego Electric Railway Company,
By Wm. K. Gibson & Titus
its attorney.

A Resolution of Intention to change the grade of "C" Street was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes- Delegates Thorpe, Crippen, Pauly, Miller, Baker, Phout, Rediger, Conn & Notzall.

Noes- Delegates Burns & Escher.

Absent- Delegates Nason, Moritzmann, Price, Doud and Williams.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To change the grade of "C" Street from the East line of Eleventh Street to the East line of Culverwell & Raggart's Addition.

Resolved, that it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

To change the grade of "C" Street from the East

line of Eleventh Street to the East line of Osceola and Raggarts Addition in said City, as follows:

At the Southwest Corner of "C" and 12th Streets, from 83.5 to 82.0 feet; at the Northwest Corner thereof, from 84.5 to 83.0 feet; at the Southeast Corner thereof, from 83.5 to 82.0 feet; and at the Northeast Corner thereof, from 84.5 to 83.0 feet.

At the Southwest Corner of "C" and 13th Streets, from 68.0 to 72.0 feet; at the Northwest Corner thereof, from 69.0 to 73.0 feet; at the Southeast Corner thereof, from 68.0 to 72.0 feet; and at the Northeast Corner thereof, from 69.0 to 73.0 feet.

At the Southwest Corner of "C" and 14th Streets, from 75.0 to 79.0 feet; at the Northwest Corner thereof, from 76.0 to 80.0 feet; at the Southeast Corner thereof, from 75.0 to 79.0 feet; and at the Northeast Corner thereof, from 76.0 to 80.0 feet.

At a point one hundred (100) feet east of the Northeast Corner of "C" and 14th Streets, from 83.5 to 83.0 feet; and at a point one hundred (100) feet east of the Southeast Corner thereof, from 82.5 to 82.0 feet; and at a point three hundred (300) feet east of the Northeast Corner thereof, from 83.5 to 82.0 feet; and at a point three hundred (300) feet east of the Southeast Corner thereof, from 82.5 to 81.0 feet.

At the Southwest Corner of "C" and 19th Streets, from 65.0 to 76.0 feet; at the Northwest Corner thereof, from 65.0 to 76.0 feet; at the Southeast Corner thereof, from 67.0 to 77.0 feet; and at the Northeast Corner thereof, from 67.0 to 77.0 feet.

At the Southwest Corner of "C" and 20th Streets, from 87.0 to 97.0 feet; at the Northwest Corner thereof, from 87.0 to 97.0 feet; at the Southeast Corner thereof, from 89.0 to 98.0 feet; and at the Northeast Corner thereof, from 89.0 to 98.0 feet.

At the Southwest Corner of "C" and 21st Streets, from 113.0 to 118.0 feet; at the Northwest Corner thereof, from 113.0 to 118.0 feet; at the Southeast Corner thereof, from 115.0 to 119.0 feet; and at the Northeast Corner thereof, from 115.0 to 119.0 feet.

At the Southwest Corner of "C" and 22nd Streets, no change; at the Northwest Corner thereof, no change; at the Southeast Corner thereof, from 141.0 to 140.0 feet; and at the Northeast Corner thereof, from 141.0 to 140.0 feet;

At the southwest corner of "C" and 23rd Streets, from 163.0 to 160.0 feet; at the northwest corner thereof, from 163.0 to 160.0 feet; at the southeast corner thereof, from 164.0 to 161.0 feet; and at the northeast corner thereof, from 164.0 to 161.0 feet.

At the intersection of the north line line of C Street with the east line of Culverwell and Paggart's Addition, from 179.2 to 176.2; and at the intersection of the south line of C Street with the east line of Culverwell and Paggart's Addition, from 179.2 to 176.2 feet.

And the grade of said C Street between the points fixed hereby (from Eleventh Street to the East line of Culverwell and Paggart's Addition) shall be of uniform ascent and descent as shown by the grade map made by the City Engineer and on file in his office: and that the damages, cost and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:-

Beginning at a point one hundred and fifty (150) feet south of the intersection of the south line of C Street with the east line of Culverwell and Paggart's Addition thence running west or westerly producing a line 150 feet from and parallel with the south line of C Street, to a point on the east line of 6th Street; thence north along the east line of 6th Street to a point 150 feet north of the north line of "C" Street; thence east or easterly, producing a line 150 feet from and parallel with the north line of C Street, to a point on the east line of Culverwell and Paggart's Addition; thence south or southerly, along the easterly line of Culverwell and Paggart's Addition three hundred and eighty (380) feet to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said Newspaper is issued therein.

The Clerk of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

The petition of H. Kerber for a retail Liquor License was presented, and referred to the Health & Morals Committee.

The petition of property owners to have the Water

Maine extended to Pacific Beach was read and referred to the Water Committee & Water Commissioners.

The petitions of residents north of "G" and east of 16th streets to have Fire Hydrant located at the corner of 19th and D streets and other points to be located by the Council was read and referred to the Fire Committee.

A Communication from D. M. & N. D. Hammack Atty's for Jos. A. Allison stating that the San Diego River Bridge is on private property belonging to the heirs of Robert Allison, and asking that a committee be appointed to confer with them in the matter was read and on motion of Delegate Pauley referred to the City Lands Committee.

The petition of Jas. Haivore for permission to grade D street in front of Lot A, Block 46 was read and on motion of Delegate Crippen the prayer of the petitioner was granted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Probst: Adigun: Cohn: Escher & Nuttall.

Nays- None.

Absent- Delegates Nason: Morkymann: Price: Doud and Williams.

The report of the Joint Street Committee in the matter of the protest against the proposed change in the grade of D street was read and adopted and is as follows, to wit:-

To the Common Council
City of San Diego.

Gentlemen:-

The Joint Street Committee recommends that the protest, to the proposed change in the grade of D street, be not considered, and that the grade as fixed by Resolution of Intention adopted Nov. 35, be adopted as the grade of said D street for the reason that any other grade will be impracticable.

Respectfully Submitted.

A. G. Gasson.

A. E. Nutt.

Dated: Dec. 7th, 1891.

H. F. Whitney.

Chas. H. Pailly

H. W. Nettell

George H. Crippen

} Joint

Street Committee

The City Clerk presented the affidavit of Walter M. Edwards principal Clerk of the printer and publisher of The San Diego Daily Sun a daily newspaper published and circulated in the City of San Diego, State of California, showing that the resolution ~~of intention~~ passed by the Board of Delegates of the City of San Diego, Calif., Nov. 25 1891, and by the Board of Aldermen of said City, on the 3rd day of Nov. 1891, declaring the intention of the Common Council of said City to order the following Street Work to be done, to wit:-

"To change the grade of D Street from the west line of 15th Street to the east line of 22nd Street", was published in said newspaper on the 7th, 9th, 10th, 11th, 12th, 13th, 14th, 16th, 17th & 18th days of Nov. 1891. Said affidavit was received and filed.

The City Clerk also presented the affidavit of Geo. D. Goldeman Deputy Clerk of the City of San Diego, California, showing that he did on the 27th day of Nov. 1891, post conspicuously in the following places, to wit:- On the Door of the Hall of the Board of Delegates; On the Door of the Hall of the Board of Aldermen; in the City of San Diego, California, copies of the above mentioned Resolution of Intention to change the grade of D Street, from 15th to 22nd Street, and that the same remained so posted for the period of two days immediately thereafter.

Said affidavit was received and filed.

The City Clerk also presented the affidavit of Walter M. Edwards principal Clerk of the printer and publisher of the San Diego Daily Sun, a daily newspaper published and circulated in the City of San Diego, State of California, showing that a "notice of Street Work" being a notice of the adoption by the Common Council of said City, of the above and before mentioned Resolution of Intention to change the grade of D Street from 15th to 22nd Street, was published in said newspaper from the 11th day of Nov. 1891 to the 18th day of Nov. 1891. Said affidavit was received and filed.

The City Clerk also presented the affidavit of Amos Pettigall Street Superintendent, of the City of San Diego.

California showing that he caused to be conspicuously posted along the line of D Street in said City, from the east line of 15th Street to the west line of Twenty sixth Street, at not more than one hundred feet in distance a part, and not less than three in all, and in front of each quarter block and irregular block liable to be assessed, "Notices of street work" being Notices of the passage by the Common Council of the before mentioned "Resolution of Intention" to change the grade of D Street from 15th to 22d Street. Said affidavit was received and filed.

Now proof of the publishing and posting of said Resolution of Intention to change the grade of D Street from 15th to 22d Street, having been presented, as required by law; protests of the following named persons, owners of the real property sit opposite their respective names, were read, to wit:-

C. H. Brown	Lots 11 & 12 Block 31 Culverwell & Ruggarts Addn
C. M. Pick	Lot 3 " 18 " " "
M. B. Rennie	D 1/2 of " 4 Culverwell's Addn
Wellington Gregory	Lot 12 " 3 " "
Laura M. Blake	" 10 " 43 Culverwell, Ruggarts Addn.

Whereupon on motion of Delegate Prout it was ordered that, the President of this Board appoint a Committee of five, together with the City Attorney, to hear the evidence of said protestants, at Committee Room, in the City Hall, Wednesday, Dec. 16th, 1891, at 2 O'Clock P.M., and the Clerk was instructed to notify said protestants, and to request the Board of Aldermen to appoint a side Committee.

The following Joint Resolution granting Jos. Haivre permission to pave D Street in front of Lot A, Block 46 of Norton's Addition was read and on motion of Delegate Eschov adapted by the following vote, to wit:-

Ayes. Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Prout: Rediger: Conn: Eschov & Metzger.

Noes. None.

Absent. Delegates Nason: Mertzmann: Price: Doud and Willard.

Said Resolution as adapted is as follows to wit:-

Joint Resolution No.

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

That Joseph Fairer & Co. and he is hereby granted permission to pave D. Street in front of Lot A. in Block 46 of Norton's Addition, with Bitumin two inches thick, in front of said Lot to the center of the street;

An Ordinance granting a franchise, for a steam railroad, to the Coronado Railroad Company, having laid over thirty days from the date of its introduction, was read, and on motion of Delegate Pauley adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker: Probst: Rediger: Conn: Escher & Nettell.
Nays-None.

Absent-Delegates Nason: Mertzmann: Price: Bond and Williams.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance granting a franchise to the Coronado Railroad Company (a corporation) authorizing it to construct, maintain and operate for the period of twenty five years, a steam railway along and upon the route hereinafter described in the City of San Diego, California.

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

Section 1. That the Coronado Railroad Company (a corporation) have and it is hereby granted authority to construct and maintain and operate for the period of twenty five years a steam railway along and upon the following described route, in the City of San Diego, County of San Diego, State of California, viz:-

Commencing at the intersection of J Avenue with the line between National City and the Pueblo of San Diego, thence along said J Avenue to Civa Street; thence in a northerly direction, and across lots 19, 20, 21, 22, 23, 24, 31, 32, 33, 34, 35 and 36 in Block 214, Lots 7, 8, 9, 10, 11, 43, 44, 45, 46, 47 and 48 in Block 251 in Pueblo Lots 1161 and 1167, lots 20, 21, 22, 23, 24, 29, 30, 31, 32

and 33 in Block 266, lots 9, 10, 11, 12, 13, 41, 42, 43, 44 and 45 in Block 289, lot 1 in Block 306 in Pueblo Lot 1161 to 34th Street; thence north along 34th Street to National Avenue; thence in a northwesterly direction across lot 25 in Block 291 1/2, lots 16, 17, 18, 19, 20, 21 and 22 in block 292; through the northeast corner of "Brewery tract;" to the alley in said tract, thence west along said alley, and across Blocks 7 and 8 in southwest quarter of Pueblo Lot 1160, lots 1, 2 and 3 in Block 339, lots 37, 38, 39, 40, 41, 13, 14, 15, 16 and 17 in Block 338, lots 26, 27, 28 and 29 and 24 in block 337 in Choate's Addition to 31st Street; thence north along 31st Street to O Street; thence northwesterly across lot 48, and frac. lot 2 in Block 331 Lots 23, 22, 21, 20, 19, 18 and 17 in Block 105 to N Street; thence westerly along N Street to a point where the center line of N Street would intersect the Southern California Railroad track at the foot of 8th Street.

And also along Ninth Street in Norton's Addition from N Street to L Street and thence west on L Street to Fifth Street, all according to plat thereof on file in the City Surveyor's office.

Upon the following conditions and limitations, to wit:

1. That the Coronado Railroad Company shall complete said road within six months from the date hereof and operate the same, and the failure to operate the same for one year shall forfeit this franchise.
2. That said railway shall be constructed in such a manner as will present the least obstruction to the free use of the streets, the tracks to be as nearly as possible in the center of the streets wherever the same pass over and along streets.
3. That the said Coronado Railroad Company, its successors and assigns, shall pave and keep in repair the street between the rails of the track and for at least two feet on each side of the track of the same, including switches, turnouts, and side tracks, and that said Coronado Railroad Company, its successors and assigns, shall allow any railroad company or corporation to which a similar right, privilege or franchise may be granted, to use in common with it the same track or tracks upon such terms as the Common Council shall determine.
4. That the tracks shall be standard gauge and

shall have a space between them and between sidetracks, turnouts and switches of not less than four feet eight inches, being sufficient to allow the cars to pass each other freely.

5. That the City of San Diego reserves the right to grade, pave, macadamize, sewer or otherwise improve, alter or repair the said streets, such work to be done so as to obstruct the said railway as little as possible, the grantee shall shift and re-shift said rails so as to avoid the obstructions made thereby.

6. That the laying of the said tracks and all side tracks, turnouts, switches or curves shall, in all cases, conform with the grade of any of said streets which have been graded, and in all other cases as near to the natural grade of such streets as practicable, and when at any time any part of said road shall be graded or the grade thereof altered or changed by the said Common Council, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee.

7. That the location of any switch or turnout shall be changed at the expense of the grantee ^{whenever} so ordered by said Common Council.

8. That the City Engineer shall under the direction of the Common Council, give the established grades of the streets along the line of construction of the said railway, and set stakes indicating the said grade; he shall see that the said railway is constructed and maintained in conformity with the terms and requirements of the franchise; and for the service as herein required he shall receive such fees as are provided therefor, and the same shall be paid by the grantee.

Section 2. That the failure to comply with any of the above conditions shall work a forfeiture of the rights and privileges granted thereby.

Section 3. That the Common Council reserves the right to repeal, amend or modify this ordinance.

Section 4. That Ordinance No. 149 passed on the 3rd day of November 1887, is hereby repealed.

Section 5. Any failure of said grantee or its assigns to construct, maintain or manage said railroad as required by this ordinance, or to comply with any of the requirements or conditions herein, is hereby

Made unlawful; and for any such failure or otherwise, of any of the requirements or conditions of this ordinance, said grantee shall pay to the City of San Diego, not less than \$25.00 nor more than \$300.00 to be recovered back again in the name of said City.

Section 6. That this ordinance shall take effect and be in force from and after its passage and approval and one publication thereof in the San Diego Daily Sun, a newspaper printed and published in said City of San Diego, and being the official paper.

On motion of Delegate Prout the report of the City Lands Committee & City Attorney on the petition of Mrs. Sarah J. Redford was taken from the table and read.

Whereupon on motion of Delegate Rediger action on the same was postponed one week.

The President appointed Delegates Prout, Mertzmann, Crippen, Pauley & Conner as the Committee to hear protestants in the matter of the "D" street grade.

Whereupon the Board adjourned until Monday December 14th, 1891, at 7:30 O'Clock P. M.

H. J. W. as
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego, California, Dec. 14th, 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P.M. with President Williams presiding.

Present- Delegates Crippen: Pauley: Burns: Miller: Baker:
Prout: Adiger: Cann: Mertzmann: Keschov: Price: David:
Nutzell: Williams & Clerk Ware.
Absent- Delegates Thorpe & Mason.

The minutes of regular meeting held Dec. 7th 1891. were read and approved.

After giving notice President Williams did, in open session sign Ordinance No 14, being an ordinance establishing the grade of 14th Street. Also Ordinance No 14 being an ordinance granting a franchise to the Coronado Railroad Company.

A message from the Mayor transmitting the report of the expert, appointed by him, for the purpose of examining the Books, accounts records &c of the various departments of the City government; was read and filed.

Thereupon the report of such expert was read and on motion of Delegate Adiger referred to the Finance Committee.

The report of the Joint Water Committee and Water Commissioners to whom was referred the petition to have water mains extended in Pacific Beach was read and on Motion of Delegate Mertzmann adopted, and is as follows to wit:-
To the Common Council,

City of San Diego.

Gentlemen:

The Joint Water Committee and Water Commissioners, to whom was referred the petition of C. H. Turner & al., for extensions of water mains in Pacific Beach, recommends that

said petition be granted, and that the Pacific Beach Company be required to guarantee to the City an income of \$400⁰⁰ per year on the said extensions.

N. P. Christian.
John C. Fisher.
C. C. Braudt.
N. J. Thout.
Chas. W. Pauly.
A. M. Shaw.
E. N. Elliott.

} Joint Water
Committee.
Water
Commissioners.

Dated: Dec. 12th 1891.

The recommendation of the Joint Water Committee that the 4 inch main in 4th Street be replaced with an eight inch pipe was read and on Motion of Delegate Nitzell adopted, and is as follows, to wit:

To the Common Council

City of San Diego.

Gentlemen:

The Joint Water Committee and Water Commissioners herewith recommend, that the four inch main on Hawthorne Street, from 5th Street to 4th Street, and on 4th Street, from Hawthorne Street to Air Street, be replaced with an eight inch pipe, that the residents along said route can be supplied with water, and to give a sufficient Fire Hydrant pressure.

John C. Fisher agreeing to guarantee an income to the City, equal to ten (10) per cent on the cost of said improvement.

The length of said pipe to be replaced with an 8 inch pipe is 900 feet and the approximated cost is \$1300.

We further recommend that a Joint Resolution, presented herewith, ordering said work, be passed.

Respectfully Submitted.

N. P. Christian.
John C. Fisher.
C. C. Braudt.
N. J. Thout.
Chas. W. Pauly.
A. M. Shaw.
E. N. Elliott.

} Joint
Water
Committee.
Water
Comm.

Dated: Dec. 12th /91.

The following report of the Joint Water Committee was read and on Motion of Delegate Rediger adopted.

Said report is as follows, to wit:-

To the Common Council

City of San Diego.

Gentlemen:-

The Joint Water Committee to whom was referred the petition of residents for an extension of a water pipe in Cargant Avenue, as recommended by the Board of Water Commissioners, and that pipe be laid in Kearney Avenue from 23^d to 24th Street; recommends that said petitions be granted.

Also that the petition of Mrs. Annie L. Keating et al. asking that a water main be laid in A Street from 30th to 33^d Street, and bath ways on 33^d Street, be granted, and that said parties be required to give a bond to the City guaranteeing an income from said extensions equal to ten (10) per cent interest on the cost of said improvement.

Respectfully Submitted,

N. A. Christian
John C. Fisher
C. C. Brandt
W. J. Trout
Chas. W. Pauley

Joint
Water
Committee.

Dated: Dec. 12th, 1891.

The report of the Finance Committee to whom was referred the Communication of the City Assessor asking of additional help in making the assessment in conformity to a new act of the Legislature was read and on motion of Delegate Trout adopted, and is as follows, to wit:-

To the Board of Delegates

City of San Diego.

Gentlemen:-

Your Finance Committee to whom was referred the Mayor's Message of Nov. 30th, 1891, and the Communication of the City Auditor, find that the last Legislature imposed new and additional duties upon the City Auditor & Assessor in this: that under Section 3 & 36 as amended by the Act of March 14th, 1891, the Assessor must

assess all property of absent owners in the name of such owner, if known, and if unknown and it appears of record in the office of the County Recorder, then in the name of such owner.

On order to make a valid assessment it will be necessary to appoint at least three Special Assessors who are practical abstract men and familiar with the records.

We would therefore recommend that an ordinance be passed, authorizing the City Assessor to appoint 3 additional Assessors for 2 months or as for such time as is necessary to make the assessment at a salary of \$100⁰⁰ Dollars per month each, which we find is reasonable as competent men can be obtained.

George H. Crippen
B. H. Mertzmann } Finance
M. M. Conn } Committee

Dated: Dec. 14th, 1891.

The report of the Finance Committee to whom was referred the report of the Police Judge was read and on motion of Delegate Nuttall adopted and is as follows, to wit:-

To the Honorable the Board of Delegates
Your Finance Committee to whom the above report was referred would respectfully recommend that the same be placed on file.

George H. Crippen
B. H. Mertzmann
M. M. Conn

The following Joint Resolution requiring the San Diego Water Company to replace its water main in 4th street with an 8 inch pipe was read and on motion of Delegate Nuttall adopted, by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Burns: Miller:
Baker: Probst: Rediger: Conn: Mertzmann: Escher:
Houb: Nuttall & Williams.
Excused- Delegate Price.
Noes- None.

Absent- Delegates Thorpe & Nason.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 118.

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

That the San Diego Water Company be, and it is hereby authorized and required to replace the four inch pipe in Hawthorne street, between 5th Street and 4th Street, and in 4th Street between Hawthorne Street and Fir Street, with an eight inch Cast iron pipe.

Said pipe to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et al. and the City of San Diego, on the 18th day of April, 1891, under and by virtue of "Joint Resolution No. 56" of the Common Council of said City.

A Joint Resolution requiring the San Diego Water Company to lay additional water mains in Pacific was read and on motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Burns: Miller: Baker: Frank: Adair: Cook: Markmann: Escher: Price: Doud: Nitzler & Williams.
Nays- None.

Absent- Delegates Thorpe & Nason.

Said resolution as adapted, is as follows, to wit:-

Joint Resolution No.

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

That the San Diego Water Company be, and it is hereby authorized and required to lay a 16 inch Galmin pipe in 10th Street, from the present main, at Pacific Beach, to Georgia Avenue a distance of 3030 feet. Also a 12 inch Galmin pipe in Idaho Avenue from 9th Street to 13th Street a distance of 2400 feet.

Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et al. and the City of San Diego on the 18th day of April, 1891, under and by virtue of "Joint

Resolution No. 56 of the Common Council of said City.

The following Conference Committee report was read and on motion of Delegate Cann adopted by the following vote, to wit:-

Ayes. Delegates Crippen: Pauly: Burns: Miller: Baker: Prout: Rediger: Cann: Mertzmann: Escher: Price: Doud: Nuttall & Williams.
Noes. None.

Absent. Delegates Thorpe & Nason.

Said report as adopted is as follows, to wit:-
To the Common Council

Gentlemen:-

The your Conference Committee to whom was referred the matter of advertising for bids for lighting the City, respectfully present the accompanying resolution as a substitute resolution and recommend its adoption.

W. E. Howard.

A. H. Gassen.

W. J. Prout.

Chas. W. Pauly.

} Conference
Committee.

Whereupon the following Joint Resolution submitted by said Conference Committee was read and on motion of Delegate Baker adopted by the following vote, to wit:-

Ayes. Delegates Crippen: Pauly: Burns: Miller: Baker: Prout: Rediger: Cann: Mertzmann: Escher: Price: Doud: Nuttall & Williams.
Noes. None.

Absent. Delegates Thorpe & Nason.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 119.

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

That the Board of Public Works be, and it is hereby instructed to advertise for sealed proposals for lighting the City for the term of one year. Service to commence at the expiration of the present contract, which is March 31st, 1892.

The advertisement shall provide for six

lamps of 2000 Candle power each, to be placed upon either iron or wooden towers, at the intersection of such streets as the Common Council may by resolution designate, and to be not more than one block from the location of the present towers, or in case the contract be awarded to the Company at present lighting the City, the location to remain the same as at present; but there shall not be less than the present number of towers, and such additional towers as the Common Council may from time to time order.

The advertisement shall also provide for proposals for lighting the business portion of the City, either by 2000 Candle power Arc or 50 Candle power incandescent lights. The Arc lights to be placed as the Common Council shall designate at each alternate street crossing, similar to the present system, and the incandescent lights to be placed at each street crossing in the center thereof as the Council may designate.

The number of Arc lights on the business streets shall not be less than the present number used, and the incandescent lights shall be of such number as the Common Council may order.

The advertisement shall provide for separate bids for Arc or incandescent lighting, and separate bids for lighting the business portion of the City with low Arc or incandescent lights, and for lighting the other portion of the City with high Arc lights on towers, and bids for lighting the entire City as above mentioned; and the advertisement shall also provide for as many additional lights as the Common Council may from time to time order.

All lights to be run on what is known as the "Moon Schedule".

The Board of Public Works is also hereby especially enjoined to see that the intent and provisions of this resolution are are fully carried out in the advertisement for bids at the earliest possible moment.

A Joint Resolution requiring the City Attorney

to give his opinion as to the legality of the action of the Board of Education in raising the salary of its officers during their term of office was read, and on motion of Delegate Rediger amended by adding "and also if in his opinion the City is entitled to the funds in the San Diego School District to take steps to Mandamus the County officers to turn the funds over to the City Treasurer of the City of San Diego."

Whereupon said resolution as amended was adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Burns: Miller: Baker: Grant: Rediger: Conn: Mertzmann: Eschov: Price: Dand: Nuttall & Williams.

Noes-None.

Absent-Delegates Thorpe & Nason.

Said resolution is as follows, to wit:-

Joint Resolution No. 120.

Whereas, It has come to the knowledge of the Common Council that the Board of Education at its last meeting increased the salary of the City Superintendent of Public Schools from \$75⁰⁰ to \$125⁰⁰, and the salary of the Assistant Clerk from \$75⁰⁰ to \$90⁰⁰ and, Whereas, such action is at variance with the City Charter, and the Constitution of the State of California, Therefore,

Be it Resolved, that the City Auditor be instructed not to pay the aforesaid increase of salary until the City Attorney shall have investigated the legality of the action of the Board of Education to increase the salary of its officers during their term of office, and that the City Attorney is hereby requested to give his opinion to this Council at his earliest convenience; and also if in his opinion the City is entitled to the funds in the San Diego School District to take steps to Mandamus the County officers to turn the funds over to the City Treasurer of the City of San Diego.

A Joint Resolution heretofore adopted by this Board, having been amended by the Board of Aldermen, was read, and on motion of delegate

That the amendment was concurred in and said resolution adopted by the following vote, to wit:-

Ayes- Delegates Criffen: Pauley: Burns: Miller: Baker:
 Thout: Rediger: Cohn: Mertzmann: Escher: Price: Doud:
 Nettell & Williams.

Noes- None.

Absent- Delegates Thorpe & Nason.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 116.

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

That Joseph Faivre be, and he is hereby granted permission to pave D Street, in front of Lot A, in Block 46 of Norton's Addition, with Bitumin two inches thick, in front of said lot to the center of the street, upon the condition that said pavement shall be removed upon the order of the Common Council.

The following Joint Resolution heretofore adopted by the Board of Aldermen was read and on motion of Delegate Burns adopted by the following vote, to wit:-

Ayes- Delegates Criffen: Pauley: Burns: Miller: Baker:
 Thout: Rediger: Cohn: Mertzmann: Escher: Price:
 Doud: Nettell & Williams.

Noes- None.

Absent- Delegates Thorpe & Nason.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 117.

Be it Resolved by the Common Council of the City of San Diego,

That the Board of Public Works are hereby requested to instruct the City Engineer to prepare all necessary data for establishing the grades of all streets embraced in the district bounded by Albatross and Fifth Streets, Gas and University Avenues.

A Joint Resolution inviting the National Editorial Association to visit San Diego, was read and on motion of Delegate Escher adopted by the following

vote, to wit:-

Ayes- Delegates Crippen: Pauley: Burns: Miller: Baker:
Prout: Rediger: Conn: Mertzmann: Escher: Price:
Doud: Matzen & Williams
Noes- None

Absent- Delegates Thorpe & Nason.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 121.

Resolved by the Common Council of the City of San Diego, State of California, That if the National Editorial Association should decide to hold their annual meeting in San Francisco or some other place on the Pacific Coast, the Council of the City of San Diego, on behalf of the City, hereby extend a cordial invitation to the National Editorial Association, to visit during their sojourn in the State of California, the Offorgate City of San Diego, the City of Sunshine and Flowers, and be assured of a hearty welcome and genuine California hospitality.

The City Clerk is hereby instructed to forward a copy of this resolution to the Executive Committee of the National Editorial Association.

The petition of Fred. Kaarde for a retail Liquor License was presented and referred to the Committee on Health & Morals.

read. A message from the Mayor transmitting the request of the City Engineer for a Draughtsman for the month of December at a salary of \$75⁰⁰ was

the same having been heretofore granted by the Board of Aldermen, was, on Motion of Delegate Prout, granted, by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Burns: Miller: Baker:
Prout: Rediger: Conn: Mertzmann: Escher: Price:
Doud: Matzen & Williams
Noes- None

Absent- Delegates Thorpe & Nason.

A Message from the Mayor transmitting

the request of the City Auditor for a Deputy in his office temporarily was read, the same having been heretofore granted by the Board of Aldermen, allowing the Auditor a Deputy for one month at a salary of \$75.00 per month, the same was on motion of Delegate Crippen granted by the following vote, to wit:

Ayes - Delegates Crippen: Fauly: Burns: Miller: Baker: Plaut: Rediger: Conh: Mertzmann: Escher: Price: Dand: Metzger & Williams.

Noes - None.

Absent - Delegates Thorpe & Nason.

On Motion of Delegate Rediger the report of the City Lands Committee & City Attorney on the petition of Mrs Sarah J. Redford was taken from the table and read. Said report was on motion of Delegate Baker adopted and is as follows, to wit:

To the Board of Delegates.

Gentlemen:-

Your Committee on City Lands and City Attorney to whom was referred the petition of Mrs. Redford herewith transmitted, are of the opinion said petitioner does not present a legal demand against the City, or any demand which the Common Councils have power to grant.

We would therefore recommend that the prayer of the petitioner be denied.

B. A. Mertzmann.

E. C. Thorpe.

W. W. Mettill.

William H. Fuller City Atty

City Lands
Committee

Whereupon the Board adjourned until Monday, Dec. 21st, 1891, at 7:30 O'Clock P. M.

H. H. Williams

President Board of Delegates

K. J. Swan
City Clerk

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, Dec. 21st, 1891.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P. M. this day with President Williams presiding.

Present - Delegates Thorpe: Crippen: Pauley: Miller: Baker:

Crout: Mertzmann: Netzel: Williams & Clerk Ware.

Absent - Delegates Nason: Burns: Rediger: Conn: Eschov: Price and Dand.

The minutes of an adjourned meeting held Dec. 14th were read and approved.

The Health & Morals Committee having approved the application of Fred Haardt for a retail liquor license the same was, on motion of Delegate Netzel, granted.

The report of the Finance Committee to whom was referred the report of the expert, appointed by the Mayor to examine the Books & Records of the various Departments of the City; was read and on Motion of Delegate Baker, adopted, and is as follows, to wit: -

San Diego, Cal. Dec. 21st 1891.

To the Honorable Board of Delegates,

Gentlemen:

Your Finance

Committee to whom was referred the report of A. A. Sparks, expert accountant, who examined the vouchers, books and records of the various City Departments, would respectfully report, as follows: Your Committee are of the opinion that there is no just reason why the Books of the Board of Education should not be examined with the rest of the departments. Your Committee find that no attempt was made to examine the vouchers or warrants, and as the balance as shown by the County Auditors to credit of School fund, does not agree with the balance as shown on the books of the Board of Education. The

wanted, therefore recommend that the Mayor be authorized to employ A. A. Sparks, to examine the Book of the Board of Education, so that all existent errors and discrepancies may be corrected so as to have the books of the Board conform with the balances as shown by the City Auditors Record.

George A. Crippen
B. H. Mertzmann Finance Committee

Delegate Burns now enters and takes his seat in the Board.

Delegate Trout is now excused.

A Joint Resolution requesting the Board of Public Works to instruct the City Engineer to furnish a description of the land necessary to extend Milton Avenue was read and on Motion of Delegate Pauley adopted by the following vote, to wit:-
Ayes- Delegates Sharpe, Crippen, Pauley, Burns, Miller, Badger, Mertzmann, Metzger & Williams.
Nays- None.

Absent- Delegates Nason, Trout, Adiger, Conn, Escher, Price & Dand.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 123.

Be it Resolved by the Common Council of the City of San Diego, as follows:- That the Board of Public Works be, and they are hereby requested to instruct the City Engineer to furnish this Council with the Meters and Bounds of the lots and parts of lots and blocks of ground necessary to open and extend Milton Avenue, from its present westerly line, westerly to 12th Street, as shown on the map made by the City Engineer.

The guarantee of the Pacific Beach Company to take and pay for 1400000 worth of water per year for three years, in consideration of the City having water mains extended in Pacific Beach as proposed for was read, and on motion of Delegate Pauley accepted and placed on file.

A Resolution of Intention to grade, pile, cap, and plank 15th Street, from the south line of Ivy Street to the south line of University Avenue, was read and on motion of Delegate Pauley adopted by the following vote, to wit:-

Agree-Delegates Thorpe: Crippen: Pauley: Burns: Miller: Baker:
Mutzmagen: Noyes & Williams
Not Name.

Absent-Delegate Mason: Trout: Rediger: Conn: Eschov: Price
& David.

Said resolution is as follows, to wit:-

Resolution of Intention.

to grade, pile, cap, and plank 14th street, northerly from the
south line of Ivy street, to Walnut street; thence westerly on
Walnut street to a projection south of the west line of 14th
street; thence northerly on 14th street to University Avenue.

Resolved, That it is the intention of the Common Council
of the City of San Diego, State of California, to order the
following Street Work to be done, to wit:

That 14th street in said City northerly from the south line
of Ivy street to Walnut street; thence westerly on Walnut
street to a projection south of the west line of 14th street;
thence northerly, on 14th street, to the south line of University
Avenue, (except such portion thereof, as is required by
law to be kept in order or repair by any person or
company having railroad tracks thereon) and the
sidewalks and the entire crossings thereof with the
streets intersecting the same, be graded to its full width and
to the established grade as shown by profiles on file
in the office of the City Engineer, as established by
Ordinances No 45, 50 & 146, except that portion of 14th
street between the north line of Palm street and the
north line of Redwood street, which shall be
capped, piled and planed as shown by plans
on file in the office of the City Engineer.

The San Diego 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
prescribed by law.

In accordance with the provisions of Concurrent
Resolution No 28 of the Common Council instructing
the Clerk to advertise for bids for a franchise

for an Electric Street Railroad, the Clerk reported he had received but one bid, viz. The bid of the San Diego Electric Railway Company, whereupon the bid was read and Delegate Baker moves to adopt, Delegate Crippen moves to postpone action for one week, which motion was lost, and the original motion was now adopted and the bid accepted.

Delegate Escher now enters and takes his seat in the Board.

An Ordinance authorizing the Assessor to appoint three Special Deputy Assessors for two months was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Burns: Miller: Baker: Mitzmann: Escher: Nicholl & Williams.
Noes-None.

Absent- Delegate Mason: Prout: Rediger: Conn: Price & Sand.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No

An Ordinance providing for, and authorizing the Assessor of the City of San Diego, to appoint three Special Deputies for the year 1892.

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

Section 1. That the Assessor of the City of San Diego is hereby authorized to appoint three (3) Special Deputies, to act as such, for two months, or for such time as is necessary to make the assessment for the year 1892.

Section 2. That the Compensation of said Deputies is hereby fixed at the rate of \$100⁰⁰ per month each, for the time actually employed.

Section 3. That this ordinance shall take effect and be in force from, and after its passage and approval.

Petition of R. J. Higgins for permission to lay a terminous sidewalk on 5th street was read and referred to the street Committee.

Whereupon the Board adjourned until Monday Dec 28th 1891, at 7:30 O'Clock P. M.

H. J. Gwae
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the
Board of Delegates of the City of
San Diego, California Dec. 28th 1891.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M. with President Williams presiding.

Present - Delegates Thorpe: Miller: Baker: Prout: Rediger:
Conn: Mertzmann: Escher: Williams & Clerk Hare.
Absent - Delegates Crippen: Fauly: Nason: Burns: Price:
Dand & Nettzell

After giving notice President Williams did in open session sign Ordinance No. being an ordinance authorizing the Assessor to appoint three special Deputies.

The report of the Fire Committee to whom was referred the petition to have Fire Hydrants located east of 16th Street was read, and on motion of Delegate Prout adopted, and is as follows, to wit:-
To the Board of Delegates
City of San Diego.

Gentlemen:

The Fire Committee to whom was referred the accompanying petition for Fire Hydrants recommends that a Fire Hydrant be placed at the corner of 20th & D Streets when D Street is graded.

Respectfully Submitted
 Paul H. Rediger
 A. N. Miller
 J. A. Eschov } Committee.

A Joint Resolution granting leave of absence to the City Employees belonging to the Naval Reserve, to drill aboard the U.S. Ship San Francisco was read and on motion of Delegate Rediger adopted by the following vote, to wit:-
Ayes Delegates Thorpe: Miller: Baker: Prout: Rediger: Cann: Mertzmann: Eschov & Williams.

Noes - None.

Absent - Delegates Crippen: Pauley: Nason: Burns: Price: Doud & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No

Whereas the Commander of the U.S. Ship San Francisco, now in the Bay of San Diego, has invited Co. "A" of the Naval Reserve to drill aboard his ship, and
 Whereas, a number of City Employees belong to said Co. "A".
 Therefore,

Be it resolved by the Common Council of the City of San Diego,

That all City Employees belonging to the Naval Reserve be, and they are hereby granted permission to absent themselves whenever called upon to drill on board said ship.

The following resolution by Delegate Rediger was read and adopted by the following vote, to wit:-

Ayes Delegates Thorpe: Miller: Baker: Prout: Rediger: Cann: Mertzmann: Eschov & Williams.

Noes - None.

Absent - Delegates Crippen: Pauley: Nason: Burns: Price: Doud & Nettell.

Said resolution as adopted is as follows, to wit:-
 Resolved,

That the Board of Public Works are hereby requested to make an estimate, and submit the same to this Board, of the cost of the Electric Towers of a similar character and number as now in use, also of the Brackets as used at street crossings, and

known as low lights. Said estimate to state the cost both with and without the Arc lamps as at present in use. that is for the bare plant without power.

A Joint Resolution instructing the City Engineer to furnish an estimate of the cost of Piling, Capping, Planking, and Grading Dry Street, was read and on motion of Delegate Knaut adapted by the following vote, to wit:-

Ayes Delegates Thayer, Miller, Baker, Knaut, Rediger, Con. Mertzmann, Escher & Nathans.
Noes - None.

Absent Delegates Crippen, Pauley, Nason, Burns, Price, Doud & Natzall.

Said Resolution as adapted is as follows, to wit:-

Joint Resolution No.

Be it resolved by the Common Council of the City of San Diego that the City Engineer be and is hereby instructed to furnish an estimate of the cost of Piling, Capping, Planking and Grading Dry Street from the east line of Broad Street to the west line of the City Park.

The petition of Peter Mayrhofer for a retail Liquor License was presented and referred to the Health & Morals Committee.

Petition of residents east of 25th Street to have water main extended east to 28th Street was read and referred to the Water Committee and Water Commissioners.

An Ordinance granting a franchise to the San Diego Electric Railway Company for the Construction and operation of an Electric Street Railway in the City, was read and action thereon deferred thirty days in accordance with Sec. 14, Chapter 1 of Article 2 of the City Charter.

Whereupon the Board adjourned until Monday, Jan'y 4th, 1892, at 7:30 O'Clock P. M.

R. J. Gove
City Clerk

H. W. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California, Jan'y 4th, 1892.

The regular meeting of the Board of Delegates was held at 7:30 O'Clock P.M. with President Williams Presiding.

Present- Delegates Pauley: Nason: Burns: Prout: Rediger: Conn:

Mortzmann: Metzger: Williams & Kirk Hare.

Absent- Delegates Thorpe: Crippen: Miller: Baker: Escher:
Price & Dand.

The minutes of adjourned meeting held Dec. 28th were read and approved.

The report of the Street Committee granting permission to N. J. Higgins, to lay a Bituminous sidewalk on 5th Street was read and Delegate Mortzmann moved to adopt, which motion was lost by the following vote, to wit:-

Ayes- Delegates Pauley: Nason: Mortzmann & Williams.

Noes- Delegates Burns: Prout: Rediger: Conn: & Metzger.

Absent- Delegates Thorpe: Crippen: Miller: Baker: Escher: Price & Dand.

A Joint Resolution requesting the Board of Public Works to instruct the City Engineer to make a survey of the land required to open certain ^{streets} on Schillard Menzies and other additions was read and on motion of Delegate Prout adopted by the following vote, to wit:-

Ayes- Delegates Pauley: Nason: Burns: Prout: Rediger: Conn:

Mortzmann: Metzger & Williams.

Noes None.

Absent- Delegates Thorpe: Crippen: Miller: Baker: Escher:
Price & Dand.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 126.

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

That the Board of Public Works
be, and they are hereby requested to instruct the City

Engineer to make a survey of the Land necessary to be taken to open the following streets, to wit:-

Eleventh street to Main street.
 Fifteenth street to Milton Avenue.
 Nineteenth street to Twenty first street.
 Twenty first street to Julian Avenue.
 Twenty first street to South Twenty second street.
 Spring Avenue to N. Street.
 Thirtieth street to Newton Avenue.
 Logan Avenue through Block 4 of Reed & Kibbell's Addition.
 Main street through Block 20 of Reed & Kibbell's Addition.
 Main street through Block 35 of Whitney's Addition.
 and present the same to this Council.

A Resolution of Intention to open Milton Avenue from the South line Norton's and of Sherman's Additions ^{to 12th street} was read and Delegate Prout moves to adopt which motion was lost by the following vote, to wit:-

Noes - Delegates Burns & Williams.

Ayes - Delegates Pauley, Nason, Prout, Rediger, Conn.

Wirtzmann & Witzell.

Absent - Delegates Thorpe, Crippen, Miller, Baker, Eschov.

Price & Dosed.

Whereupon President Williams gives notice that he will move a reconsideration of the above vote at the next meeting of the Board.

A Resolution of Intention to change the grade of D Street from 15th street to 22d street was read and on motion of Delegate Witzell adopted by the following vote, to wit:-

Ayes - Delegates Pauley, Nason, Burns, Prout, Rediger.

Conn, Wirtzmann, Witzell & Williams.

Noes - None.

Absent - Delegates Thorpe, Crippen, Miller, Baker, Eschov.

Price & Dosed.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

to change the grade of D street from 15th to 22d streets.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the

following street work to be done, to wit:-

No. change the grade of D Street from the east line of 15th Street to the east line of 22nd Street, as follows, to wit:-

At the southwest corner of D and 16th Streets from 50.0 to 56.0 feet; at the northwest corner thereof, from 50.0 to 56.0 feet; at the southeast corner thereof, from 50.0 to 56.0 feet; and at the northeast corner thereof, from 50.0 to 56.0 feet.

At the southwest corner of D and 17th Streets, from 53.0 to 64.0 feet; at the northwest corner thereof, from 53.0 to 64.0 feet; at the southeast corner thereof, from 54.0 to 65.0 feet; and at the northeast corner thereof, from 54.0 to 65.0 feet.

At the southwest corner of D and 20th Streets, from 93.0 to 95.0 feet; at the northwest corner thereof, from 93.0 to 95.0 feet; at the southeast corner thereof, from 95.0 to 96.0 feet; and at the northeast corner thereof from 95.0 to 96.0 feet.

At the southwest corner of D and 21st Streets, from 112.0 to 116.0 feet; at the northwest corner thereof, from 112.0 to 116.0 feet; at the southeast corner thereof, from 114.0 to 117.0 feet; and at the northeast corner thereof, from 114.0 to 117.0 feet.

At the southwest corner of D and 22nd Streets, from 141.0 to 139.0 feet; at the northwest corner thereof, from 141.0 to 139.0 feet; at the southeast corner thereof, from 143.0 to 140.0 feet; and at the northeast corner thereof, from 143.0 to 140.0 feet.

And the grade of said D Street between the points fixed hereby (from 15th to 22nd Streets) shall be of uniform ascent and descent as shown by the grade map made by the City Engineer and on file in his office, and that the damages cost and expenses of making said improvement shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit:-

Beginning at a point one hundred and fifty (150) feet south of the southwest corner of D and twenty-sixth (26) Street, thence running west or westerly producing a line 150 feet from and parallel with the south line of D Street to a point on the east line of 15th Street, thence north along the east line of 15th Street to a point one hundred and fifty (150) feet north of the north line of D Street, thence east or easterly producing a line one hundred and fifty (150) feet from and parallel with the north line of D Street to a point on the west line of twenty-sixth (26) Street thence south along the west

line of said 26th Street three hundred and eighty (380) feet to the point of beginning.

The Daily Elven is hereby designated as the daily newspaper, published and circulated in the City, in which this Resolution of Intention shall be published for ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Clerk of this City is hereby directed to publish & post this resolution in the manner prescribed by law.

A Resolution of Intention to open Union Avenue from 26th Street to Logan Avenue was read, and referred to the Street Committee.

Delegate Price now enters and takes his seat in the Board.

Petition of residents east of 30th Street to have water main extended easterly in E Street instead of F Street was presented and referred to the Water Committee and Water Commissioners.

An Ordinance authorizing the Pound-Super to employ an Assistant was read and on motion of Delegate Prout adopted by the following vote, to wit:-
Ayes Delegates Pauley, Nasen, Burns, Prout, Rediger, Conn, Mertzmann, Price, Netzel & Williams.
Noes None.

Absent Delegates Thorpe, Griffen, Miller, Bakov, Eschv & David.

Said ordinance as adapted is as follows, to wit:-

Ordinance No.

An Ordinance authorizing the Pound-Super to appoint an Assistant.

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

Section 1. That the Pound-Super in and for the City of San Diego be, and he is hereby authorized to appoint an assistant Pound-Super.

Section 2. Said Assistant Pound-Super to serve without salary.

Section 3. This ordinance shall take effect and be in force from and after its passage.

and approval and one publication in the San Diego Daily Sun.

An Ordinance to prevent minors under the age of 16 years being upon the streets after 8:30 O'Clock P.M. was read and on motion of Delegate Burns adopted by the following vote, to wit: Ayes-Delegates Pauley, Mason, Burns, Prout, Rediger, Cann, Watson & Williams.

Nays-Delegate Price.

Absent-Delegates Thorpe, Criggen, Miller, Escher & Dand.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance in relation to minors under the age of 16 years being on the streets after 8:30 O'Clock P.M.

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

Section 1. It is hereby made unlawful for any Minor under the age of 16 years to be on any street in said City at night after 8:30 O'Clock P.M. unless accompanied by their parents or guardians, or unless they have the written Consent of their parents, or guardians, or unless they are actually engaged in some business or trade that requires them to be on the streets after said hours.

Section 2. Any minor violating the provisions of this Ordinance shall be fined in any sum not exceeding Ten Dollars, or be imprisoned in the City Jail not exceeding five days, or by both such fine and imprisonment.

Section 3. This ordinance shall take effect and be in force from and after its passage and approval and three publications in the Daily Sun.

Whereupon the Board adjourned until Monday January 18th, 1892 at 7:30 O'Clock P.M.

K. J. Coar
City Clerk

H. A. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San
Diego, California, Jan'y 18th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day with President Williams presiding.

Present: Delegates Harper: Crippen: Pauley: Nason: Burns: Prauff: Rediger: Mertzmann: Wetzell: Williams and Clerk Ware.

Absent: Delegates Miller: Baker: Conn: Escher: Price and Doud.

The minutes of regular meeting held Jan'y 4th were read and approved.

After giving notice President Williams did in open session sign Ordinance N^o 149 being An Ordinance to prevent minors under the age of 16 years being on the streets after 8:30 O'Clock P.M., Also Ordinance N^o 148 being an Ordinance to appoint an Assistant Police-Super.

Delegate Escher now enters and takes his seat in the Board.

A Message from the Mayor together with the report of the Board of Water Commissioners for the month of December, 1891 was read and filed.

The Health & Morals Committee having approved the petitions of Herman Herbig and P. Mayrhofer for retail Liquor License the same were on motion of Delegate Crippen granted.

The Street Committee having returned the Resolution of Intention to open Union avenue with the recommendation that said

resolution be referred to the Joint Street Committee on motion of Delegate Hitzel it was so referred.

The following report of the City Engineer showing the lands required to open and extend various streets was read and on motion of Delegate Escher referred to the Street Committee.

Said report is as follows, to wit:-
To the Common Council of the City of San Diego,
Gentlemen:-

In accordance with instructions I herewith present the area of lots required to open streets as per Joint Resolution No. 126.

11th St. to Main Street.

Block 90 Cleveland's Addition Lots 3-56.8 sq. ft., 4-501.75 sq. ft., 5-393.87 sq. ft., 6-443.09 sq. ft. Total in Block 90 = 956.85 sq. ft.

13th St. to Newton Avenue.

Arac. Block South of Arac. Block 167 Horton's Addition Lot #23-61.82 sq. ft.

15th St. to Milton Avenue.

Arac. Block 157 Mannasse, Schiller's Addition Lot #6-125.96 sq. ft., 17-1204.5 sq. ft., 18-2360.84 sq. ft., 19-2337.57 sq. ft., 20-1580.13 sq. ft., 21-877.75 sq. ft., 22-129.77 sq. ft. Total in Block 157 = 8560.96 square feet.

19th St. to South 21st St.

Unnumbered Arac. Block South of Arac. Block 68 Sherman's Add. 232.9 square feet.

21st St. to Julian Avenue.

Arac. Block 228 Mannasse, Schiller's Addition Lot #6-268.5 sq. ft., 17-774.89 sq. ft., 18-494.67 sq. ft., 19-8.88 sq. ft. Total in above = 1546.89 square feet.

22nd St. to South 22nd St.

Triangular piece lying N.E. of Alley in Arac. Block 228-439.43 square feet.

Driving Avenue to N. Street.

Arac. Block 64 Sherman's Addition - Lot 1-1861.75 sq. ft., 2-3920.75 sq. ft., 3-5258.45 sq. ft., 4-3068.25 sq. ft., 5-1244.0 sq. ft., 6-10.37 sq. ft. Total in Blk 64 = 15363.57 sq. ft.

Logan Avenue through Block 4 Reed & Kubbelle's Add. Lots 25-1604.12 sq. ft., 26-1083.38 sq. ft., 27-562.67 sq. ft.

28-87.65 sq. ft., Total in Block 4 = 3337.77 Square feet.

Main Street through Block 20 Red & Hubbell's Addition
Lots 25-2398.75 sq. ft., 26-1877.37 sq. ft., 27-1351.13 sq. ft. 28-
829.88 sq. ft., 29-308.61 sq. ft., 30-2.22 sq. ft. Total in Block 20 = 6757.96
Square feet.

Main Street through Block 35 N.O. Whitney's add.
Lots 1-2434.31 sq. ft., 2-2600.75 sq. ft., 3-2541.38 sq. ft., 4-
2090.62 sq. ft., 5-1570.88 sq. ft., 6-1051.13 sq. ft., 7-531.28 sq. ft.,
8-70.97 sq. ft. Total in Block 35 = 12890.37 Square feet.

Respect Submitted,
J. M. Shaw.

City Engineer.

Jan 18th 1892.

A Communication from the Board of
Water Commissioners recommending that
the Water rates for the year commencing
July 1st 1892 be established was read and
referred to the Joint Water Committee, the
City Attorney and the Board of Water Com-
missioners.

The petition of residents to have a water
pipe laid in Antioch Avenue from
22nd to 26th Street was presented and referred to
the Water Committee and Water Commissioners.

Petitions of A. L. Myers & Co., George
Kunnen, Bennett & King and Victor
Jones for retail Liquor Licenses were
presented and referred to the Health & Morals
Committee.

The following Joint Resolution by Delegate
Nason was read and on motion of Delegate
Nelson adopted and the Clerk instructed to transmit
a copy of the same to Hon. N. W. Bowers M. C.
by the following vote, to wit: -

Ayes - Delegates Nason: Crippen: Pauley: Nason:
Burns: Prout: Rediger: Mertzmann: Esch: -
Nash & Williams.

Nays - None.

Absent - Delegates Miller: Baker: Conn: Price

and Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 127.

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

That the Hon. W. W. Brewster our Representative in Congress of the United States be, & he is hereby requested to use every and all honorable means to require the Pacific Mail Steamship Co. to call at the port of San Diego in accordance with their mail contract recently made & entered into with the Government of the United States.

The report of the Finance Committee to whom was referred the statements of the Auditor, was read and on motion of Delegate Phoebe adapted and is as follows, to wit:-

San Diego, Cal. Jan 18th, 1892

To the Honorable Board of Delegates

Gentlemen, Your Finance Committee having examined the general report and special report of the City Auditor for the month of October 1891. would respectfully report that they the reports are correct as far as we are able to discern.

George H. Crippen Finance
B. A. Mertzmann Committee

The City Clerk presented the Affidavit of Nator M. Edwards Principal Clerk of the printers and publishers of the San Diego Daily Sun a daily newspaper published and circulated in the City of San Diego, State of California; showing that the resolution passed by the Board of Delegates of the City of San Diego, Calif on the 7th day of December, 1891, and by the Board of Aldermen of said City on the 8th day of December, 1891, declaring the intention of the Common Council of said City to order the following street work to be done, to wit:- "To change the grade of 'C' Street from the east line of Eleventh Street to the east line of Culverwell and

"Nagarto's Addition", was published in said newspaper from the 15th day of Dec. to the 28th day of Dec. 1891 both dates inclusive, said affidavit was received and filed.

The City Clerk also presented the affidavit of A.D. Goldman, Deputy Clerk of the City of San Diego, California, showing that he did on the 17th day of December, 1891, post conspicuously in the following places, to wit: On the Door of the Hall of the Board of Delegates, and on the Door of the Hall of the Board of Aldermen, in the City of San Diego, California, copies of the above mentioned "Resolution of Intention to change the grade of 'C' Street from the east line of 11th Street to the east line of Culverwell & Nagarto's Addition" and that the same remained so posted for the period of two days immediately thereafter: said affidavit was received and filed.

The City Clerk also presented the affidavit of Walter M. Edwards, principal Clerk of the printer and publisher of the San Diego Daily Sun, a daily newspaper, published and circulated in the City of San Diego, State of California, showing that a "Notice of Street Work" being a notice of the adoption, by the Common Councils of said City of the above and before mentioned "Resolution of Intention to change the grade of 'C' Street from the east line of 11th Street to the east line of Culverwell & Nagarto's Addition"; ^{was published in said newspaper daily from the 18th to the 26th days of December, 1891, both days inclusive.} said affidavit was received and filed.

The City Clerk also presented the affidavit of Amos Pittingill, Street Superintendent of the City of San Diego, California, showing that he caused to be conspicuously posted along the line of 'C' Street in said City, from the eastline of 11th Street to the east line of Culverwell & Nagarto's Addition at not more than one hundred feet in distance apart, but not less than ten in all, and in front of each quarter block, and irregular block liable to be assessed. "Notices of Street Work", being notice of the adoption by the Common Councils of said City of the above and before mentioned "Resolution

of Intention to Change the grade of C Street from the west line of 11th Street to the east line of Culverwood & Naggart's Addition, and that he caused a notice similar in substance, to be published for six days in the San Diego Daily Sun; said affidavit was received and filed.

Due proof of the publishing and posting of the of the "Resolution of Intention to Change the grade of C Street from the east line of 11th Street to the east line of Culverwood & Naggart's Addition" having been presented as required by law; Petitioners to have Commissioners appointed, to assess damages and benefits, from the following named persons, owners of the real property sit opposite their respective names were read, to wit:-

Charles A. Buss	Lot 9, 3 1/2 & Blk 31 Culverwood & Naggart's Addn
Almira Armstrong	" 1 N 1/2 2 " 31 " " "
O. R. Williams	" 16, 17 & 18 Thomas Sub div Blk 27 Horton's "
Ella Bacon	" 20 " " " " "
Matilde Anderson	N 75 ft of Lot A Blk 26 " "
O. D. Meyer	Lots 4, 5, 6, 10, 11 & 12 Blk 25 Culo & Naggart's "
R. D. Smith	" 21 & 22 Thomas Sub div Blk 27 Horton's "
H. A. Sloane	N 1/2 Lots 4 & 4 & E 1/4 Lots E & F " 26 " "
L. M. Almetz	Lot 7, N 1/2 Lot 8, Lot 3, S 1/2 " 2 Blk 31 C. & Naggart's "

Thereupon on motion of Delegate Burns the President appointed a Committee of three consisting of Delegates Burns, Nason & Rediger to hear the evidence of said petitioners and the Clerk was instructed to request the Board of Aldermen to appoint a like Committee.

A communication from the San Diego Gas & Electric Light Company according the City the right to use the poles of said Company for two years without charge was read, and on motion of Delegate Prout accepted and ordered spread upon the minutes by the following vote, to wit:-
Ayes- Delegates Nason: Crippen: Nason: Prout: Escher and Nuttall.

Noes- Delegates Pauley: Burns: Rediger: Witzmann & Williams.

Absent- Delegates Miller: Baker: Corn: Price & Sand.

Said communication is as follows, to wit:-

San Diego, Cal. January 18th, 1892.

To the Common Council of the City of San Diego.
Gentlemen.

The San Diego Gas and Electric Light Company by virtue of a Resolution of its Board of Directors, adopted this day, accords the City of San Diego the right to occupy its poles without cost as lessor of the same with Fire Alarm System for a period of two years. If at the end of two years the City should fail to become the owner of the said Fire Alarm System, then the Council shall in its judgment fix such compensation as it may deem equitable.

The San Diego Gas and Electric Lt Co.
By A. M. Powers President.

Attest

Attest:

A. W. Jackson

Secy.

A Communication from Miss Kate O. Sessions submitting a proposition for the permanent improvement of the City Park and transmitting a letter from Fred Law Almsted on the subject was read and on motion of Delegate Northmann referred to the Committee on Streets Highways & Parks.

Petition of Henry Hellows for a retail Liquor License was presented and referred to the Health & Morals Committee.

A Communication from Citizens of the Eighth Ward in the matter of changing the name of Milton Avenue and also as to the route over which the proposed Electric Street Car line should run, was read and filed.

An ordinance to prevent the destroying of certain trees known as the Pinus Torreyana was read and on motion of Delegate Pauley adopted by the following vote, to wit:—

Ayes—Delegates Thorpe, Crippen, Pauley, Mason, Burns, Stuart, Rediger, Northmann, Ecker, Nitzsch and Williams.

Nurs. None.

Absent-Delegates Miller: Baker: Conn: Price & Dand.

Said ordinance as adapted is as follows, to wit:-

Ordinance No.

An Ordinance to prevent the cutting, injuring or destroying any Trees known as the "Pinos Torreyana"

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

Section 1. That it shall be unlawful for any person or persons to cut, injure or destroy any Trees known as the Pinos Torreyana growing upon Pueblo Lots Nos 1332, 1337 and 1338 or any other public lots or lands, belonging to, and within the corporate limits of the City of San Diego.

Section 2. That any person or persons who shall violate any of the provisions of this ordinance shall be fined in any sum not less than 25 dollars, or more than 500 dollars or imprisoned in the City Jail not more than 90 days.

Section 3. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

In accordance with notice previously given President Williams moves to reconsider the vote by which the Resolution of Intention to open Milton Avenue and it was so ordered.

Whereupon on Motion of President Williams said Resolution was referred to the Street Committee.

President Williams moves to adjourn for two weeks, whereupon Delegate Escher moves an amendment to adjourn until Tuesday Jan'y 26th at 7:30 O'Clock P.M. and it was so ordered.

Whereupon on Motion the Board adjourned until Tuesday Jan'y 26th 1892 at 7:30 O'Clock P.M.

K. Jewell
City Clerk

President Board of Delegates

Adjourned Meeting

Councils Chamber of the Board
of Delegates of the City of San
Diego, Calif. Jan'y 26th, 1892.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'clock P. M. with President Williams presiding.

Present-Delegates Pauly: Nason: Burns: Baker: Prout: Rediger: Mutzmann: Escher: Price: Daus: Nettell: Williams & Chas Ware.
Absent-Delegates Thorpe: Crippen: Miller & Conn.

The minutes of adjourned meeting held Jan'y 18th were read and approved.

A message from the Mayor submitting the name of D. O. D. Wright as Police Commissioner vice Angus Carroll resigned was read and on motion of Delegate Prout referred to the Police Committee.

An Ordinance granting a franchise to the San Diego Electric Street Railroad Company, having laid over 30 days from the date of its introduction was read, and Delegate Rediger moves to adopt.

Whereupon Delegate Price calls for the reading of certain petitions filed with the Clerk asking that said franchise be granted, said petitions were read.

Whereupon President Williams called Delegate Prout to the Chair and moved to amend the ordinance by striking out the portion granting the privilege to run over Logan Avenue and National Avenue, inserting instead, that said line shall run along and over Milton Avenue from the street to National Avenue, thence on National Avenue to a point 60 feet east of 2nd Street.

Delegate Rediger raises the point of order that the amendment is out of order for the reason that the Councils has already fixed the route over which the franchise should be granted, and that the Ordinance is now before the Board for adoption or rejection and not subject to

amendment; the Chair ^{rules} the point of order well taken and the ordinance on its passage.

Whereupon President Williams appeals from the decision of the Chair.

The question be put the appeal was lost and the Chair sustained by the following vote, to wit:-

Ayes- Delegates Pauley, Nason, Burns, Rediger, Escher, Price and Dand.

Noes- Delegates Baker, Mertzmann, Nuttall & Williams.

Absent- Delegates Thorpe, Crispen, Miller & Conn.

Delegate Rediger now calls for the previous question which was carried and the ordinance adopted by the following vote, to wit:-

Ayes- Delegates Pauley, Nason, Burns, Baker, Prout,

Rediger, Mertzmann, Escher, Price, Dand & Nuttall.

Noes- Delegate Williams.

Absent- Delegates Thorpe, Crispen, Miller & Conn.

Said Ordinance as adapted is as follows, to wit:-

Ordinance No 151.

An Ordinance granting a Franchise to the San Diego Electric Railway Company, for authority to construct, and maintain and operate for the period of twenty five years, an Electric Street Railway along and over certain streets in the City of San Diego, California.

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

Section 1. That the San Diego Electric Railway Company, a Corporation, have and it is hereby granted authority to construct, and maintain and operate for the period of twenty five years, a double track street railway along and upon the following streets in the City of San Diego, California, to wit:-

Commencing at the intersection of Sixteenth street with Logan Avenue; thence along and over Logan Avenue to Twenty sixth street; thence along and over Twenty sixth street to National Avenue to a connection with the railway tracks thereon; also along and over National Avenue from Thirtieth street to a point sixty (60) feet east of Thirty first street.

Also authority to construct, and maintain and operate for the period of twenty five years, in junction with the railway track already constructed,

an additional street railway track along and upon the following streets in the City of San Diego, California, to wit:-

Along and over Sixteenth street from H Street to Logan avenue; along and over National avenue from Twenty-sixth street to Thirtieth street.

Upon the following conditions and limitations, viz:-

1.
That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appliances, horses or mules may be used to propel cars thereon during the time necessary to repair the said machinery or appliances.

2.
That the grantee or its assigns shall plank, pave or macadamize, as the said Council may direct, the entire length of that portion of said streets used by said railway tracks, between the rails and for two feet on each side thereof; and between the tracks, and keep the same constantly in repair, flush with the track and with good crossings.

3.
That the track shall be four feet eight and one half inches within the rails; and shall have a space between them, and between sidetracks, turn outs and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

4.
That work on the construction of said railway shall commence within two days after the granting of the franchise therefor and an expenditure of twenty thousand dollars made in purchasing equipments and in construction within thirty days thereafter, and be prosecuted continuously and shall be wholly completed and operated within twelve months thereafter.

5.
That the City of San Diego reserves the right to grade, pave, macadamize or otherwise improve, alter or repair the said streets; such work to be done so as to obstruct the said railway as little as possible, the grantee or its assigns shall shift and reshift said rails so as to avoid the obstructions thereby.

6.

That the laying of said tracks, and all side tracks, turn outs, switches or curves, shall conform in all cases with the grade of any of said streets which have been graded, and in all other cases as near to the natural grade of such street as practicable. And when at any time any part of said route shall be graded, or the grade thereof altered or changed by the said Common Council, the bed of the road and the tracks thereon, shall be made to conform therewith by the grantee or its assigns. The double tracks laid upon and over each of said streets above mentioned shall be of equal distance from the curb line of each of said streets.

7.

No switch shall be constructed or maintained within fifty feet of any cross street, and the location of such switches or turnouts shall be changed at the expense of the grantee or its assigns whenever so ordered by the Common Council.

8.

That the City Engineer shall, under the directions of the Common Council, give the established grades of the streets along the line of construction of said railway; and set stakes indicating the said grade; he shall see that the said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required he shall receive such fee as are provided therefor, and the same shall be paid by the grantee.

9.

That the failure to comply with any of the conditions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

10.

That the said Common Council reserves the right to repeal, amend or modify the ordinance granting the franchise.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval and one publication thereof in the San Diego Daily Sun, a newspaper printed and published in said City, and being the official paper.

On motion of Delegate Rediger the rules were suspended and the President instructed to sign the foregoing ordinance, by the following vote, to wit:-

Ayes-Delegates Pauly: Nason: Burns: Baker: Prout: Rediger:
Mertzmann: Escher: Price: Daud & Metzger.

Noes-Delegates Williams.

Absent-Delegates Thorpe: Crippin: Miller & Conn.

Whereupon President Williams resumed the Chair and after giving notice signed Ordinance No 151, being an Ordinance granting a franchise to the San Diego Electric Railway Company.

An Ordinance transferring funds from the Salary Fund to the Fire Department Fund was read and an motion of Delegate Escher adopted by the following vote, to wit:-

Ayes-Delegates Pauly: Nason: Burns: Baker: Prout:
Rediger: Mertzmann: Escher: Price: Daud:
Metzger & Williams.

Noes-None.

Absent-Delegates Thorpe: Crippin: Miller & Conn.

Said ordinance as adopted is as follows, to wit:-

Ordinance No 152.

An Ordinance transferring from the "Salary Fund" of the City of San Diego, to the "Fire Department Fund" the sum of \$400.00.

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

Section 1. That there is hereby transferred from the "Salary Fund" of the City of San Diego, to the "Fire Department Fund" of said City, the sum of Four hundred (\$400) Dollars, for the purpose of paying the employees of the Fire Department of the City of San Diego for the month of December, 1891.

Section 2. This ordinance shall take effect and be in force from and after its passage and approval.

Endorsed:-

San Diego, Cal. Jan'y 26/92.

I hereby certify that the sum of \$400.00 can be transferred from the "Salary Fund" to the "Fire Department Fund" for the purpose herein

mentioned without violating any of the provisions of the Charter.

Gilbert Rennie.
Auditor.

After giving notice President Williams did in open session sign Ordinance No 152, being an Ordinance transferring funds from the Salary Fund to the Fire Department Fund.

A communication from a Special Committee of the Board of Library Trustees asking for a transfer of \$833.²⁰/₁₀₀ with which to pay current expenses for the month of Dec. 1891, and Insurance for one year, having been placed on file by the Board of Aldermen and the City Attorney instructed to draw an Ordinance in conformity with the request; on motion the action of the Board of Aldermen was Concurred in.

Delegate Escher was now excused from the Board.

The following Joint Resolution by Delegate Prout was read and on motion of Delegate Metzger adopted by the following vote, to wit:-

Ayes-Delegates Pauley: Mason: Burns: Baker: Prout: Rediger:
Mutzmann: Price: Doud: Metzger & Williams.
Noes-None.

Absent-Delegates Thorpe: Crippen: Miller: Conn & Escher.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 128.

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

That the Police Committee of the Board of Aldermen and Delegates be, and they are hereby instructed to investigate and report to the Common Council the advisability of increasing the Police force of the City.

The following report of the Joint Street Committee was read and adopted by the following vote, to wit:-

Ayes-Delegates Pauly: Nason: Burns: Baker: Prout: Rediger:
Mutzmann: Price: Dand: Metzger & Williams.

Noes-None.

Absent-Delegates Thorpe: Crippen: Miller: Carr & Escher.

Said report is as follows, to wit:-

To the Common Council of the City of San Diego.

Gentlemen:-

The Joint Street Committee recommend, that the Resolution of Intention to open Milton Avenue to 12th Street, be laid upon the table.

That the Board of Public Works be instructed to exchange land in the street with the owner of the Lots obstructing Union Avenue, for the land necessary to make a continuous street, connecting Union Avenue with Logan Avenue.

We also recommend that the various streets in Mannasse & Schiller's & and other additions in the eastern portion of the City be opened in accordance with the map made by the City Engineer. We also report that we have referred the matter to a Sub-Committee consisting of Messrs Whitney & Metzger, the City Engineer and City Attorney to fix the boundaries of the assessment districts to be benefited by such improvements and to report the proper Resolutions of Intention.

Respectfully Submitted.

A. E. Mett.

H. P. Whitney.

Chas. W. Pauly.

Arthur S. Nason.

W. W. Metzger.

} Joint
street
Committee

Jan'y 26th, 1892.

The report of the Special Committee appointed to hear evidence of the Petitioners to have Commissioners appointed to assess damages and benefits on account of the change of the grade of C Street was read and on motion of Delegate Burns laid upon the table and the City Engineer requested to make an estimate of the cut and fill and the probable cost of grading said street according to the proposed change of the grade.

On Motion of Delegate Metzger the report of the

Committee on Streets, Highways & Parks, to whom was referred the petition of Miss K. O. Sessions, was now read and an motion of Delegate Pratt adopted by the following vote, to wit:-

Ayes- Delegates Pauley: Nason: Burns: Baker: Pratt: Rediger:
Mutzmann: Price: Dand: Nuttall & Williamson.

Noes- None.

Absent- Delegates Thorpe: Crippen: Miller: Conn & Escher.

Said report as adopted is as follows, to wit:-
To the Common Council of the City of San Diego.

Gentlemen:-

The Committee on Streets, Highways & Parks recommends that the Board of Public Works be instructed to employ Miss Kate O. Sessions as City Gardener without a monthly salary, with the privilege as asked for, in her petition, she to be furnished with free water during the pleasure of the Council.

Respectfully Submitted,

A. E. Nutt.	} Committee
N. P. Whitely.	
Chas. N. Pauley.	
Arthur G. Nason.	
N. W. Nuttall.	} Streets Highways & Parks.

The Health & Morals Committee having approved the Petitions of Victor Jones, Bennett & King, Geo. Henningsen, A. R. Myers & Co. and Harry Hellows for retail Liquor Licenses the same were on motion of Delegate Nuttall granted.

The City Clerk presented the affidavit of Walter M. Edwards principal Clerk of the printers and publishers of the San Diego Daily Sun, a newspaper published and circulated in the City of San Diego, State of California, showing that the resolution passed by the Board of Delegates of the City of San Diego, Calif., on the 21st day of December, 1891, and by the Board of Aldermen of said City, on the 22nd day of December, 1891, declaring the intention of the Common Council of said City to order the following street work to be done, to wit:-

To grade, pier, cap and plank 4th street, northwely from

the south line of Ivy street to Walnut street, thence westerly on Walnut street to a projection south of the west line of 4th street, thence northerly on 4th street to University Avenue", was published in said newspaper for two days, to wit: On the 23^d & 24th days of December, 1891. Said affidavit was received & filed.

The City Clerk also presented the affidavit of Geo. D. Goldman Deputy Clerk of the City of San Diego, California showing that he did on the 23^d day of December, 1891, post conspicuously, in the following places, to wit:— on the Door of the Hall of the Board of Delegates, and on the Door of the Hall of the Board of Aldermen, Copies of the above mentioned "Resolution of Intention to grade, fill, cap and plank 4th street, northerly from the south line of Ivy street to Walnut street, thence westerly on Walnut street to a projection south of the west line of 4th street, thence northerly on 4th street to University Avenue" and that the same remained so posted for the period of two days immediately thereafter. Said affidavit was received and filed.

The City Clerk also presented the affidavit of Walter M. Edwards, principal Clerk of the printers and publishers of the San Diego Daily Sun, a newspaper published and circulated in the City of San Diego, State of California, showing that the "Notice of Street Work", being a notice of the adoption by the Common Council of said City, of the above mentioned "Resolution of Intention to grade, fill, cap and plank 4th street northerly from the south line of Ivy street to Walnut street, thence westerly on Walnut street to a projection south of the west line of 4th street, thence northerly on 4th street to University Avenue" was published in said newspaper for six days, from the 28th day of December 1891, to the 3^d day of January 1892, said affidavit was received and filed.

The City Clerk also presented the affidavit of Amos Pittingill, Street Superintendent of the City of San Diego, California, showing that he caused to be conspicuously posted along the line of 4th street in said City, from the south line of Ivy street to Walnut street, westerly on Walnut street to a projection south of the west line of 4th street, thence northerly on 4th street to the south line of University Avenue, at not...

more than one hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular blocks liable to be assessed. Notices of Street Work being notices of the passage by the Common Council of the before mentioned Resolution of Intention to grade, pile, cap and plank 4th Street, northwesterly from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of 4th Street, thence northwesterly on 4th Street to University Avenue and that he caused a notice, similar in substance, to be published for six days in the San Diego Daily Sun. Said affidavit was received and filed.

The following Resolution ordering the work of grading, Piling, Capping and Planking 4th Street from the south line of Ivy Street to University Avenue was read and adopted by the following vote, to wit:-

Ayes- Delegates Pauley: Nelson: Burns: Baker: Prout: Rediger: Mertzmann: Price: Sands: Mitchell & Williams.

Nays- None.

Absent- Delegates Thorpe: Griffen: Miller: Conn & Eschov.

Said resolution as adopted is as follows, to wit:-

Resolution Ordering the Work

Of Grading, Piling, Capping and Planking Fourth St. northwesterly from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northwesterly on Fourth Street to University Avenue.

Resolved, That the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby orders the following Street Work to be done, to wit:-

That Fourth Street in said City, northwesterly from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northwesterly on Fourth Street to the south line of University Avenue (except such portion thereof as is required by law to be kept in order or repair by any person or Company having railroad tracks thereon) and the sidewalks and the entire crossings thereof with the streets intersecting the same be graded to its full width and to the established grade as shown by profiles on file in

the office of the City Engineer as established by Ordinances No. 45, 50 and 146, except that portion of Fourth Street between the north line of Palm Street and the north line of Redwood Street, which shall be Capped, Piled and Planked as shown by plans on file in the office of the City Engineer.

All work shall be done in accordance with the provisions of Ordinance No. 53.

The Clerk of this City is hereby directed to publish this Resolution for two days and notice of said work, inviting sealed proposals or bids for doing the work and referring to the specifications posted or on file, also for two days, both in the San Diego Daily Sun a daily newspaper published and circulated in this City, hereby designated for that purpose. Said notice shall require a certified check or a bond, either, as prescribed by law, and for an amount not less than ten per cent. of the aggregate of the proposals. He is also directed to post said notice with specifications conspicuously for five days on or near the Council Chamber door.

The City Clerk presented the affidavit of N. J. Marr Clerk of the City of San Diego, State of California, showing that he did on the 20th day of January, 1892, send to each of the therein named protestants against the change of the grade of O Street a notice notifying each of them to appear before a Committee of the Common Council at the City Hall on Tuesday, January 26th 1892, at 10 O'clock A.M. This affidavit was received and filed.

The report of the City Engineer estimating the cost of Grading, Capping, Piling and Planking Ivy Street from the east line of Brandt Street to the west line of the City Park was presented and referred to the Street Committee.

Petition of O. J. Ellsworth to have the license of one Peter Johnson revoked was presented and referred to the Health & Morals Committee for investigation.

Whereupon the Board adjourned until Monday February 1st 1892 at 7:30 O'clock P.M.

K. Jewell
City Clerk

H. A. Williams
President Board of Delegates

Regular Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego,
California, February 1st 1892.

The regular meeting of the Board of Delegates was held at 7:30 O'clock P.M. this day with President Williams presiding.
Present- Delegates Sharpe: Crippen: Mason: Burns: Miller: Trout: Adiger: Mertzmann: Escher: Nitell: Williams and Clerk Nabe.

Absent- Delegates Pauley: Badler: Conn: Price & Doub.

On motion of Delegate Nitell the reading of the minutes of the previous meeting was dispensed with.

The following report of the Joint Street Committee was read and adopted and is as follows, to wit:-
To the Common Council.

Gentlemen:-

Your Street Committee to whom was referred the report of the City Engineer on the cost of Grading, Capping, Piling & Planking of Dry Street, recommends that a Resolution of Intention to grade Dry Street from Brandt Street to the west line of 3rd Street be passed. Also a Resolution of Intention to grade Dry Street from the east line of 2nd Street to the west line of the City Park.

Your Committee would also recommend that the City Engineer be instructed to present a

Resolution of Intention to change the grade of Logan Avenue from 16th to South 22nd Street.

A. H. Nason.

H. P. Whitney.

C. W. Pauley.

A. H. Nason.

H. W. Nettell.

} Joint Street
Committee.

The report of the Police Committee to whom was referred the message of the submitting the name of Dr. Wright as a member of the Board of Police Commissioners was read and adopted and is as follows, to wit:

To the Board of Delegates

Gentlemen,

We, Your Committee on Police to whom was referred the appointment of Dr. Wright for Police Commissioner beg to report favorable.

J. W. Burns.
A. H. Miller.

Whereupon the appointment of Dr. Wright as a member of the Board of Police Commissioners vice Angus Carrall, resigned, was confirmed by the following vote, to wit:—

Ayes—Delegates Thorpe: Crippen: Burns: Miller: Prout:

Rediger: Mertzmann: Escher: Nettell & Williams.

Noes—Delegates Nason.

Absent—Delegates Pauley: Baker: Cann: Price & Dand.

A Resolution of Intention to change the grade of Logan Avenue from 16th to South 22nd Street was read and referred to the Street Committee.

Delegate Pauley now enters and takes his seat in the Board.

A motion of Delegate Nason to report of the Committee on the changing of the grade of C Street was taken from the table— and Delegate Prout moves to adopt, which motion was lost by the following vote, to wit:—

Noes—Delegates Burns: Miller: Rediger: Mertzmann:

Nettell & Williams.

Ayes—Delegates Thorpe: Crippen: Pauley: Nason: Prout & Escher.

Absent—Delegates Baker: Cann: Price & Dand.

Whereupon Delegate Prout changes his vote from aye to no and gives notice that he will move a reconsideration of the above vote at the next meeting.

The petition of A. A. Morrison and C. A. Blaisdell for the use of a portion of the City Park was read and referred to the Committee on Streets Highways & Parks.

The petition of the San Diego Electric Railway Company for a franchise for a double track street railway on Fifth Street from the south line of Gas Street, to the north line of Pueblo Lot No 1123 was presented and on motion of Delegate Rediger, referred to the Joint Street Committee.

A Communication from the Board of Public Works transmitting an ordinance to prevent the removal of dirt from any streets, Alleys or Parks of the City was read and said ordinance referred to the Street Committee and City Attorney.

An Ordinance imposing Municipal License in the City of San Diego, for the sale of intoxicating Liquors was read and on motion of Delegate Prout referred to the Health & Morals Committee with instructions to report at the next meeting.

A petition from J. A. Murney asking for permission to use the Hall of this Board Friday evening, July 5th, on behalf of the Co A Naval Reserve was read and on motion the prayer of the petitioner was granted.

Whereupon the Board adjourned until Monday, July 8th, 1892, at 7:30 O'clock P.M.

K. Gevas
City Clerk

H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, July 8th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'clock P.M. this day with President Williams presiding.

Present-Delegates Thorpe: Burns: Miller: Prout: Rediger: Conn:
Eschier: Daud: Nettell: Williams & Clerk Ware.

Absent-Delegates Criffen: Pauley: Nason: Baker: Mortzmann & Price.

The minutes of adjourned meeting held Jan'y 26th were read and approved.

Delegates Pauley: Nason and Price now enter and take their seats in the Board.

The minutes of regular meeting of July 1st were read and approved.

A message from the Mayor transmitting the report of the Water Commissioners for the month of January was read and filed.

Thereupon the report of the Board of Water Commissioners for the month of January was read and placed on file.

The report of the Police Judge for the month of January was presented and filed.

The report of the Health & Morals Committee to whom was referred the petition of O. J. Ellsworth to have the license of Peter Johnson to sell intoxicating liquors revoked, was read and on motion of Delegate Eschier adopted, by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Prout:
Rediger: Conn: Eschier: Price: Daud: Nettell
and Williams.

Noes-None.

Absent-Delegates Criffen: Baker & Mortzmann.

Said report is as follows. to wit:-
To the Common Council, City of San Diego.

Gentlemen:-

Your Committee on Health & Morals to whom was referred the petition of O. J. Ellsworth to have the License to sell intoxicating Liquors heretofore issued to one Peter Johnson revoked, would respectfully report:-

1st That your Committee served notice upon said Peter Johnson to appear and show cause why said License should not be revoked.

2nd That said Johnson failed to appear before your Committee either in person or by Attorney.

3rd We have investigated said charge as contained in said petition by the examination of witnesses, and find that said Peter Johnson is not a proper person to keep said place and business, and that said place and business is kept and conducted in a disorderly manner.

Therefore,

We recommend that the License heretofore issued to said Peter Johnson to sell intoxicating Liquors, be revoked, and that no further License be issued to said Peter Johnson.

Respectfully Submitted,

C. C. Brauck.

O. J. Dill.

W. E. Howard.

E. C. Harper.

B. A. Witzman.

And Baker.

Health &
Morals
Committee

July 25, 1892.

The report of the Committee on Streets, Highways and Parks to whom was referred the petition of R. R. Morrison et. al. was read and an motion of Delegate Nuttall adopted, and is as follows. to wit:-

To the Board of Delegates of the City of San Diego.

Gentlemen:-

Your Committee on Streets, Highways & Parks recommends that the petition of R. R. Morrison et. al. be referred to the Board of Public Works to select a different site for the reason that

we do not deem it advisable to grant privileges on the price of land selected. We ^{also} are of the opinion that petitioners ask for more land than it would be advisable to allow them to use.

Respectfully Submitted.

Chas. W. Pauly } Committee
Arthur H. Nason } on streets
W. W. Metzger } Highways
+ Parks

Dated: July 8th, 1892.

The following report of the Street Committee was read and confirmation of Delegate Prout adopted by the Board of Delegates of the City of San Diego.
Gentlemen:-

Your Street Committee recommends that the petition of the San Diego Electric Street Railway Company for a franchise for a street railway be granted.

In the matter of changing the grade of Logan avenue, we recommend that the assessment district be 150 feet on each side of Logan ave from 16th Street to 26th Street.

Respectfully Submitted.

Chas. W. Pauly } St
Arthur H. Nason } Committee

Dated: July 8th, 1892.

Delegate Baker now enters and takes his seat in the Board.

The report of the Joint Police Committee, to whom was referred for investigation the matter of increasing the Police force was read and Delegate Rediger moves to adopt, which motion was lost by the following vote, to wit:-

Noes-Delegates Thorpe: Burns: Miller: Baker: Prout:
Escher: Dand: Metzger & Williams.

Ayes-Delegates Pauly: Nason: Rediger: Conn & Price.

Absent-Delegates Criffen & Mertzmann.

The following report of the Street Committee & City Attorney was read, and a motion of Delegate Prout, adopted. No the Board of Delegates.

The fine is made a misdemeanor

for any person to remove dirt from any street, alley or public place, by the Statutes of the State hence the Ordinance referred to us would be in conflict therewith, and we therefore recommend that it be not passed.

Chas. W. Pauley.

Arthur G. Nason.

W. W. Nettell.

W. H. Fuller City Atty

} Street Committee

Dated: 2/8/92.

The majority and minority reports of the Joint Water Committee, Water Commissioners & City Attorney, to whom was referred the matter of fixing the water rates for the year commencing July, 1st 1892 were read and an motion of Delegate Rediger placed on file.

A Joint Resolution regarding the License to sell intoxicating Liquors heretofore issued to Peter Johnson was read and an motion of Delegate Baker adopted, by the following vote, to wit:-

Ayes - Delegates Thorpe: Pauley: Nason: Burns: Miller: Grant: Baker:
Rediger: Escher: Price: Daub: Nettell & Williams.

Noes - Delegate Conn.

Absent - Delegate Crippen & Morkmann.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 129.

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

That the License to sell intoxicating Liquors heretofore issued to one Peter Johnson doing business at No 1101 N. Street, be and the same is hereby revoked, and that no further License be issued to said Peter Johnson.

The following Concurrent Resolution determining to grant a franchise for an Electric Street Railway along and over Fifth Street from the south line of Fir Street to the north line of Pueblo Lot No 1123, was read and an motion of Delegate Pauley adopted by the following vote to wit:-

Ayes - Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
Grant: Rediger: Conn: Escher: Price: Daub:
Nettell & Williams.

Noes. Nons.

Absent. Delegates Crippen & Mertzmann.

Said resolution is as follows to wit:-

Concurrent Resolution N^o

Be it Resolved by the Common Council of the City of San Diego, California:

That the San Diego Electric Railway Company has filed a petition and application, a copy of which is hereto attached and made a part hereof, marked "Exhibit A". That the said Common Council hereby determines that a double-track street railway franchise should be granted along and upon the route described in said petition and application, to wit:-

Along and over Fifth Street from the south line of Air Street to the north line of Pueblo Lot N^o 1123, in the City of San Diego, California.

And the said Common Council offers to grant the said franchise to the person, Company or Corporation who will pay the highest sum for the franchise.

The Common Council has the right to reject any and all bids, and may refuse to grant a franchise for any part of said route.

Sealed bids are invited, and will be received for said franchise, up to the hour of 5 O'clock P.M. on the 29th day of February, 1892. All bids offered shall be accompanied by a check, certified by a responsible bank, payable to the order of the City Clerk for an amount not less than five per cent of the aggregate of the proposals. The successful bidder shall pay all costs of advertising.

"Exhibit A."

To the Honorable, The Common Council of the City of San Diego, State of California.

The San Diego Electric Railway Company petitions the Honorable, the Common Council of the City of San Diego, for authority to construct and maintain and operate for the period of twenty-five years, a double-track street railway along and upon the following streets in the City of San Diego, California, to wit:

Commencing at the south line of Air Street, on Fifth Street, thence over and along Fifth Street to the north

line of Pueblo Lot No 1123.

Upon the following conditions and limitations, viz:-

1.
That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appurtenances, horses or mules may be used to propel cars thereon during the time necessary to repair the said machinery or appurtenances.

2.
That the grantee or its assigns shall plank, pave or macadamize, as the said Council may direct, the entire length of that portion of said streets used by said railway tracks, between the rails and for two feet on each side thereof, and between the tracks, and keep the same constantly in repair, flush with the street and with good crossings.

3.
That the track shall be four feet eight and one half inches within the rails; and shall have a space between them, and between sidetracks turnouts and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

4.
That work on the construction of said railway shall commence within two days after the granting of the franchise therefor and an expenditure of ten thousand dollars made in purchasing equipments and in construction within thirty days thereafter, and be prosecuted continuously and shall be wholly completed and operated within twelve months thereafter.

5.
That the City of San Diego reserves the right to grade, sewer, pave, macadamize or otherwise improve, alter or repair said streets; such work to be done so as to obstruct the said railway as little as possible. the grantee or its assigns shall shift and reshift said rails so as to avoid the obstructions thereby created.

6.
That the laying of said tracks, and all sidetracks, turnouts, switches or curves, shall conform in all cases with the grade of said streets which have been graded, and

in all other cases as near to the natural grade of such street as practicable, and when at any time any part of said route shall be graded, or the grade thereof altered or changed by the said Common Councils, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee or its assigns. The double tracks laid upon and over said Fifth Street shall be of equal distance from the curb line of said street.

7.
No switch shall be constructed or maintained within fifty feet of any cross street; and the location of such switches or turnouts shall be changed at the expense of the grantee or its assigns whenever so ordered by the Common Councils.

8.
That the City Engineer shall, under the direction of the Common Councils, give the established grades of the streets along the line of construction of said railway, and set stakes indicating the said grade; he shall see that the said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required he shall receive such fees as are provided therefor, and the same shall be paid by the grantee.

9.
That the failure to comply with any of the conditions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

10.
That the said Common Councils reserves the right to repeal, amend or modify the ordinance granting the franchise.

San Diego Electric Railway Company.
By Wm. H. Gibson & N. H. R. R.
its Attorneys.

A Resolution of Intention to change the grade of Logan Avenue from the South Twenty Second Street to Sixteenth Street was read and laid over for one week.

A protest against the change of grade of Logan Ave

was read and filed.

Petition of Peter Magrhafer for a retail liquor license was presented and referred to the Health & Morals Committee.

In accordance with notice previously given Delegate Trout calls up the report of the Special Committee to whom was referred the petitions, of protestants to the change of the grade of C Street, to have Commissioners appointed to assess damages and benefits, and moves to adopt said report which motion was carried and the report adopted by the following vote, to wit:-

Ayes Delegates Thorpe: Nason: Miller: Baker: Trout: Eschner: Nibell & Williams.

Noes Delegates Pauly: Burns: Rediger: Conn: Price & Doud.

Said report as adopted is as follows, to wit:-

San Diego, California, January 26th, 1892.

To the Common Council,

Gentlemen:

Your Joint Special Committee to whom was referred the petitions of property owners on C Street asking to have Commissioners appointed, to assess benefits and damages, on account of the change of grade of C Street would recommend that the prayer of the petitioners be granted and that said Commissioners be appointed.

C. C. Braudt, Chairman

H. P. Whitney.

W. E. Howard.

J. W. Burns.

Arthur G. Nason.

Paul H. Rediger.

W. H. Fuller City Atty.

Delegate Rediger moves that the Health and Morals Committee, to whom was referred an ordinance establishing a license on the sale of intoxicating liquors, be instructed to report said ordinance without recommendation, which motion was lost by the following vote, to wit:-

Noes Delegates Pauley: Burns: Miller: Baker: Grant: Escher:
Nuttall & Williams.

Ayes Delegates Thorpe: Nason: Rediger: Conn: Price & Daud.

Absent Delegates Crippen & Mertzmann.

Thereupon on motion of Delegate Escher the Committee was granted one week farther time in which to report.

The petition of Citizens to have a road constructed from Corcoran to India Street was presented and referred to the Street Committee.

An Ordinance granting N. O. Sessions permission to use a certain portion of the City Park was read and on motion of Delegate Nuttall, Article 7 of Section 1 was amended to read that "free water be furnished during the pleasure of the Common Councils". Thereupon said ordinance as amended, was adopted by the following vote, to wit:-

Ayes Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
Grant: Rediger: Conn: Escher: Price: Daud:
Nuttall & Williams.

Noes - None.

Absent Delegates Crippen & Mertzmann.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance granting permission to N. O. Sessions the right to use and occupy certain lands of the City Park hereinafter described, for the purpose of establishing an experimental nursery and garden, and for development and cultivation of said City Park for a period of not exceeding ten years, with water privileges as hereinafter mentioned.

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

Section 1. That N. O. Sessions have and she is hereby given permission to use and occupy for a term of not exceeding ten (10) years, the following portion of the City Park, to wit:-

Beginning at a point on the north line of the City Park two hundred (200) feet east of the corner common to said park and Pueblo Lots 1132, 1123 and 1124; thence

thence east along the north line of said park nine hundred (900) feet; thence south fifteen hundred and fifty (1550) feet; thence west nine hundred (900) feet; thence north two hundred feet distant and parallel with the west line of said park fifteen hundred and fifty (1550) feet to the point of beginning; containing thirty-two and two-one hundredths (32 $\frac{1}{100}$) Acres. For the purpose of establishing an experimental nursery and garden and for the development and cultivation of said City Park. Upon the following conditions and limitations, to wit:-

1.
That the said N. O. Sessions shall only use said land for the cultivation of ornamental trees, shrubs, palms, plants and flowers.

2.
That the said N. O. Sessions will annually plant upon the land, for the use of the City one hundred (100) choice and varied sorts of trees and care for the same while occupying said land; and will also furnish annually to the City three hundred (300) ornamental trees, in cracks or boxes to be used by the City in Park, Street, Plaza, or School-ground planting.

3.
That said City shall be at no expense for fencing or piping water on said land.

4.
That said grounds shall be at all times open to the public, (and foot).

5.
That said City shall have the right at any time to lay out driveways, roads, or boulevards through said land in use, upon giving the said N. O. Sessions sixty (60) days notice to remove all plants, trees, shrubs and flowers necessary for the construction and use of said driveways, roads or boulevards.

6.
That should the City at any time repeal this ordinance the said N. O. Sessions shall have the right to remove all plants and trees, other than those set out for the City, and all improvements such as fences, piping and nursery houses.

7.

That said City shall furnish and supply water free of charge, to be used on said land, in quantities sufficient for the proper cultivation thereof during the pleasure of the Common Council.

8.

That the said N. O. Sessions shall have the right and privilege to cultivate and grow upon said land, in addition to the plants and trees furnished as aforesaid, to the City, plants and cut flowers for sale.

Section 2. That the failure to comply with any of the above conditions shall work a forfeiture of the rights and privileges granted thereby.

Section 3. That the Common Council reserves the right to repeal, amend or modify this ordinance, and in the event of such action by the said Common Council the said N. O. Sessions to have a reasonable notice, not exceeding six months, to remove from said premises all plants and trees (other than those set out for the City) and all improvements such as fences, piping and nursery houses.

Section 4. That said land and improvements made thereon in accordance with the provisions of this ordinance shall at all times be under the control and supervision of the Board of Public Works, whose duty it shall be to see that the conditions and limitations contained in this ordinance are enforced and complied with by the said N. O. Sessions.

Section 5. That the rights and privileges hereby granted to said N. O. Sessions shall not be transferred or assigned.

Section 6. That this ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

An Ordinance Establishing the rates to be charged for water furnished in the City of San Diego for the year beginning July 1st 1892, was read and on motion of Delegate Pauly action thereon was postponed until the next meeting of the Board.

A Joint Resolution instructing the City Attorney to take steps to prevent the payment of the increased salary of the City Supt. of Schools was read and on motion of Delegate Baker adopted, by the following vote, to wit:-

Ayes. Delegates Pauley: Nason: Burns: Miller: Baker: Rediger:
Conn: Eschov: Daud: Nettell & Nellesius.

Noes. Delegates Thorpe: Prout & Price.

Absent. Delegates Crippen & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 130.

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

That the City Attorney, he and he is hereby instructed to take such legal steps as he deems necessary to prevent the payment of the increased salary of the City Superintendent of Public Schools of the City of San Diego.

An Ordinance transferring the sum of \$33.20 from the Salary Fund of the City of San Diego, to the Library Fund was read and on motion of Delegate Nason referred to the Committee of Schools & Library.

An Ordinance granting to the Hebrew Congregation "Beth Israel" a tract of land in Mt. Hope Cemetery, for Cemetery purposes only, was read and on motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes. Delegates Thorpe: Pauley: Burns: Miller: Baker: Prout:
Price: Daud: Nettell & Nellesius.

Noes. Delegates Nason: Rediger: Conn & Eschov.

Absent. Delegates Crippen & Mertzmann.

Said ordinance as adopted is as follows, to wit:-

Ordinance No

Being an Ordinance granting to the Congregation "Beth Israel" a certain tract of land for Cemetery purposes.

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

Section 1. There is hereby set apart, dedicated to, and for the Congregation "Beth Israel" in trust for Cemetery purposes only, all that certain lot, tract,

piece and parcels of land situate, lying and being in the said City of San Diego, in the County of San Diego, State of California, and bounded and particularly described as follows, to wit:— Commencing at the corner common to Pueblo lots 1152, 1160, 1344 and the Cemetery Reservation, thence east along the south line of said Cemetery reservation 762.5 feet to the S.W. corner of tract set apart for Masonic Society; thence north along the west line of Masonic Cemetery 114.4 feet; thence north $51^{\circ}30'$ west 486.0 feet; thence west 145 feet; thence south 252 feet; thence west 237 feet; thence south along the west line of the Cemetery reservation 195 feet to the point of beginning. Containing five (5) acres more or less according to the map of the said Mount Hope Cemetery filed in the office of the Board of Trustees of said City on the 14th day of April, A.D. 1873.

Section 2. That the said Congregation "Beth Israel" shall have the full and exclusive use and control of said tract of land forever for Cemetery purposes only subject however to such general supervision as may be vested in the Corporate Authorities of said City by the laws of the State of California.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval and full publication in the Daily Sun.

The City Clerk presented the affidavit of Walter M. Edwards principal Clerk of the printers and publishers of the San Diego Daily Sun, a daily newspaper published and circulated in in the City of San Diego, State of California, showing that the resolution passed by the Board of Delegates of the City of San Diego, State of California, on the 4th day of January, 1892, and by the Board of Aldermen of said City on the 5th day of January, 1892, declaring the intention of the Common Council of said City to order the following street work to be done, to wit:— "To Change the grade of D Street from 15th to 22d Streets" was correctly published in said newspaper from the 7th to the 18th days of January, 1892, both dates inclusive.

Said affidavit was received and filed.
 The City Clerk also presented the affidavit of Geo. S. Golderman, Deputy Clerk of the City of San Diego, State of California, showing that the day on the 8th day of January, 1892, post conspicuously in the following places, to wit: On the Door of the Hall of the Board of Delegates; and on the Door of the Hall of the Board of Aldermen, copies of the above mentioned Resolution of Intention to Change the grade of D Street from 15th to 22d Streets, and that the same remained so posted for a period of two days immediately thereafter.

Said affidavit was received and filed.
 The City Clerk also presented the affidavit of Walter M. Edwards, principal Clerk of the printers and publishers of the San Diego Daily Sun, a daily newspaper published and circulated in the City of San Diego, State of California, showing that a "Notice of Street Work" being a notice of the adoption by the Common Council of said City of the above mentioned "Resolution of Intention to Change the grade of D Street from 15th to 22d Streets", was published in said newspaper daily from the 8th to the 15th day of January, 1892, both days inclusive. Said affidavit was received and filed.

The City Clerk also presented the affidavit of Amos Pettengill, Street Superintendent of the City of San Diego, State of California, showing that he caused to be posted along the line of D Street in said City from the east line of 15th Street to the east line of 26th Street, at not more than one hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Street Work" being notices of the adoption by the Common Council of said City of the above mentioned "Resolution of Intention to Change the grade of D Street from 15th to 22d Streets" and that he caused a notice similar in substance, to be published for six days in the San Diego Daily Sun. Said affidavit was received and filed.

Due proof of the Publishing and Posting of the "Resolution of Intention to Change the grade of D Street from 15th to 22d Streets, having been

presented, as required by law: The Petition of J. D. Murtha, owner of North 1/2 of Block 4, Culverville Addition, asking that Commissioners be appointed to assess damages and benefits was read, and on motion of Delegate Nason a Committee, consisting of Delegates Nason, Doud & Price were appointed to hear the evidence of said Petitioner, and the Clerk was instructed to notify the Board of Aldermen of the action of this Board with the request that they appoint a like Committee.

Whereupon the Board adjourned until Monday, February 15th, 1892, at 7:30 O'Clock P. M.

K. Jewae
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California, February 15th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day, with President Williams presiding.

Present - Delegates Harpe: Pauley: Nason: Burns: Badger:
Probst: Rediger: Conn: Mertzmann:
Eschew: Price: Nuttall: Williams and
Clark Harv.

Absent - Delegates Crippen: Miller & Laub.

The minutes of adjourned meeting held Feb 8th were read and approved.

Delegate Laub new enters and takes his seat in the Board.

President Williams gives notice that he is about to sign an Ordinance granting 5 acres of Land in Mt Hope Cemetery to the Hebrew Congregation "Beth Israel", whereupon Delegate Nason objects, and moves that the signing of said Ordinance be postponed until the next meeting, which motion carried and it was so ordered.

After giving notice President Williams did in open session sign Ordinance No. being an Ordinance granting the use of certain land in the City Park to H. O. Sessions.

The application of the Auditor for an assistant, and endorsed by the Mayor, was read and on motion of Delegate Nuttall the request granted.

A message from the Mayor recommending that the Police force of the City be increased by five additional men, was read and on motion of Delegate Nason the recommendation of the Mayor adopted.

An Ordinance establishing the water rates

for the year beginning July 1st, 1892. Having been laid over from last meeting, was read, together with the minority report from the Water Committee recommending that the base meter rate be fixed at \$2.50 instead of \$4.00 as recommended by the Majority of said Committee. Thereupon Delegate Rediger moved to adopt said Ordinance as read. Delegate Pauly now moves to amend paragraph 5 of Section 2 to read "\$2.50" as the base meter rate instead of "\$4.00". said amendment was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Pauly: Nason: Burns: Baker: Rediger:
Conn: Mertzmann: Eschov: Price: Daud: Wetzel
and Williams.

Now- Delegate Prout.

Absent- Delegates Crippen & Miller.

Delegate Burns now moves that the Ordinance be considered serialium which motion was lost by the following vote, to wit:-

Now- Delegates Thorpe: Pauly: Nason: Baker: Prout: Rediger:
and Eschov.

Ayes- Delegates Burns: Conn: Mertzmann: Price: Daud:
Wetzel & Williams.

Absent- Delegates Crippen & Miller.

Thereupon said ordinance was lost by the following vote, to wit:-

Now- Delegates Burns: Conn: Mertzmann: Price: Daud
and Wetzel.

Ayes- Delegates Thorpe: Pauly: Nason: Baker: Prout: Rediger
and Eschov.

Absent- Delegates Crippen & Miller.

The report of the Health & Morals Committee to whom was referred an Ordinance establishing a License on the sale of Intoxicating Liquors was read and on motion of Delegate Rediger filed.

The Health & Morals Committee having approved the application of Peter Mayrhofer for a retail Liquor License the same was on motion of Delegate Wetzel granted.

The report of the Street Committee to whom was referred the petition of residents for a roadway from India Street to Corrento was read and on motion of Delegate Trout adopted, and is as follows, to wit:-

To the Board of Delegates, City of San Diego.

Gentlemen:-

We, Your Street Committee, that there is no funds for building the road petitioned for, by the residents living in the northern part of the City. But we strongly recommend that in the next assessment, that funds enough be levied to build a road continuing India Street to Old Town, and so on through Pacific Beach to the City limits north of Corrento, as the property along which this road will run is not of sufficient value to pay for same.

For over 25 years this portion of the City has paid City taxes and had no returns whatever, not even a road over which to bring their produce to market, and at present cannot get to the City with a load of hay or grain, and the same is a great injustice to them.

Respectfully Submitted,

Chas. H. Pauley,

Arthur G. Mason,

W. H. Nettell

} Street
Committee

The report of the Committee on Schools & Library to whom was referred an Ordinance transferring funds from the Salary Fund to the Library Fund, was read and on motion of Delegate Thorpe adopted, and is as follows, to wit:-

To the Board of Delegates

Gentlemen:

We, Your Committee on Schools and Library to whom was referred the accompanying ordinance, relative to the transfer of certain money from the Salary Fund to the Library Fund, beg leave to report as follows: We recommend the amount therein named, be changed to the sum of \$730.⁸⁸, also that the next item therein be altered to read, "for the months of November and December."

Respectfully Submitted,

Jacob Price, Chairman
 Chas. W. Pauley.
 Paul H. Rediger. } Committee
 Schools & Library.

A Joint Resolution requiring a Committee of three from each Board to be appointed to recommend Commissioners to be appointed to assess damages and benefits on C Street was read and on motion of Delegate Prout adopted by the following vote, to wit:-
Ayes-Delegates Thorpe: Pauley: Nason: Baker: Prout: Rediger:
 Conn: Mertzmann: Eschov: Price: Nettell & Williams.
Noes-Delegates Burns & Dand.

Absent-Delegates Crippen & Miller.

Said resolution is as follows, to wit:-

Joint Resolution No. 131.

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

That a Committee of three members of the Board of Delegates and three members of the Board of Aldermen be appointed to submit the names of three Citizens to act as Commissioners to assess Damages & Benefits by reason of the Change of the Grade of C Street.

A Joint Resolution instructing the City Engineer to make a tracing of the Water Map for the Clerk's Office was read and on motion of Delegate Rediger adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Baker: Prout:
 Rediger: Conn: Mertzmann: Eschov: Price: Dand:
 Nettell & Williams.

Noes- None.

Absent-Delegates Crippen & Miller.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 132.

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

That the City Engineer be, and he is hereby instructed to make a tracing of the Water Map for use in the office of the City Clerk.

The Clerk informs the Board that he has received no

bids in reply to the notice inviting proposals for grading Fourth Street; and presents a Joint Resolution instructing the Clerk to re-advertise which was, on motion of Delegate Nason postponed until the next meeting of the Board.

A Joint Resolution requiring the San Diego Water Company to lay a water main in Sargent Ave was read and on motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Pauley: Nason: Burns: Baker: Prout: Rediger:
Cann: Mortzmann: Eschov: Price: Doud: Nettell & Williams.
Noes- None.

Absent- Delegates Crippen & Miller.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 133.

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

That the San Diego Water Company be, and it is hereby authorized and required to lay a two inch iron pipe commencing at the east line of Franklin Avenue, running in an easterly direction, intersecting Sargent Avenue; to the east line of Lot 38 of Block 318 Add & Daly's Addition.

Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et. al. and the City of San Diego, on the 18th day of April, 1891, under and by virtue of "Joint Resolution No. 56" of the Common Council of said City.

President Williams gives notice that he will move a reconsideration at the next meeting of the vote by which the ordinance establishing the water rates was defeated.

A Resolution of Intention to grade Fog Street from the east line of 4th Street to the west line of the City Park was read and on motion of Delegate Pauley adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Pauley: Nason: Burns: Baker: Prout: Rediger:
Cann: Mortzmann: Eschov: Price: Doud: Nettell & Williams.
Noes- None.

Absent Delegates Crippen & Miller.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To grade Ivy Street from the east line of 4th Street to west line of City Park.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following street work to be done, to wit:-

That Ivy Street in said City, from the east line of 4th Street to the west line of City Park and the sidewalks thereof, and the entire crossings of said Ivy Street with the streets intersecting the same be graded to the official grade as established by Ordinances Nos. 158 and 209.

The 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 prescribed by law.

A Resolution of Intention to grade Ivy Street from the east line of Brandt Street to the west line of 3^d Street was read and an motion of Delegate Baker adopted by the following vote, to-wit:-

Ayes Delegates Thorpe: Pauley: Nason: Burns: Baker: Prout:
Adigir: Conn: Muthmann: Eschov: Prier:
Doud: Nitzell & Williams.

Noes None.

Absent Delegates Crippen & Miller.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To grade Ivy Street from east line of Brandt Street to the west line of 3^d Street.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following street work to be done, to-wit:-

That Ivy Street in said City, from the east line of Brandt Street to the west line of 3^d Street, and the sidewalks thereof and the entire crossings of said Ivy Street with the streets intersecting the same, between said east line

of Grandt Street and the west line of 3rd Street, except the intersection of said Fry Street with 1st Street, be graded to the official grade as established by Ordinances Nos. 209 and 250.

The 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 prescribed by law.

A report of the Special Committee appointed to hear A. D. Murtha's evidence in support of his petition to have Commissioners appointed to assess benefits and damages by reason of the change of grade of D Street was read and an motion of Delegate Mertzmann, adopted by the following vote, to wit:-

Yes. Delegates Sharpe: Pauley: Nason: Burns: Radov: Prout:
Rediger: Conn: Mertzmann: Escher: Price: Dauds:
Nitzell & Millidans.

No. None.

Absent-Delegates Crippen & Miller.

Said report is as follows, to wit:-

To the Common Council of the City of San Diego.

Gentlemen:-

Your Special Committee appointed to investigate the claim of A. D. Murtha for damages by reason of the change of the grade of D Street - report that after a full investigation, and visiting the property find, that we do not consider the petitioner presents a proper claim for damages as the benefits will equal any damages that may be sustained.

Respectfully Submitted.

Arthur G. Nason Delegate

Stephen Dauds

W. A. Fuller City Atty.

Whereupon, the Clerk presents his affidavit, showing that he did, on the 9th day of September, 1892 mail a notice to A. D. Murtha, petitioner for damages by reason of the change of grade of D Street, to appear before the

Committee of the Common Council, Monday July 15th 1892, in support of his petition, said affidavit was received and filed.

The petition of residents east of 30th Street for a water main on R Street from 30th to 40th Streets was presented and referred to the Joint Water Committee and Water Commissioners.

An Ordinance transferring funds from the Salary Fund to the Library Fund was read and on motion of Delegate Baker adopted by the following vote, to wit:-

Ayes. Delegates Kharpe; Pauly; Nason; Burns; Baker; Prout;
Adiger; Conn; Mertzmann; Eschiv; Price;
Dohnd; Nuttall & Williamson

Nays. None.

Absent. Delegates Crippen & Miller.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance transferring from the "Salary Fund" of the City of San Diego, to the "Library Fund" the sum of \$730.⁸⁸.

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

Section 1. That there is hereby transferred from the "Salary Fund" of the City of San Diego to the "Library Fund" of said City, the sum of Seven hundred & thirty & ⁸⁸/₁₀₀ Dollars, (\$730.⁸⁸) for the purposes of paying the employees of said Library Department for the month of Dec. 1891, and the rent for Nov. & Dec. 1891, and lights for said Library for the month of Dec. 1891, and also insurance on the Library for one year.

Section 2. This ordinance shall take effect and be in force from and after its passage and approval.

Endorsed:-

San Diego, February 8th 1892.

I hereby certify that the within transfer of \$730.⁸⁸ can be made from the Salary Fund of the City of San Diego, and for the purposes herein named, without

violating any of the provisions of the Charter.

Gilbert Rennie

Auditor.

An Ordinance amending Section H of Ordinance No 85, designating the number of Policemen and subordinate officers of the Police Department and fixing their Salaries was read and an motion of Delegate Metzger adopted by the following vote to wit:-

Ayes- Delegates Thorpe: Fauley: Mason: Burns: Baker: Prout:
Adigov: Con: Morzmann: Eschov: Price: Dand:
Metzger & Williams.

Noes- None.

Absent- Delegates Crippen & Miller.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No. 151 see also page 328
(Free-holders Charter.)

An Ordinance amending Section H, of Ordinance No 85, entitled- "An Ordinance abolishing the Office of Chief Draughtsman, the Office of Assistant Draughtsman, the Office of Health Inspector, and the Office of Plumbing Inspector and the Office of Health Officers Clerk; also abolishing the salary of Deputy Auditor; also fixing salaries of the City Clerk, Deputy City Clerk, Deputy Tax Collector, Secretary of the Board of Public Works, Superintendent of Streets, Superintendent of Closures, two Engineers of the Fire Department, six Drivers of the Fire Department, Janitor of the City Hall and Office, Rodman, two Chainmen, Transit man and Deputy City Attorney; also designating the number of Regular Policemen and subordinate officers of the Police Department, and fixing the Salaries of the same

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

Section 1. That Section four of Ordinance No 85, and being entitled, "An Ordinance abolishing the office of Chief Draughtsman, the office of Assistant Draughtsman, the office of Health Inspector, and the Office of Plumbing Inspector, and the office of Health Officers Clerk; also abolishing the Salary of Deputy Auditor; also fixing the Salaries of the City Clerk, Deputy City Clerk, Deputy Tax Collector, Secretary of the Board of Public Works,

Superintendent of Streets, Superintendent of Sewers, two Engineers of the Fire Department, Six Drivers of the Fire Department, Janitor of the City Hall, and Officer, Rodman, two Chainmen, Transitman and Deputy City Attorney; also designating the number of Regular Policemen and Subordinate Officers of the Police Department, and fixing the Salaries of the same, be so amended to read as follows: Section 4. On and after the passage of this Ordinance the number of regular Policemen and Subordinate Officers of the Police Department of the City shall be, and consist of Twelve (12) men, one of whom shall be a mounted Policeman, and Eleven (11) of whom shall be Patrolmen. From among said patrolmen shall be detailed the City Jailor. The monthly Salaries of said Policemen are hereby fixed as follows:-

One Mounted Policeman

\$90⁰⁰

Eleven (11) Patrolmen, each,

\$70⁰⁰

Section 2. This ordinance shall take effect and be in force on and after its passage.

Section 3. This ordinance shall be published once (one time) in the San Diego Daily Sun.

Endorsed

San Diego July 15th 1892.

I hereby certify that the within Ordinance can be passed without violating any of the provisions of the Charter.

Gilbert Rennie

Auditor.

A Communication from Delegate Mortzmann submitting a Joint Resolution authorizing the appointment of a Committee (with authority to employ a Stenographer) to investigate the charges made by the Pacific Mail Steamship Company that their ship City of Sydney was detained four hours in the Bay of San Diego on account of there not being sufficient water on the Bar to allow her to pass out was read and by consent that portion of the resolution authorizing the employment of a Stenographer was stricken out and the name of the Deputy Clerk inserted instead. Thereupon on motion of Delegate Frost the

resolution was adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Pauley: Nason: Burns: Baker: Prout: Rediger:
Cann: Mertzmann: Eschew: Price: Doud: Nettell and
Williams.

Noes - None.

Absent - Delegates Crispin & Miller.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No.

Be it Resolved by the Common Council of the City of San Diego, That a Special Committee Consisting of three members from each house be appointed by the President thereof, to investigate the libelous charges made against this port, by one Capt. Arille to the Pacific Mail Steamship Co. as published in a letter by the San Francisco Chronicle of Feb. 10th. And be it resolved that said Committee shall hold joint sessions at the earliest possible moment, and further that they appoint the Deputy City Clerk of this City to report all that transpires during the investigation, and that they shall have full power to subpoena all such witnesses as they may deem necessary to refute the infamous lies contained in said letter.

On motion of Delegate Rediger the report of the Health & Morals Committee was now taken from the file and considered in connection with the Ordinance establishing the License on the Sale of intoxicating Liquors.

Whereupon Delegate Rediger moves to adopt said Ordinance and presents an amendment to Section C. fixing the amount of License fee to be charged for the sale of such intoxicating Liquors as therein mentioned. Delegate Baker moves an amendment to the amendment to make the fee for the sale at retail of said Liquors \$5.00 per month instead of \$10.00 per month. said amendment was lost by the following vote, to wit:-

Noes - Delegates Pauley: Prout: Rediger: Cann: Price:
Doud & Nettell.

Ayes - Delegates Thorpe: Nason: Burns: Baker: Mertzmann:
Eschew & Williams.

Absent - Delegates Crispin & Miller.

Said amendment was now adopted by the following

vote, to wit:-

Ayes-Delegates Pauley: Burns: Praut: Adigir: Ann: Price:
Dault & Nuttall.

Noes-Delegates Thorpe: Nason: Baker: Mertzmann: Eschov
and Williams.

Absent-Delegates Criffin & Miller.

Said amendment as adapted is as follows, to wit:-

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

First-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.

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

Third-For every distillery, brewery, or place where spirituous, vinous, malt or other intoxicating liquors are manufactured, the sum of twenty-five dollars per month.

Fourth-For every saloon, bar, bar room, dipping 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 drunk on the premises where sold, except the place mentioned in subdivision one of this section, the sum of forty dollars per month or ten dollars per day."

Whereupon a motion of Delegate Praut Section 7 was amended to read as follows:

Section 7. For every place of business mentioned in subdivision four of section numbered six, except persons holding special daily license, which shall be and remain closed from and after 8 O'clock P. M. to 5 O'clock A. M. on each day in the week, except upon what is commonly called Sunday and upon the whole of which latter day shall be and remain closed, the rate of license shall be thirty dollars per month.

Applicants for license under this section shall so state in their petitions for the same, and if granted, said license shall be marked upon the face thereof "Special Closing License."

On Motion of Delegate Baker Sec. 9. was amended

by inserting after the words "or between the hours of 1/2 O'clock P. M. and 5 O'clock A. M." the following:

"And every person doing business under a special Closing License, who shall sell, barter, or give away any wine, beer, ale, ~~or other spirituous, vinous, malt,~~ or other spirituous, vinous, malt, or other intoxicating liquors of any kind between the hours of 8 O'clock P. M. and 5 O'clock A. M. on any day in the week except what is commonly called Sunday, or at any time during said latter day," or who shall violate &c. &c.

Delegate Baker now offers an amendment to Section 5 which amendment was lost by the following vote, to wit:-

Noes - Delegates Nason: Prout: Rediger: Conn: Price: Dauds and Nuttall.

Ayes - Delegates Thorpe: Pauly: Burns: Baker: Mertzmann: Escher and Williams.

Absent - Delegates Crippen & Miller.

The Ordinance was now defeated by the following vote, to wit:-

Noes - Delegates Thorpe: Nason: Burns: Baker: Mertzmann: Escher and Williams.

Ayes - Delegates Pauly: Prout: Rediger: Conn: Price: Dauds and Nuttall.

Absent - Delegates Crippen & Miller.

Whereupon Delegate Rediger changes his vote from Aye to No and gives notice that he will make a reconsideration of said vote at the next meeting.

A Joint Resolution heretofore adopted by the Board of Aldermen, authorizing the Mayor to appoint two extra Policemen for two months was read and Delegate Mertzmann moved to adopt.

Delegate Pauly now moves to adjourn which motion was lost by the following vote, to wit:-

Noes - Delegates Thorpe: Pauly: Nason: Burns: Baker: Prout: Rediger: Conn: Mertzmann: Escher: Price: Dauds & Nuttall.

Ayes - Delegate Williams.

Absent - Delegates Crippen & Miller.

On Motion of Delegate Nason the President

appointed a Committee of three together with the City Attorney, consisting of Delegates Mason, Price & Eschov, to report at the next meeting, upon the Ordinance granting 5 acres of land in Mt Hope Cemetery to the Hebrew Congregation, "Beth Israel".

Thereupon on motion of Delegate Eschov the Board adjourned until Tuesday, Aug. 23^d, 1892 at 7:30 P. M.

J. J. Gwal
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego, Calif.
February 23^d, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M.

In the absence of the President the Clerk called the Board to order;

Present Delegates Thorpe: Nason: Burns: Miller: Baker: Prout:

Ridiger: Conn: Mertzmann: Eschov: Doud: Metzger
and Clerk Ware.

Absent Delegates Crippen: Pauley: Price & Williams.

Delegate Prout was on motion elected Pres. Pro tem.

The minutes of adjourned meeting held February 15th were read and approved.

Delegate Pauley now enters and takes his seat in the Board.

An motion of Delegate Nason. Delegate Conn was granted 30 days leave of absence.

A message from the Mayor recommending that the City Attorney be instructed to investigate and report as to the City's legal and equitable rights in its relations with the Santa Fe Railroad Company, was read and on motion of Delegate Thorpe the recommendation of the Mayor was adopted.

In the matter of the Petition of A. D. Murtha for damages by reason of the proposed change of grade of D Street the Clerk informs the Board that the Board of Aldermen had adopted a report by Aldermen Christian. Whereupon said report was read and on motion of Delegate Ridiger the matter was referred back to the same Committee for farther investigation.

The following Joint Resolution instructing the Clerk to re-advertise for proposals for grading Fourth Street was read and on motion of Delegate Nason adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
 Prout: Rediger: Conn: Mertzmann: Escher:
 Dand & Metzger.

Noes-None.

Absent-Delegates Crippen: Price & Williams.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 134.

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

That the City Clerk be, and he is hereby authorized and instructed to re-advertise for proposals for Grading, Paving, Capping and Planing Fourth Street from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northerly on Fourth Street to University Avenue.

A Joint Resolution to require the San Diego Electric Railway Company to use Iron poles in the construction of their Electric Railroad on Fifth Street from B Street to L Street was read and on motion of Delegate Rediger action thereon was postponed until the next meeting of the Board.

Delegate Price now enters and takes his seat in the Board.

A Joint Resolution requiring the San Diego Water Company to lay water pipes in Kearney and Intercean Avenues was read and on motion of Delegate Metzger adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
 Prout: Rediger: Conn: Mertzmann: Escher:
 Price: Dand & Metzger.

Noes-None.

Absent-Delegates Crippen & Williams.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 135.

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

That the San Diego Water Company be, and it is hereby authorized and

required to lay a two inch Hot Iron pipe, Commencing at the west line of 24th street and running west in Kearney Avenue eighteen hundred (1800) feet. And, also, commencing at the main at the intersection of 24th street and Julian Ave. and running north in 24th street 380 feet to Interv-ocean Ave., thence west in Interv-ocean Ave. 900 feet.

Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard, et. al., and the City of San Diego, on the 18th day of April, 1891, under and by virtue of Joint Resolution No. 56 of the Common Council of said City.

A Resolution by Delegate Nason instructing the City Attorney to present an Ordinance to compel Saloons to close on Sundays was read and on motion of Delegate Rediger laid upon the table.

The Clerk informs the Board that the Board of Aldermen has appointed a Committee of three, consisting of Aldermen Howard, Christian & Sill, in accordance with the provisions of Joint Resolution No. 131, to act with a like Committee to be appointed by this Board, to select three citizens to act as Commissioners to assess damages and benefits by reason of the change of the grade of C Street.

Whereupon the President appointed as such Committee Delegates Nettell, Nason and Rediger.

A Joint Resolution, heretofore adopted by the Board of Aldermen, authorizing the Mayor to appoint two extra Policemen for two months was read and on motion of Delegate Rediger laid upon the table.

The following communication from the San Diego Electric Railway Company was read and filed:-
 San Diego, Calif. Feb. 23rd, 1892.
 To the Honorable Common Council
 of the City of San Diego.

Gentlemen:-

In the event that your honorable body orders the grade of Logan Avenue changed, The San Diego Electric Railway Company hereby agrees to bear the entire expense

of said change of grade.

Respectfully Submitted,

San Diego Electric Railway Company,

By Joseph A. Hunt Secretary.

A Resolution of Intention to Change the grade of Logan Avenue from South 22^d Street to 16th Street was read and an motion of Delegate Nettell adopted by the following vote, to wit:

Ayes-Delegates Thorpe: Pauley: Nason: Burns: Miller: Baker:
Prout: Cann: Mertzmann: Eschov: Price: Doud
& Nettell.

Noes-Delegate Rediger.

Absent-Delegates Crippen & Williams.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To Change the grade of Logan Avenue from South twenty second Street to sixteenth Street.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:-

To change the grade of Logan Avenue from South twenty second Street to sixteenth Street.

At a point on the northeasterly line of Logan Avenue four hundred feet northeasterly from the North Corner of Logan Avenue and South twenty second Street from 36.5 ft to 33.5 ft. and at a point on the southwesterly line of Logan Avenue four hundred feet northwesterly from the west Corner of Logan Avenue and South twenty second Street from 36.0 ft to 33.17 ft.

At a point on the northeasterly line of Logan Avenue three hundred feet northwesterly from the North Corner of Logan Avenue and South twenty first Street from 12.0 ft to 15.0 ft and at a point on the southwesterly line of Logan Avenue three hundred feet northwesterly from the west Corner of Logan Avenue and South twenty first Street from 11.0 ft to 14.5 ft.

At a point where the northeast line of Logan Avenue intersects the north line of Mannasse and Schiller's Addition from 11.0 ft to 12.0 ft. and at a point where the southwest line of Logan Avenue intersects the north line of Mannasse and Schiller's Addition from 9.0 ft to 9.8 ft.

And the grade of said Logan Avenue between the points

fixed hereby (from South 22nd St to Distinct St.) shall be of uniform ascent and descent as shown by the grade map as made by the City Engineer and on file in his office: and that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:-

Beginning at a point on the northeasterly line of Logan Avenue where said northeasterly line intersects the line between Lots 13 and 14 in Arac. Block 174 on Land and Town Co's addition, thence northeasterly on the line between lots 13 and 14 in Arac. Block 174 of Land and Town Co's add. to the southwesterly line of alley in said Arac. Block 174, thence northwesterly along southwesterly line of alley in Arac. Block 174, Blocks 175, 176, 177, 178 and 179 and Arac. Block 180 to the north line of Mannasse and Schiller's add., thence westerly along the north line of Mannasse and Schiller's add. to the southeasterly line of South 20th st., thence southwesterly along the ~~along the~~ southeasterly line of South 22nd st., to the northwesterly line of alley in Block 138 of Mannasse and Schiller's add. thence southeasterly along northeasterly line of alley in Blocks 138, 139, 140, 141, 142, 143 and Arac. Block 144 to a point on the northeasterly line of alley intersecting the line between lots 31 and 32 in Arac. Block 144 of Land and Town Co's add. thence northwesterly and along the line between said lots 13 and 14 to its intersection with the southwesterly line of Logan Avenue, thence northerly to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said newspaper is issued therein.

The Clerk of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

The report of the Special Committee to whom was referred the Ordinance granting 5 acres in Mt Hope Cemetery the Hebrew Congregation "Beth Israel", was read and on motion of Delegate Mertzmann adopted and is as follows, to wit:-

To the Hon Board of Delegates

We your Committee appointed to report on the Ordinance granting to Beth Israel 5 acres of land waived report that the Ordinance is so

drawn that the authority of the Cemetery Commissioners are fully recognized, and we report favorably on said Ordinance.

Feb'y 20/92.

Arthur H. Nason.
Jacob Price.
J. A. Eschier.
William H. Fuller City Atty.

} Committee

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the printers and publishers of the San Diego Daily Sun, a newspaper published and circulated in the City of San Diego, State of California, showing that Resolution No. 2 ordering the work of grading, filling, capping and planing Fourth St. northerly from the south line of Ivy street to Walnut street, thence westerly on Walnut street to a projection south of the west line of Fourth street, thence northerly on Fourth street to University Avenue, as adopted by the Board of Aldermen of the City of San Diego, California, on the 26th day of January, 1892, and by the Board of Delegates of said City on the 26th day of January, 1892, was correctly published in said newspaper daily, for the period of two days, to wit: - on the 28th and on the 29th days of January 1892. Said affidavit was received and filed.

The Clerk presented the affidavit of N. J. Hare Clerk of the City of San Diego, State of California, showing that he did on the 29th day of January, 1892, post conspicuously, in the following places, to wit: - On the door of the Hall of the Board of Delegates of the City of San Diego, California, and on the door of the Hall of the Board of Aldermen of said City, copies of "Resolution No. 2" (thereto attached and marked "Exhibit A"), "Ordering the work of grading, filling, capping and planing Fourth St. northerly from the south line of Ivy street to Walnut street, thence westerly on Walnut street to a projection south of the west line of Fourth street, thence northerly on Fourth street to University Avenue", together with a copy of the specifications for said work as contained in Ordinance No. 53 (thereto attached and marked "Exhibit B"), of the Common Council of said City; and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the printers and publishers of the San Diego Daily Sun, a daily newspaper published and

circulated in the City of San Diego, State of California, showing that the "Notice Inviting Street Proposals"; being a notice inviting proposals for the grading, filling, capping and planing Fourth Street northerly from the south line of Dry Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northerly on Fourth Street to University Avenue, was correctly published in said Newspaper daily, for the period of two days, to wit: - on the 29th and 30th days of January, 1892.

Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware Clerk of the City of San Diego, State of California showing that he did, on the 29th day of January, 1892, post conspicuously, in the following places, to wit: On the Door of the Hall of the Board of Delegates of the City of San Diego, Calif., and on the Door of the Hall of the Board of Aldermen of said City; Copies of the "Notice Inviting Street Work Proposal" (thereto attached and marked "Exhibit A") being a notice inviting proposals for the grading, filling, capping and planing Fourth Street northerly from the south line of Dry Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northerly on Fourth Street to University Avenue, together with a copy of the specifications for said work, as contained in Ordinance No 53, (thereto attached and marked "Exhibit B"), of the Common Council of said City; and that the same remained so posted for a period of five days immediately thereafter.

Said affidavit was received and filed.

An Ordinance establishing the water rates for the year commencing July 1st 1892, and heretofore adopted by the Board of Aldermen, was read - Whereupon on motion of Delegate Nason the Board goes into Committee of the whole for the consideration of said Ordinance: -

Upon the rising of the Committee a roll call is taken with the following result, to wit: -

Present- Delegates Thorpe: Pauley: Nason: Burns: Baker:

Prout: Adiger: Conn: Mortzmann: Escher:

Price: Dault & Nuttall.

Absent- Delegates Crippen & Williams.

The Committee reported back the Ordinance recommending that: the house and irrigation rate for a family of three persons occupying dwellings on a lot not more than

25 feet frontage 90¢ per month instead of \$1.00 per month; that the house and irrigation rate for a family of three persons occupying dwellings on a lot not more than 35 feet frontage 95¢ per month instead of \$1.10 per month; that the house and irrigation rate for a family of three persons occupying dwellings on a lot not more than 50 feet frontage \$1.25 per month instead of \$1.50 per month; also that the minimum Meter rate be fixed at \$2.50 instead of \$3.00. Thereupon on motion of Delegate Mertzmann the report of the Committee was adopted and the Ordinance so amended.

On motion of Delegate Baker the Ordinance as amended was now adopted by the following vote, to wit:—

Ayes-Delegates Thorpe: Pauly: Nason: Burns: Miller: Baker:
 Grant: Ridiger: Conn: Mertzmann: Escher:
 Sand & Nuttall.

Noes-Delegate Price.

Absent-Delegates Cuffman & Williams.

Said Ordinance as adapted is as follows, to wit:—

Ordinance No. 154.

An Ordinance Establishing the Water Rates in the City of San Diego, State of California, for the Year beginning July 1st, 1892.

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

Section 1. That the rates or Compensation to be collected for water by the Board of Water Commissioners of the City of San Diego, or any person, company or Corporation engaged in the business of supplying water to the inhabitants of the City of San Diego for family uses, for private purposes, for public purposes and for Municipal purposes and for all purposes for the year commencing July 1st, 1892, and ending June 30th, 1893, are hereby fixed as follows:

First. For water furnished dwellings and tenement houses on a lot not more than 25 feet frontage same being occupied by not more than three persons 90 cts. per month including irrigation for said lot, and for each additional person 15 Cents per month.

Second. For water furnished dwelling and tenement houses on a lot not more than 35 feet frontage same being occupied not more than three persons 95 cts.

per month, including irrigation for said lot, and for each additional person 15 cents per month.

Third. For water furnished dwelling and tenement houses on a lot not more than 50 feet frontage, same being occupied by not more than three persons \$1.25 per month including irrigation for said lot, and for each additional person 15 cents per month.

Fourth. For each additional lot or fraction thereof irrigated, one cent per front foot.

Fifth. For families of not more than three persons, occupying rooms in second and third stories 75 cents per month.

Sixth. For rooms in second and third stories, occupied as offices, for each room per month from 15 to 25 cents.

Seventh. For private boarding houses, in addition to family rates, 15 cents per month for each person.

Eighth. For lodging houses, in addition to family rates, 10 cents per month for each bed.

Ninth. For Hotels in addition to family rates, 15 cents per month for each bed.

The keeper of hotels, lodging houses or boarding houses shall furnish the Secretary of the Board of Water Commissioners, (under oath if required) with a correct list of the number of persons in his or their families, (including servants) and the number of boarders.

Tenth. For stores and warehouses from \$1.00 to \$3.00 per month.

Eleventh. For small stores and business offices fifty cents to \$1.00 each per month.

Twelfth. For Saloons from \$2.00 to \$5.00 per month.

Thirteenth. For Dental rooms \$1.50 per month.

Fourteenth. For bakeries for monthly use of flour, for each 25 barrels, \$2.00 per month.

Fifteenth. For wagon and blacksmith shops, from \$2.00 to \$3.50 per month.

Sixteenth. For livery stables, including carriage washing for each horse 35 cents per month.

Seventeenth. For feed yards from \$3.00 to \$5.00 per month.

Eighteenth. For Photograph Galleries from \$2.00 to \$5.00 per month.

Nineteenth. For Restaurants and eating houses from \$2.00 to \$5.00 per month.

Twentieth. For Drug Stores from \$1.25 to \$2.00 per month.

Twenty-first. For soda fountains 50 cents per month.

For one jet 50 " " "

For each tumbler washer 50 cents per month.

Twenty-second. For persons sheding lime 15 cts per barrel and cement 15 cents per barrel; wetting brick 15 cents per 1000.

Twenty-third. For person keeping horse and carriage, 35 cents per month for the first horse and carriage, and 25 cents for each additional horse.

Twenty-fourth. For Barber shops of single chair, 75 cents per month; for each additional chair 25 cents per month.

Twenty-fifth. For water troughs on sidewalks from \$2.00 to \$5.00 per month.

Twenty-sixth. For water-closets in private residences or business houses, 35 cents per month for each closet, and for each urinal in such premises, 25 cents per month.

Twenty-seventh. For water-closets public, \$2.00 each per month, and for each urinal 50 cents per month.

Twenty-eighth. For bath-tubs in private residences, 35 cents per month for each tub.

Twenty-ninth. For bath-tubs, public, \$1.25 per month for each tub.

Thirtieth. For horses, mules and cows, 25 cents per month each.

Thirty-first. For Coffee houses, open day and night, from \$2.00 to \$3.00 per month.

Thirty-second. Water, for Hydraulic Elevators and motors in Hotels and stores, 15 cents per 1000 gallons by meter.

Thirty-third. Water to be used for irrigating, two or more acres, in one tract, 10 cents per 1000 gallons by meter.

Thirty-fourth. Meter Rates. The rates for water furnished to consumers in any one month through meters are fixed as follows: Twenty-two and one half cents per 100 cubic feet, or 30 cents per thousand gallons, provided the amount used shall not exceed $13\frac{33}{100}$ cubic feet, or 10,000 gallons per month.

Eighteen and three fourths cents per 100 cubic feet, or 25 cents per one thousand gallons, for each one thousand gallons over 10 thousand and up to 30 thousand gallons.

Twelve cents per 100 cubic feet, or 20 cents per 1000 gallons, for each 1000 gallons over 30 thousand gallons and up to

100 thousand gallons.

Eleven and one fourth cents per 100 cubic feet or 15 cents per 1000 gallons for each 100 thousand gallons over one hundred thousand gallons.

Meter rates for Shipping.

Water shall be furnished and delivered by meter measurement to shipping lying alongside any of the wharves on the water front, where water pipes or mains are laid, between the hours of 6 O'clock A.M. and 6 O'clock P.M. daily, upon application being made therefor, at the following rates:

Seventy five cents per one hundred cubic feet, or \$1.00 per 1000 gallons.

Water shall be supplied and delivered to water supply boats at any of the wharves on the water front above mentioned between the hours of 6 O'clock A.M. and 6 O'clock P.M. daily, for the purpose of supplying shipping in the Bay of San Diego, upon application being made therefor, at the rate of $37\frac{1}{2}$ cents per 100 cubic feet, or 50 cents per one thousand gallons.

No water boat furnishing and supplying water to shipping lying at anchor within the limits of the waters of the City of San Diego, shall charge a rate to exceed \$3.00 per 1000 gallons.

Thirty-fifth. Where water is furnished to hotels, lodging houses, boarding houses, steam engines, gas machines or works, wash houses, Chinese or otherwise, street and sidewalk sprinkling, washing stone and shop fronts, where satisfactory rates cannot be agreed upon, the meter rates shall govern.

Thirty-sixth. Rent for each fire hydrant and for water used through such hydrant, \$60.00 per year, to be paid monthly by said City. New hydrants to be located upon the order of the Common Council, and the same rate to prevail. Provided that the Board of Water Commissioners or persons, associations or companies furnishing water through hydrants to the City shall maintain a pressure of forty pounds at the hydrant located at the corner of Fifth and A Streets, and a proportionate pressure at all other hydrants, to entitle the Board of Water Commissioners or such persons, association or company, to the hydrant rate, provided in this Ordinance; and further, that upon an alarm of fire a full fire pressure shall be immediately turned on.

The Board of Water Commissioners or Company, person or corporation shall make no charge for any pipe or fire apparatus connected with their mains, and to be used only in case of fire.

Section 2. The Board of Water Commissioners or any person or association or water company so furnishing water to said city or the inhabitants thereof, shall have the power in all cases to apply meters and collect meter rates:

First. All water used for city purposes shall be charged at meter rates as above mentioned except those hereinafter mentioned.

Second. All water used for street sprinkling purposes to be charged at the rate of 10 cents per thousand gallons.

Third. All water used for flushing sewers to be charged at the rate of 15 cents per thousand gallons.

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

Fifth. Any water rate payer shall have the right to demand a meter and to pay a meter rate for water upon tendering to the Board of Water Commissioners or any company, corporation or person furnishing water, the sum of seven dollars for placing and connecting the same to the supply pipe of such water rate payer.

Upon such demand and payment or tender of said sum by any water rate payer, it shall be the duty of the Board of Water Commissioners, or any person, company or corporation to furnish, place and maintain a meter; provided that the Board of Water Commissioners, person, company or corporation furnishing the water shall be entitled to collect from such water rate payer at least \$2.50 per month so long as the maintenance of a meter is required.

If any consumer after having a meter put in, discontinues or abandons the use thereof, he shall pay to the owner thereof \$3.00 for removing it. All water rates, except meter rates are due and payable monthly in advance on presentation of bill, and if not so paid shall be subject to an addition of five per cent. Meter rates are due and payable monthly on presentation of bill, and if not so paid, shall be subject to an addition of 5 per cent.

Nothing herein contained shall be construed as requiring the Board of Water Commissioners, or any person, company or corporation to charge and collect meter rates in any case where he or they shall at his or their own cost have applied either before or after the passage of this Ordinance, a meter for the purpose of detecting waste.

Whereas any meter has been or shall be placed or maintained as "a waste detector," the house and irrigation rate as allowed by this Ordinance shall be collected, but if any such meter shows an excess of water used over and above what is an equivalent for the house and irrigation rate paid or payable then the Board of Water Commissioners or any person, company or corporation supplying ^{the} water may collect for such excess the meter rates allowed by this Ordinance.

Section 3. The Board of Water Commissioners or any Company, corporation, or person engaged in the business of supplying or furnishing water, by their or his authorized agents, shall be allowed free access to make personal examination of the premises of any applicant for or consumer of water to designate the rates as herein established, and for inspection of water pipes and apparatus.

Section 4. This Ordinance shall take effect and be in force from and after its passage and three publications in the San Diego Daily Sun.

A Joint Resolution authorizing the San Diego Electric Railway Company to regrade Logan Ave was read, and on motion of Delegate Eschew, adopted by the following vote, to wit:-
Ayes. Delegates Pharpe: Pauley: Nason: Burns: Milloy: Baker: Prout:
 Rediger: Conn: Mertzmann: Eschew: Price: Dand
 and Mitzell.

Noes. None.

Absent. Delegates Crippen & Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No. 136.

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

That the San Diego Electric Railway Company be, and it is hereby granted permission to regrade Logan Avenue, at its own expense, to the grade provided for by Resolution No. — ordering the grade of said street changed.

In accordance with notice given at the last meeting Delegate Rediger now moves to reconsider the vote by which the Ordinance establishing the Liquor License was defeated, said motion was adopted and the Ordinance read.

Whereupon Delegate Mitzell moves to adopt the Ordinance as read, which motion was lost by the following vote, to wit:-

Nays - Delegates Thorpe: Pauley: Mason: Burns: Baker: Mertzmann:
and Eschv.

Ayes - Delegates Miller: Prout: Rediger: Conn: Price: Doud
and Nutzell.

Absent - Delegates Crippen & Williams.

A Joint Resolution instructing the Ways and Means Committee to investigate as to the amount of Money belonging to the City, deposited in the California National Bank, was read and on motion of Delegate Nutzell adopted, by the following vote, to wit:-

Ayes - Delegates Thorpe: Pauley: Mason: Burns: Miller: Baker: Prout:
Rediger: Conn: Mertzmann: Eschv: Price: Doud
and Nutzell.

Nays - None.

Absent - Delegates Crippen & Williams.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No.

Be it Resolved by the Common Council of the City of San Diego,

That the Ways and Means Committees of each Board are hereby instructed to meet jointly, and inquire into, and investigate as to the amount of money which has been deposited by the City Treasurer in the Cal National Bank as City money, and also as to what amount of the same will be available for use by this City, for the year 1892.

Delegate Price was here excused from the Board.

Whereupon, on motion of Delegate Baker, the Board adjourned until Thursday, February 25th, 1892, at 7:30 O'Clock P.M.

L. J. Wallace
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego, Calif.
February 25th, 1892.

An adjourned meeting of the Board of Delegates was
held at 7:30 O'Clock P.M. this day. In the absence of the President the Clerk called the Board to
order, on motion of Delegate Pauly Delegate Nason was elected
President Pro. tem.

Present - Delegates Pauly: Nason: Burns: Baker: Prout: Rediger:
Nettel & Deputy Clerk Keldman.

Absent - Delegates Thorpe: Crippen: Miller: Conn: Mertzmann:
Eschov: Price: Doud & Williams.

There not being a quorum present on motion of
Delegate Rediger the Board adjourned until Friday,
February 26th, 1892, at 7:30 O'Clock P.M.

K. Jewell
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, February 26th, 1892.

An adjourned meeting of the Board of Delegates was held
at 7:30 O'Clock P.M. this day.

In the absence of the President, the Clerk called the Board
to order, and on motion of Delegate Nason, Delegate
Rediger was elected President Pro. tem.

Present - Delegates Pauly: Nason: Burns: Miller: Baker: Rediger:
Eschov: Doud & Clerk Ware.

Absent - Delegates Thorpe: Crippen: Prout: Conn: Mertzmann:
Price: Nettel & Williams.

There not being a quorum present on motion of
Delegate Nason the Board adjourned until Saturday,
February 27th, 1892, at 7:30 O'Clock P.M.

K. Jewell
City Clerk

H. H. Williams
President Board of Delegates

Adjourned Meeting.

Councils Chamber of the Board,
of Delegates of the City of San Diego,
California, February 27th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day.

In the absence of the President the Clerk called the Board to order. Whereupon on motion of Delegate Burns, Delegate Nettell was elected President Pro. Tem.
Present-Delegates Pauly: Nason: Burns: Baker: Prout:
Rediger: Mortzmann: Eschew: Daud:
Nettell & Clerk Ware.

Absent-Delegates Thorpe: Crippen: Miller: Conn: Price
and Williams.

On motion of Delegate Nason the reading of the minutes was dispensed with.

A Joint Resolution to require the San Diego Electric Railway Company to use Iron poles in the construction of their Electric Street Railroad on Fifth Street from "B" to "L" Street, the same having been laid over from the last meeting was read, and Delegate Pauly moves to adapt, which motion was lost by the following vote, to wit:-

Yes-Delegates Pauly: Nason: Burns: Baker: Prout: Mortzmann:
Eschew: Daud & Nettell.

Ayes-Delegates Rediger.

Absent-Delegates Thorpe: Crippen: Miller: Conn: Price and
Williams.

A Resolution of Intention to open 21st Street from the south line of Sherman's Addition to Julian Avenue, and heretofore adapted by the Board of Aldermen, was read and on motion of Delegate Prout adapted by the following vote, to wit:-

Ayes-Delegates Pauly: Nason: Burns: Baker: Prout: Mortzmann:
Eschew: Daud & Nettell.

Yes-Delegates Rediger.

Absent-Delegates Thorpe: Crippen: Miller: Conn: Price & Williams.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To open Twenty-first Street from south line of Sherman's Addition to Julian Avenue.

Resolved, that the Common Council of the City of San Diego, deems it to be required by the public interest and convenience and hereby declares its intention to order the opening and extension of Twenty-first Street in said City from the south line of Sherman's Addition to Julian Avenue for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:-

Beginning at a point where the east line of Twenty-first Street intersects the south line of Sherman's Addition, thence south or southerly projecting the east line of Twenty-first Street to a point where said east line intersects the northeasterly line of Julian Avenue, thence northwesterly along the northeasterly line of Julian Avenue to a point where said northeasterly line intersects the south line of Sherman's Addition, thence easterly along the south line of Sherman's Addition to the point of beginning. And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the south line of Sherman's Addition where said south line intersects the line between Lots 3 and 10 of Fractional Block 65 of Sherman's Addition, thence easterly along the south line of Sherman's Addition to the southwesterly line of alley in Trac. Block 228 of Mannasse and Schiller's Addition, thence southeasterly along southwesterly line of alley in Trac Block 228 and 227 in Mannasse and Schiller's Addition to the northwesterly line of South 23rd Street, thence southwesterly along northwesterly line of South 23rd Street to the northeasterly line of alley in Block 187 of Mannasse and Schiller's Addition, thence northwesterly along northeasterly line of alley in Block 187 and Trac. Block 186 of Mannasse and Schiller's Addition to the south line of Sherman's Addition thence easterly along said south line to a point where said south line intersects the line between Lots 3 and 10 of Fractional Block 66 of Sherman's Addition, thence northerly on the line between Lots 3, 10, 2, 11, 1 and 12 of Trac Block 66 Sherman's Addition to the south line of "N" Street, thence easterly along the south line of "N" Street to a point where said south

line intersects the line between Lots 1 and 12 in Fractional Block 65 of Sherman's Addition, thence southerly along line between Lots 1, 12, 2, 11, 3 and 10 in Trac Block 65 of Sherman's Addition to the point of beginning.

The 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 ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to open 22^d Street from the South line of Sherman's Addition to South 22^d Street was read and adopted by the following vote, to wit:-

Ayes-Delegates Pauly: Mason: Burns: Baker: Pratt: Mertzmann:
Escher: David & Nettell:

Noes-Delegate Rediger.

Absent-Delegates Harpe: Crippen: Miller: Ann: Prier
& Williams.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To open Twenty Second Street from South line of Sherman's Addition to South 22nd Street.

Resolved, that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declares its intention to order the opening and extension of Twenty Second Street in said city from the south line of Sherman's Addition to South 22nd Street for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:- Beginning at a point on the south line of Sherman's Addition where said south line intersects the northwesterly line of South 22nd Street, thence southwestwardly along northwesterly line of South 22nd Street to the northeasterly line of alley in Fractional Block 228 of Mannasse and Schiller's Addition, thence north westerly along said northeasterly line of alley to the south line of Sherman's Addition, thence easterly along said South line of Sherman's Addition to the point of beginning.

and that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: - Beginning at a point on the south line of Sherman's Addition where it intersects the west line of Twenty Second Street, thence west along said south line of Sherman's Addition to a point where said south line intersects the line between Lots 3 and 10 in Fractional Block 65 of Sherman's Addition, thence northwesterly along line between Lots 3, 10, 2, 11, 1 and 12 in said Fractional Block 65 to the south line of "N" Street, thence easterly along south line of "N" Street to the west line of Twenty Second Street, thence southerly along west line of Twenty Second Street to the point of beginning, being otherwise described as the East 1/2 of Fractional Block 65 of Sherman's Addition.

The 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 ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to open Irving Avenue from north line of Mannasse and Schellier's Addition, northwesterly through Fractional Block 64 of Sherman's Addition was read and Delegate Nason moved to adopt, which motion was lost by the following vote, to wit: -

Ayes - Delegates Rediger & Mertzmann.

Ayes - Delegates Pauls, Nason, Burns, Baker, Prout, Escher, David & Nettell.

Absent - Delegates Sharpe, Crippen, Miller, Conn, Pein & Williams.

Whereupon Delegate Nettell changes his vote from Aye to No and gives notice that he will move a reconsideration of said vote, at the next meeting.

A Resolution of Intention to open 19th Street from Sherman's Addition to South 21st Street was read and on motion of Delegate Pauls laid over for one week, together with all other Resolution of Intention of like nature on the Clerk's Desk.

An Ordinance amending Section 4 of Ordinance No 85 designating the Number of Policemen of the City and fixing their Salaries heretofore adopted by this Board and having been amended by the Board of Aldermen to read ten instead of twelve men was read and on motion of Delegate Prout the said amendment was concurred in; Whereupon the Ordinance as amended was adopted by the following vote, to wit:-

Ayes-Delegates Pauly: Nason: Burns: Baker: Prout: Rediger:
Mutzmann: Eschew: Daud & Kitzell.

Noes-None.

Absent-Delegates Thorpe: Crupper: Miller: Ann: Price and
Williams.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No 157 see also page 297

An Ordinance amending Section 4 of Ordinance No 85 entitled "An Ordinance abolishing the office of Chief Draughtsman, the office of Assistant Draughtsman, the office of Health Inspector, and the office of Plumbing Inspector, and the office of Health Officers Clerk; also abolishing the Salary of Deputy Auditor; also fixing Salaries of the City Clerk, Deputy City Clerk, Deputy Tax Collector, Secretary of the Board of Public Works, Superintendent of Streets, Superintendent of Sewers, two Engineers of the Fire Department, Six Drivers of the Fire Department, Janitor of the City Hall and Offices, Rodman, two Chairmen, Transit-man and Deputy City Attorney; also designating the number of Regular Policemen and subordinate officers of the Police Department and fixing the Salaries of the same".

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

Section 1. That Section four of Ordinance No 85 being entitled "An Ordinance abolishing the office of Chief Draughtsman, the office of Assistant Draughtsman, the office of Health Inspector, and the office of Plumbing Inspector, and the office of Health Officers Clerk; also abolishing the Salary of Deputy Auditor; also fixing the Salaries of the City Clerk, Deputy City Clerk, Deputy Tax Collector, Secretary of the Board of Public Works, Superintendent of Streets, Superintendent of Sewers, two Engineers of the Fire Department, Six Drivers of the

Fire Department, Janitor of the City Hall and Officers, Rodman, two Chairmen, Transitman and Deputy City Attorney; also designating the number of Regular Policemen and subordinate officers of the Police Department, and fixing the salaries of the same," be so amended to read as follows: Section 4. On and after the passage of this Ordinance the number of regular policemen and subordinate officers of the Police Department of the City shall be and consist of Ten (10) men. Two of whom shall be mounted policemen, and Eight (8) of whom shall be patrolmen. From among said patrolmen shall be detailed the City Jailor. The monthly salaries of said policemen are hereby fixed as follows:

Two (2) mounted policemen, each, \$90.00

Eight (8) patrolmen, each, \$70.00

Section 2. This ordinance shall take effect and be in force on and after its passage & approval.

Section 3. This Ordinance shall be published once in the San Diego Daily Sun.

Endorsed

San Diego, Feb. 15th, 1892.

I hereby certify that the within Ordinance can be passed without violating any of the provisions of the Charter.

Gilbert Rennie,
Auditor.

Delegate Nason now moves to take from the table the resolution to require the City Attorney to present an Ordinance to prevent Saloons from keeping open on Sundays. Said motion was lost by the following vote, to wit:-

Noes-Delegates Pauley: Burns: Rediger: Daud & Nettell.

Ayes-Delegates Nason: Bakov: Ordut: Mertzmann & Eechors

Absent-Delegates Thorpe: Criffen: Miller: Conn: Price & Williams.

President Williams now enters and takes the Chair.

Delegate Price enters and takes his seat in the Board.

Delegate Nason asks to be excused from further service on the Special Committee to whom was referred the

petition of A. D. Murtha, asking damages by reason of the proposed change of grade of D street, and on motion of Delegate Pauley the request was granted.

Whereupon on motion of Delegate Pauley the President appointed Delegate Rediger to act on said Committee.

After giving notice President Williams did in open Session sign Ordinance No 154 fixing the water rates for the year beginning July 1st 1892.

Also Ordinance 155, granting 5 acres of land in Mr. Hope Amenity to "Beth Israel".

Also Ordinance No. — designating the Number of regular Policemen of the Police Department, and fixing their salaries.

Also Ordinance No 156, transferring funds from the Salary Fund to the Library Fund.

Whereupon the Board adjourned until Monday, March, 7th, 1892, at 7:30 O'Clock P. M.

J. K. Jewell
City Clerk

A. H. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, March 7th, 1892.

The regular meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day, with President Williams presiding.

Present- Delegates Thorpe: Crippen: Nason: Burns: Miller:
Baker: Prout: Metzger & Williams & Clerk
Ware.

Absent- Delegates Pauly: Rediger: Conn: Mertzmann:
Eschov: Price & Dand.

The minutes of adjourned meeting of Feb 23rd were read and corrected to show the election of Delegate Prout as presiding officer of said meeting, thereupon the minutes as corrected were approved.

Delegates Pauly and Dand enter during the reading of the minutes and take their seats in the Board.

The minutes of adjourned meetings held Feb 25th and 26th were read and approved.

Delegates Eschov and Mertzmann now enter and take their seats in the Board.

The minutes of adjourned meeting held Feb 27th were read and approved.

Delegate Rediger now enters and takes his seat in the Board.

A message from the Mayor recommending that the City Attorney take some action to recover the City's Money deposited in the California Savings Bank was read and on motion of Delegate Pauly referred to the Finance Committee and City Attorney.

A message from the Mayor transmitting the report

of the Board of Water Commissioners for the month of February, was read and filed.

Thereupon the report of the Board of Water Commissioners for the month of February, was read and filed.

Delegate Nason moved to take from the table the Resolution instructing the City Attorney to present an Ordinance to prevent the sale of intoxicating on Sundays.

Delegate Rediger raised the point of order that the motion is out of order for the reason that a like motion had been previously defeated. The Chair ruled the point of order not well taken, and the motion in order. Thereupon Delegate Trout appeals from the decision of the Chair.

The decision of the Chair was sustained by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Baker: Mertzmann & Nettell.

Noes-Delegates Trout: Rediger: Escher & Daud.

Absent-Delegates Conn & Price.

The original motion was now adopted. Thereupon Delegate Nason moved to refer said resolution to a Committee of three to be appointed by the Chair. Delegate Rediger moved to amend to make the Committee five instead of three, and it was so ordered.

Thereupon President Williams appointed as such Committee, Delegates Nason, Pauly, Crippen, Escher and Trout.

Delegate Nettell now moves to reconsider the vote by which the Resolution of Intention to open Irving Avenue, from Mannasse & Schiller's Addition through Fractional Block 64 of Shormen's Addition was defeated. Said motion was adopted, and the Resolution read and on motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns:
Miller: Baker: Trout: Escher: Daud: Nettell
and Williams.

Noes-Delegates Rediger & Mertzmann.

Absent-Delegates Conn & Price.

Said Resolution as adopted is as follows, to wit:-

Resolution of Intention

To open Irving Avenue from north line of Mannasse and Schiller's Addition, northwesterly through Fractional Block 64 of Sherman's Addition.

Resolved, that the Common Council of the City of San Diego deems it to be required by the Public interest and convenience and hereby declares its intention to order the opening and extension of Irving Avenue from the north line of Mannasse and Schiller's Addition through Fractional Block 64 of Sherman's Addition, for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point on the north line of Mannasse and Schiller's Addition with its intersection with the northeasterly line of Irving Avenue, thence westerly along said north line of Mannasse and Schiller's Addition to its intersection with the southwesterly line of Irving Avenue, thence northwesterly along a projection of the southwesterly line of Irving Avenue to the east line of Twenty-second Street, thence northerly along the east line of Twenty-second Street to the south line of "N" Street, thence easterly along the south line of "N" Street to a point where a projection northwesterly of the northeasterly line of Irving Avenue would intersect the said south line of "N" Street, thence southeasterly along said projecting northeasterly line of Irving Avenue to the point of beginning; and that the damages, costs, and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the south line of Pueblo Lot 1154 where said south line intersects the south westerly line of alley in Fractional Block 238 of Land and Town Co's Addition, thence southeasterly along southwesterly line of alley in said Frac. Block 238, in Blocks 239, 240, 241 and 242 and in Frac Block 243 to the west line of Pueblo Lot 1159, thence southerly and along the west line of Pueblo Lot 1159 to its intersection with the northeasterly line of alley in Frac Block 222 of Land and Town Co's Addition thence northwesterly along northeasterly line of alley in said Frac Block 222, in Blocks 223, 224, 225 and 226 and in Frac. Block 227 to the southeasterly line of South 22nd

street, thence northeasterly along southeasterly line of South 22nd Street to the north line of Pueblo Lot 1157, thence easterly along the north line of Pueblo Lots 1157 and 1158 to the point of beginning.

The 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 ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to open 15th Street from the south line of Sherman's Addition to the northeasterly line of Milton Avenue, heretofore adopted by the Board of Aldermen, was read, and, on motion of Delegate Metzger, adopted, by the following vote, to wit:—

Ayes—Delegates Thorpe: Criffen: Pauly: Nason: Burns: Miller:
Raker: Plant: Escher: Metzger & Williams.

Noes—Delegates Rediger: Metzgermann & Doid.

Absent—Delegates Cahn & Price.

Said resolution as adopted is as follows, to wit:—

Resolution of Intention

To open Fifteenth Street from the south line of Sherman's Addition to the northeasterly line of Milton Avenue.

Resolved, that the Common Council of the City of San Diego, deems it to be required by the public interest and convenience and hereby declares its intention to order the opening and extending of Fifteenth Street in said City from the south line of Sherman's Addition to the northeasterly line of Milton Avenue, for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:—Beginning at a point where the east line of Fifteenth Street intersects the south line of Sherman's Addition, thence west along the south line of Sherman's Addition to the intersection of said south line with the west line of Fifteenth Street, thence southerly projecting the west line of Fifteenth Street to its intersection with the northeasterly line of Milton Avenue, thence southeasterly along the northeasterly line of

Milton Avenue to a point where the projection southerly of the east line of Fifteenth Street would intersect the northeasterly line of Milton Avenue, thence northerly along said projected east line of Fifteenth Street to the point of beginning; and that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefit upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:- Beginning at a point on the south line of Sherman's Addition one hundred (100) feet east of the east line of Fifteenth Street, thence running north or northerly producing a line one hundred (100) feet from and parallel with the east line of Fifteenth Street to a point on the south line of N Street, thence west or westerly along the south line of N Street to a point one hundred (100) feet west of the west line of Fifteenth Street, thence south or southerly one hundred (100) feet from and parallel with the west line of Fifteenth Street to a point on the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to open Nineteenth Street from the south line of Sherman's Addition to South 21st Street, therefore adopted by the Board of Aldermen, was read and Delegate Pauley moved to adopt, Whereupon Delegate Rediger moved to amend to refer to the Finance Committee and City Attorney to report in which of the Daily "Sun" the Resolution should be published. Said amendment was lost and the Resolution adopted by the following vote, to wit:-
 Ayes - Delegates Thorpe, Crippen, Pauley, Nason, Burns, Miller, Baker, Prout, Escher, Metzger & Williams.
 Noes - Delegates Rediger, Metzmann & Dand.

About Alleged Canal Price.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To open Nineteenth Street from the south line of Sherman's Addition to South 21st Street.

Resolved, that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declared its intention to order the opening and extension of Nineteenth St. in said City from the south line of Sherman's Addition to South 21st Street, for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point where the west line of Nineteenth Street intersects the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to a point where said south line of Sherman's Addition intersects the northwesterly line of South 21st Street, thence southwesterly along the northwesterly line of South 21st Street to its intersection with the northeasterly line of Kearney Avenue, thence northwesterly along the northeasterly line of Kearney Avenue to the intersection with the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to the point of beginning. And that the damage, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the south line of Sherman's Addition at its intersection with the southwesterly line of the Alley in Fractional Block 180 of Mannasse and Schiller's Addition, thence southeasterly along the southwesterly line of said alley to the northwesterly line of South 22nd Street, thence southwesterly along the northwesterly line of South 22nd Street to the northeasterly line of the alley in Block 179 of Mannasse and Schiller's Addition, thence northwesterly along the northeasterly line of the alley in Block 179 and Fractional Block 180 of Mannasse and Schiller's Addition to the point where the line between lots 29 and 30 intersects said northeasterly line in Fractional Block 180, thence northeasterly along line between said lots 29 and 30 to the south line of

Sherman's Addition to a point on said line between lots 3 and 10 in Fractional Block 68 of Sherman's Addition, thence north or northerly on line between lots 3, 10, 2, 11, 1 and 12 in said Block 68 to the south line of "N" Street, thence east or easterly along the south line of "N" Street to a point between lots 1 and 12 in Fractional Block 67 Sherman's Addition, thence south or southerly on line between lots 1, 12, 2, 11, 3 and 10 in said Block 67 to the south line of Sherman's Addition, thence west or westerly along south line of Sherman's Addition to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to straighten Logan Avenue through Fractional Block H of Reed and Hubbell's Addition, heretofore adopted by the Board of Aldermen, was read, and on motion of Delegate Frank, adopted by the following vote, to wit:-

Ayes-Delegates Phelps: Crippen: Pauly: Nason: Burns: Miller:
Rader: Probst: Eschov: Dowd: Nipell & Millman.

Noes-Delegates Rediger & Northmann.

Absent-Delegates Condon & Frick.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To straighten Logan Avenue through Fractional Block H of Reed and Hubbell's Addition.

Resolved that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declares its intention to order the straightening of Logan Avenue through Fractional Block H of Reed and Hubbell's addition in said City, for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:-

Beginning at a point on the north line of Logan Avenue

eighty-nine and $\frac{5}{100}$ ($89\frac{5}{100}$) feet east from the southwest corner of Fractional Block 4 in Reid and Hubbell's addition thence west or westerly along the north line of Logan Avenue to the east line of 26th Street thence north or northerly along the east line of said 26th Street seventy-four and $\frac{5}{100}$ ($74\frac{5}{100}$) feet, thence southeasterly one hundred and sixteen and $\frac{73}{100}$ ($116\frac{73}{100}$) feet, to the point of beginning; and that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:

Beginning at a point on the easterly line of 26th Street, one hundred and forty (140) feet north from the north line of Logan Avenue, thence running east or easterly producing a line one hundred and forty (140) feet from and parallel to the north line of Logan Avenue to the west line of 32nd Street, thence south or southerly along the west line of 32nd Street to a point one hundred and forty (140) feet south of the south line of Logan Avenue, thence running west or westerly one hundred and forty (140) feet from and parallel to the south line of Logan Avenue to the east line of 26th Street, thence north or northerly along said east line of 26th Street to the point of beginning.

The 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 ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

The report of the Joint Water Committee and Water Commissioners, was read and on motion of Deputy Mayor Murtmann adopted, and is as follows, to wit:—

To the Common Council

City of San Diego.

Gentlemen:

Your Joint Water Committee & Water Commissioners recommend, that the petition of residents to have a water main laid in "R" Street, from 30th to 40th Street be granted, and that said pipe be put in on the completion of the 30th Street Main.

Also, that the route of the proposed extension in "F" Street be changed to "E" Street, as the latter route will accommodate the greater number of persons.

We further recommend that the size of the pipes to be used for the proposed Pt Loma extension be changed to eight, six and four inch pipes and recommend the adoption of the accompanying Joint Resolution prepared by the Board of Water Commissioners.

Respectfully Submitted.

H. J. Christian.

John C. Fisher.

C. C. Brandt.

W. J. Pratt.

S. Daud.

J. M. Shaw.

E. W. Elliott.

Joint
Water
Committee

&

Water
Comrs

Dated, March 7th, 1892.

The report of the Special Committee to whom was referred the petition of A. D. Murtha asking damages on account of the Change of the Grade of "D" Street was read and an motion of Delegate Pratt adopted, and as follows, to wit:-

On the matter of the protest and
claim of damages, as made by A.
D. Murtha, by and on account of
the Change of the Grade of "D"
Street.

Report of Special Committee.

To the Hon. the Common Council,
Your Special Committee to which was referred the foregoing entitled matter, beg leave to report, and does report that the said A. D. Murtha is damaged by the change of grade of "D" Street as by him claimed, and that the Council should appoint a Commission to ascertain, determine and assess such damages, as by law provided.

Respectfully Submitted.

John C. Fisher, Chm.

H. J. Christian.

A. H. Gasson.

Paul H. Rediger.

S. Daud.

Jacob Price.

Dated, March 7th, 1892.

The report of the Special Committee appointed to recommend three citizens to act as Commissioners to assess damages and benefits by reason of the change of the Grade of O Street was read and an motion of Delegate Prout adopted, and is as follows, to wit:-
To the Common Council.

City of San Diego.

Gentlemen:-

Your Special Committee appointed under the provisions of Joint Resolution No 131, herewith unanimously recommends that: John Sherman, A. C. Youngkin and Ed. Dougherty be appointed Commissioners to assess benefits and damages by reason of the change of Grade of O Street, and we recommend the adoption of the accompanying Joint Resolution.

Respectfully Submitted.

Alldermen

Delegates

dated, March 7th, 1892.

	} Committee

A Joint Resolution appointing Commissioners to assess benefits and damages by reason of the change of Grade of O Street, was read and Delegate Nettell moved that action thereon be deferred until after the report of the City Engineer is presented.

Said motion was adopted by the following vote, to wit:-

Ayes - Delegates Thorpe, Crippen, Nason, Burns, Baker,

Mortzmann, Daud, Nettell & Williams.

Noes Delegates Pauly, Miller, Prout, Rediger & Escher.

Absent Delegates Cann & Price.

A Joint Resolution requiring the San Diego Water Company to lay main pipes to Point Loma was read and an motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes - Delegates Thorpe, Crippen, Pauly, Nason, Burns, Miller,

Baker, Prout, Rediger, Mortzmann, Escher,

Daud, Nettell & Williams.

News - None.

Absent - Delegates Conn & Price.

Said resolution as adapted is as follows, to wit:-

Joint Resolution N^o 137.

As it Resolved by the Common Council of the City of San Diego, as follows:-

That the San Diego Water Company be, and it is hereby authorized and required to put in a main pipe eight (8) inches in diameter and reduced to six (6) and four (4) inches in size as may be directed by the Board of Water Commissioners of the City of San Diego, commencing at a joint on the sixteen (16) inch main east of the stand-pipe at Old Town, at or near Pine Street, and running thence to Point Loma. The exact route to be designated by said Board of Water Commissioners.

Said pipe to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Howard et al. and the City of San Diego, on the 18th day of April, 1891, under and by virtue of "Joint Resolution N^o 66," of the Common Council of Said City.

A Joint Resolution appointing John Sherman, A. C. Yountkin and Ed. Daugherty, to act as Commissioners to assess damages and benefits by reason of the change of grade of "D" Street was read and on motion of Delegate Grant, adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauley: Nassau: Burns: Miller:
 Baker: Grant: Adiger: Mertzmann: Escher:
 Doud: Nettell & Willardus.

News - None.

Absent - Delegates Conn & Price.

Said resolution as adapted is as follows, to wit:-

Joint Resolution N^o 139.

As it Resolved by the Common Council of the City of San Diego, as follows:-

That John Sherman, A. C. Yountkin and Ed Daugherty be, and they are hereby appointed Commissioners to assess benefits and damages and to have general supervision of all the work pertaining to the changing of the grade of "D" Street, in the City of San Diego, California as the same is particularly described

in the Resolution of Intention to change the grade of said Street, on file in the office of the Clerk of said City.

That the compensation of said Commissioners hereby appointed, shall be fixed by the Common Council not to exceed \$100. per month during the time said Commissioners shall be actually engaged in such work.

That said Commissioners shall before entering on said work qualify and file such bond as is required by law.

A Resolution instructing the City Attorney to present an Ordinance to prevent the keeping of Dance or Standage Houses in the City was read, and on motion of Delegate Adiger adopted by the following vote, to wit:

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller:
Baker: Pratt: Adiger: Mertzmann: Escher: Bond:
Nitzell & Williams.

Noes-None.

Absent-Delegates Cannon & Price.

Said resolution as adopted is as follows, to wit:-
Resolved,

That the City Attorney be, and he is hereby instructed to draft and present to this Board an Ordinance to prevent the keeping or conducting of Dance or Standage Houses within the City of San Diego.

The following report of the City Engineer was read, to wit:-
San Diego, Cal. March 7th, 1892.

Honorable Board of Delegates
City of San Diego.

Gentlemen:-

In accordance with instructions from your Honorable Body in reference to an estimate of the quantities in cut and in fill required by the proposed change of grade on C Street from 11th to 24th Street I beg to report as follows: The total number of cubic yards in cut 15032.4: total in fill 43446.6 cubic yards leaving an excess of fill amounting to 28414.2 Cu. Yds: this excess of fill could be reduced by 5977 Cu. Yds from borrow between 24th and 25th Streets Streets and C Street which would still leave a deficiency of 22437 Cu Yds

it is impossible to borrow enough material unless permission was granted to take material from within the limits of the City Park Reservation.

Respectfully
J. M. Shaw
City Engineer.

Whereupon on motion of Delegate Prout said report was filed.

In accordance with the provisions of Concurrent Resolution No 29 of the Common Council of the City of San Diego, instructing the Clerk to advertise for bids for an Electric Street Railway Franchise: The Clerk reported that he had received but one bid, viz: the bid of the San Diego Electric Street Railway Company. Whereupon the bid was read and on motion of Delegate Eschscholtz accepted.

Delegate Mortzmann calls the attention of the Board to the fact that citizens have complained of the action of the Pound-keeper in impounding stock illegally, and moves that a Committee of three be appointed to be appointed to investigate the actions of said Pound-keeper, and it was so ordered. Whereupon President Williams appointed as such Committee, Delegates Mortzmann, Burns and Miller.

A Joint Resolution accepting the bid of the San Diego Electric Railway Company for Street Railway Franchise was read and on motion of Delegate Pauley adopted, by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller:
Baker: Prout: Radigan: Mortzmann: Eschscholtz:
Daud: Kitzell & Williams.

Noes - None.

Absent - Delegates Conn & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 140.

Be it Resolved by the Common Council of the City of San Diego,

That the bid of the San Diego Electric Railway Company for the franchise on 5th Street from the south side of Air Street to the north line of Pueblo

Lot 1123 be and the same is accepted.

A Joint Resolution instructing the auditing Committee to not audit the bills of the Daily Enquirer it is decided which of them is the official paper was read and adopted, by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Millow: Baker:
 Grant: Rediger: Mertzmann: Escher: Doud: Metzger
 & Williams.

Nays-None.

Absent-Delegates Conn & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 141.

Be it Resolved by the Common Council of the City of San Diego,

That the Auditing Committee is hereby instructed not to audit any bills which may be presented to them by either of the Daily "Quero" for City printing until it has been determined by the proper authorities as to which one of the two is the official organ of the City.

Delegate Metzger now calls up the Joint Resolution appointing Commissioners to assess damages and benefits by reason of the change of the grade of "C" Street; said resolution was read and on motion of Delegate Mertzmann adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Millow:
 Baker: Grant: Rediger: Mertzmann: Escher:
 Doud: Metzger & Williams.

Nays-None.

Absent-Delegates Conn & Price.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 138.

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

That John Sherman, A. C. Mounskier and Ed. Dougherty be, and they are hereby appointed Commissioners to assess benefits and damages and to have general supervision of all work pertaining to the changing of the grade of "C" Street in the City of San Diego, California, as the same is particularly described in the Resolution of Intention to change the grade of

said street on file in the office of the Clerk of said City.

That the Compensation of said Commissioners hereby appointed shall be fixed by the Common Council not to exceed \$100.00 per month during the time said Commissioners shall be actually engaged in such work.

That said Commissioners shall before entering on said work qualify and file such bond as is required by law.

On motion of Delegate Mertzmann it was ordered that the President appoint a member to act as a member of the Finance Committee during the absence of Delegate Cann. Whereupon President Williams appointed Delegate Nason as such Committeeman.

The following communication from the Board of Public Works, to whom was referred the matter of selecting a tract of land in the City Park, for use as an experimental nursery by Morrison and Blaisdell, was read and on motion of Delegate Nason referred to the Street Committee.

Said communication is as follows, to wit:-

San Diego, Cal. 29th 1892.

To the Honorable the Board of Delegates
City of San Diego.

Gentlemen:

In response to the request in the report of the Street Committee adopted by you herewith attached, the Board of Public Works present the accompanying plat showing the amount and location of land selected in the City Park, that may be used for nursery purposes by Morrison and Blaisdell.

Respectfully Submitted,

By order of the Board of Public Works.

O. W. Belding Secy.

A communication from the Board of Fire Commissioners recommending that the Council fix the salary of a Superintendent of the Fire Alarm System was read and on motion of Delegate Prout referred to the Fire Committee.

The petition of Gerald & Heddington for a retail Liquor License was presented and referred to the Health & Morals Committee.

The petition of residents for an Electric Light Mast at the corner of 25th Street & Logan Avenue was presented and referred to the Committee on Gas & Electric Lights.

The petition of property owners and business men on Fifth Street asking that the Electric Railway Company be compelled to use Iron instead of Wooden Poles on Fifth Street, from B to L Street, was read and on motion of Delegate Mertzmann referred to a Special Committee, consisting of Delegates Mertzmann, Nason & Baker.

The statements of the Auditor for the months of December & January were presented and referred to the Finance Committee.

The report of the Police Judge for the month of February was presented and referred to the Finance Committee.

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the publishers of the San Diego Daily News, a newspaper published and circulated at the City of San Diego, in the County of San Diego, State of Calif. showing that Resolution No 2 ordering the work of grading, filling, capping, and paving Fourth St. northward from the south line of Fry Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of Fourth Street, thence northward on Fourth Street to University Avenue, was correctly published in said newspaper for a period of two days, viz: February 27th and 29th both days inclusive. Said affidavit was received and filed.

The City Clerk presented the affidavit of N. J. Ware, City Clerk of the City of San Diego, County of San Diego, State of California, showing that he did on the 27th day of February, 1892, at the Chambers of the Common Council of the City of

San Diego, past conspicuously, in the following places, to wit: On the door of the Hall of the Board of Aldermen, and on the door of the Hall of the Board of Delegates, copies of Resolution No 2, ordering the work of (Exhibit A) Grading, Piling and Capping and Planking 4th Street from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of 4th Street, thence northerly on 4th Street to University Avenue, together with a copy of the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, Calif., and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The City Clerk also presented the affidavit of Walter M. Edwards, principal Clerk of the printers and publishers of the San Diego Daily Sun, a newspaper published and circulated at the City of San Diego, County of San Diego, State of California, showing that a Notice Inviting Street Work Proposals, for the following described work, to wit:— That Hawth Street in said City northerly from the south line of Ivy Street to Walnut Street, thence westerly on Walnut Street to a projection south of the west line of 4th Street, thence northerly on 4th Street to the south line of University Avenue (except such portion thereof as is required by law to be kept in repair by any person or company having railroad tracks thereon) and the sidewalks and the entire crossings thereof with the streets intersecting the same, be graded to its full width and to the established grade as shown by profiles on file in the office of the City Engineer as established by Ordinances Nos 45, 50 and 146, except that portion of 4th Street, between the north line of Palm Street and the north line of Redwood Street, which shall be capped, piled and planked as shown by plans on file in the office of the City Engineer. That said notice was published daily in said newspaper for the period of two days, from the 27th day of February to the 29th day of Feb. 1898, both days inclusive. Said affidavit was received and filed.

The City Clerk also presented the affidavit of N. J. Ware, City Clerk of the City of San Diego, County of San Diego, State of California, showing that he did on the

27th day of February 1892, at the Chambers of the Common Council of the City of San Diego, past conspicuously in the following places, to wit:—
 On the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates. Copies of "Notice Inviting Street Work Proposals" (Exhibit A) together with the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, California, and that the same remained, so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

Capt. J. E. Friend being present requested the use of Council Chamber of this Board for one night on behalf of the Newsboys Club, for the purpose of effecting a permanent organization.
 Thereupon on motion of Delegate Adiger the request was granted.

Whereupon the Board adjourned until Monday, March 14th, 1892, at 7:30 O'Clock P. M.

J. J. Geva
 City Clerk

A. H. Williams
 President Board of Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California. March 14th, 1892.

An adjourned meeting of the Board of Delegates was held this day at 7:30 O'Clock P. M.

In the absence of the President the Clerk called the Board to order.

Whereupon on Motion of Delegate Thorpe, Delegate Mertzmann was elected President pro tem.

Present - Delegates Thorpe: Crippen: Pauley: Nason: Burns: Baker:

Mertzmann: Price & Nuttall and Clerk Ware.

Absent - Delegates Miller: Grant: Conn: Escher: Dand & Williams.

The minutes of adjourned meeting held March 7th, 1892, were read and approved.

The report of the Finance Committee to whom was referred the Auditors reports was read and on motion of Delegate Nuttall adopted and is as follows, to wit:-

San Diego, California, 3/14/92.

To the Honorable the Board of Delegates of the City of San Diego, California.

Your Finance Committee to whom was referred the Auditors reports for the months of December & January, would respectfully recommend that the same be placed on file.

George H. Crippen }
Arthur H. Nason } Committee.
B. A. Mertzmann }

The report of the Finance Committee to whom was referred the report of the Police Judge was read and on motion of Delegate Baker adopted and is as follows, to wit:-

San Diego, Cal. Mch 14, 1892.

To the Honorable the Board of Delegates of the City of San Diego, California.

Your Finance Committee to whom was referred the Police Judge's report for February, 1892,

recommend that the same be placed on file.

George H. Crippen.
Arthur L. Nasan.
B. A. Mertzmann. } Committee.

The following Majority and Minority reports of the Special Committee to whom was referred the petition to have the San Diego Electric Railway Company use Iron instead of Wooden poles on 5th street, in the construction of their Electric Street Railway, were read, and are as follows, to wit:-

Majority Report

San Diego, Cal. March 14th, 1892.

To the Honorable, The Board of Delegates of the City of San Diego.
Gentlemen:-

The undersigned, a majority of your special Committee appointed to investigate the advisability of requiring the use of Iron Poles on Fifth St. from B St. to the water front by the Electric Road Co. would respectfully recommend the adaption of the Resolution on this subject referred to us at your last meeting.

B. A. Mertzmann } Committee
Fred Baker

Minority Report.

San Diego, Cal. March 14th, 1892.

To the Hon. Board of Delegates,

I respectfully submit this minority report regarding the erection of Iron poles on 5th St. in place of wooden ones:- That,

1st. It was distinctly understood that the Council would gladly accept a system similar to the one operated in Los Angeles.
2^d. That the report of all Committees & the general understanding has been that wooden poles were acceptable to the Council.
3^d. That, simply because Capital has already invested over \$125,000. it is no reason that more expense should be demanded of them.

4th. That wooden poles are 1/4 as cheap as Iron poles & the enterprise will not admit of any unnecessary expenditure.

5th. That wooden poles have been contracted for & that the Council should encourage the enterprise, rather than delay or prevent it.

6th. That the Common Council has the power at all times to make the Electric Car Co. take up its poles & replace with

Iron poles whenever it decides it is best so to do for the interest of the City, & such poles taken up could be used on extensions if the enterprise demands it, in which event Iron poles could be afforded by the Co. on 5th st

A. G. Nason.

Delegate Rediger now enters and takes his seat in the Board.

Thereupon on motion of Delegate Pauley the minority report of Delegate Nason was adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns:
Price & Mitchell.

Noes-Delegates Baker: Rediger & Northmann.

Absent-Delegates Miller: Frank: Conn: Eicher: Doud & Williams.

The report of the Street Committee to whom was referred the Communication of the Board of Public Works designating a portion of the City Park for use of Morrison & Blaisdell was read and on motion of Delegate Price adopted, and is as follows to wit:-

San Diego Cal. Feb 14th 1892.

To the Board of Delegates

The your Committee appointed to investigate & report on the Park land applied for by R. R. Morrison & Blaisdell, respectfully recommend that the land selected by them & approved by the Board of Public Works, be granted them, & that said south line will commence at a line parallel with the south line of Grape St. & running north along the Boulevard. Also that permission be given them to use the piece of ploughed land south of Grape St & north of Fire St. for temporary purposes.

Chas. W. Pauley.

Arthur G. Nason.

Georg H. Crippen.

N. W. Mitchell.

} St Committee

The report of the Fire Committee to whom was referred the Communication of the Board of Fire Commissioners asking that the Salary of a Supt of the Fire Alarm System be fixed at \$5 per month was read and adopted and is as follows, to wit:-

To the Board of Delegates
City of San Diego.

Gentlemen:-

Your Fire Committee to whom was referred the communication of the Board of Fire Commissioners requesting the salary of a Superintendent of the Fire Alarm System be fixed at \$50.⁰⁰ per month recommends that the request be granted, and that the City Attorney be instructed to present an Ordinance in conformity therewith.

Respectfully Submitted.

Paul H. Radiger.

J. F. Eschert.

A. N. Miller.

} Committee

The report of the Health & Morals Committee to whom was referred the petition of Gerald & Neddington for a retail liquor License was read and on motion of Delegate Pauley adopted and is as follows, to wit:-

San Diego, Cal. March 14. 1892.

To the Honorable the Board of Delegates of the City of San Diego.

Gentlemen:-

On the matter of the petition for a Saloon License by William Gerald and John Neddington, your Committee on Health & Morals would respectfully recommend that said License be not granted.

Inasmuch as said Saloon is to be managed in connection with a dance house, and action for the regulation of dance houses is now pending before the City Council.

Respectfully

Committee

on
Health & Morals

E. C. Thorpe.

B. F. Weyermann

Archie Baker.

The report of the Joint Finance Committee to whom was referred the Message of the Mayor recommending that some action be taken to recover the City money deposited in the California Savings Bank, was read and on motion of Delegate Thorpe adopted, and is as follows, to wit:-

To the Common Council.

City of San Diego.

Gentlemen:-

Your Finance Committee to whom was referred the message of the Mayor recommending that the City Attorney take some action to recover the City's money deposited in the California Savings Bank.

Find upon investigation that a suit is now pending looking to the recovery of the funds, and we recommend that the matter be left in the hands of the City Attorney to act as in his judgement will be for the best interest of the City.

Respectfully Submitted.

H. A. Christian.

A. H. Kassen.

Georg H. Crippen.

Arthur L. Nason.

B. A. Murtzmann.

Dated San Diego, Cal. Feb 10th, 1892.

The following report of the Special Committee to whom was referred the matter of investigating the action of the Pound Master was read and filed.

San Diego, Cal. Feb 14th, 1892.

To the Board of Delegates.

City of San Diego.

Gentlemen:-

Your Special Committee to whom was referred the matter of investigating the Pound Master, respectfully report:

That upon investigation and after hearing complaints of parties we find that the Pound Master was not authorized to appoint deputies and the officers complained of were committed by parties claiming to be deputies of the Pound Master.

B. A. Murtzmann } Committee
J. W. Burns }

An Ordinance, prepared by the City Attorney in accordance with a Resolution heretofore adopted by this Board, to prevent the keeping or conducting of dance houses within the limits of the City, was read and a motion of Delegate Baker laid upon the table.

An Ordinance granting a Franchise to the San Diego Electric Railway Company for authority to construct, maintain and operate a double track Electric Street Railway along and across Fifth Street.

from the South line of Air Street to the north line of Cables Lot 1123, was presented and action thereon deferred 30 days in accordance with the Charter.

A Joint Resolution instructing the City Engineer to survey a roadway from Middletown to Schiller and Manassas Addition in Roseville was read and an motion of Delegate Pauly adopted by the following vote, to wit:
Ayes-Delegates Thorpe: Crippen: Pauly: Mason: Burns: Baker: Rediger:
 Mertzmann: Price & Nuttall.

Nays-None.

Absent-Delegates Miller: Trout: Conn: Escher: Doud & Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No

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

That the City Engineer be, and he is hereby instructed to survey a practicable route for a roadway from Middletown to Manassas & Schiller's Addition in Roseville.

A Joint Resolution instructing the City Assessor to disburse with the services of Deputy Assessor H. A. Norcross was read and an Motion of Delegate Price referred to a special Committee, consisting of Delegates Rediger, Burns & Baker.

Petition of residents to have nuisance abated, near the corner of 12th & N Streets was presented and referred to the Health & Morals Committee.

The petition of J. M. Julian for permission to cultivate a portion of the City Park was presented and referred to the Street Committee.

Petition to have the grade of N Street, from 12th Street to the water front raised was presented and on motion of Delegate Rediger referred to the Street Committee.

The petition of residents of the 8th Ward to have an Electric Light Mast placed on the corner of 26th Street and Franklin Avenue was presented and on motion

of Delegate Rediger referred to the Joint Committee
on Gas & Electric Lights.

Whereupon the Board adjourned until Monday, March
21st, 1892, at 7:30 O'Clock P. M.

K. J. Was
City Clerk

A. H. Williams
President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, March 21st 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day with President Williams presiding.

Present. Delegates Crippen: Pauly: Nelson: Burns: Baker:
Hunt: Redign: Eschov: Price: Nettell: Williams
and Clerk Ware.

Absent: Delegates Thorpe: Miller: Conn: Mertzmann & Davis.

Whereupon Delegate Price rises to a question of privilege and tenders his resignation as a member of the Board, and on motion of Delegate Baker action thereon was postponed until the next meeting of the Board, whereupon Delegate Price was excused from the Board.

The minutes of an adjourned meeting held March 14th, 1892 were read and approved.

A message from the Mayor transmitting his annual report was read and filed: Whereupon the annual report of the Mayor transmitting the reports of the various Departments was read and placed on file.

The report of the Special Committee to whom was referred the Joint Resolution instructing the Assessor to dispense with the services of Deputy Assessor Norcross, was read and on motion of Delegate Crippen adopted, and is as follows, to wit:-
San Diego, Cal. March 21, 1892.

Your Special Committee to whom was referred the Joint Resolution instructing the City Assessor to dispense with the services of Deputy Assessor H.A. Norcross, find after due investigation, that the City Assessor deems it necessary to retain Mr. Norcross until about the second week in April.

Paul H. Redign } Committee
J. W. Burns }
Fred Baker }

Delegate Nason on the part of the Special Committee to whom was referred the Resolution on the Sunday Closing of Saloons reported progress, and on motion of Delegate Baker the Committee was granted further time.

A Resolution of Intention to open main street through Block 35 of N.P. Whitney's Addition was read and on motion of Delegate Nitzell adopted by the following vote, to wit:-
Ayes - Delegates Crispen: Pauley: Nason: Burns: Baker: Prout:
 Eschew: Nitzell & Williams.

Noes - Delegate Rediger.

Absent - Delegates Thorpe: Miller: Conn: Mertzmann: Price & Daub.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To open Main Street from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N.P. Whitney's Addition.

Resolved that the Common Council of the City of San Diego deem it to be required by the public interest and convenience and hereby declared its intention to order the opening of Main Street in said City from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N.P. Whitney's Addition for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:- Beginning at a point where the northwesterly line of Main Street in Pueblo Lot 1161, projected northwesterly would intersect the south line of Main Street in N.P. Whitney's Addition, thence westerly along the south line of Main Street in N.P. Whitney's Addition to a point where the south westerly line of Main Street in Pueblo Lot 1161, projected northwesterly would intersect said south line of Main Street in N.P. Whitney's Addition, thence southeasterly along said projected southwesterly line of Main Street to the west line of Pueblo Lot 1161, thence northeasterly along line of Pueblo Lot 1161, to its intersection with the northeasterly line of Main Street in Pueblo Lot 1161, thence northwesterly along projection of said northeasterly line of main street in Pueblo Lot 1161 to the point of beginning: And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the east line of Block 36 of N.P. Whitney's Addition, one

hundred and forty (140) feet north from the southeast corner of said Block 36, thence running west or westerly producing a line one hundred and ^{forty} (140) feet from and parallel with the north line of Main Street to a point on the east line of 30th Street, thence south or southerly along the east line of 30th Street to a point one hundred and forty (140) feet south of the south line of Main Street, thence running east or easterly one hundred and forty (140) feet from and parallel with the south line of Main Street to a point on the east line of Block 35 of N. P. Whitney's Addition thence north or northerly along the east line of Block 35 and 36 of N. P. Whitney's Addition to the point of beginning.

The 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 ten days, and the notice of the passage thereof as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

A Resolution of Intention to straighten Main Street through Block 20 of Reed & Kuthell's Addition was read and on motion of Delegate Nettell referred to the Street Committee.

A Resolution of Intention to extend Bay Ave across right of way of Southern California Ry Co, also Resolutions of Intention to extend 27th, 28th & 29th Streets across said right of way of Southern California Ry Co. were presented and on motion of Delegate Nettell referred to the Street Committee.

A Joint Resolution instructing the City Attorney to present an Ordinance calling an election to submit to the people the matter of Bonding the City for Street and Park improvement was read and Delegate Nelson to adopt which motion was lost by the following vote, to wit:-

Ayes-Delegates Crippen: Pauley: Nelson: Barker: Nettell & Williams.

Nays-Delegates Burns: Braut: Adigun & Escher.

Absent-Delegates Thorpe: Miller: Conn: Mertzmann: Price & Doud.

The Clerk presented the Bonds of the Commissioners heretofore appointed to assess damages and benefits by

Moved

by reason of the change of the Grades of C and D Streets.
 Delegate Rediger moves that the Bonds be approved:
 Delegates Nason moves to amend that the Bonds of the
 Commissioners for C Street be approved, said motion
 was adopted and the Bonds approved by the following
 vote, to wit:-

Ayes. Delegates Crippen: Pauly: Nason: Burns: Baker: Prout:
 Rediger: Eschew: Wetzell & Williams.

Nays. None.

Absent. Delegates Thorpe: Miller: Cann: Mertzmann: Price & Bond.

Whereupon on motion of Delegate Nason the Bonds
 of the Commissioners for C Street were laid upon
 the table.

A Communication from W. W. King proposing to
 sell to the City the present roadway to Mission Valley
 was read and referred to the Street Committee.

Delegate Eschew was here excused from the Board.

The following Resolution by Delegate Rediger was read
 and adopted: &

Resolved.

That the City Attorney is hereby instructed to
 furnish the Board with a written opinion as to
 whether a member of the Board who removes from
 the Ward from which he was elected, thereby forfeits
 his seat.

A Joint Resolution declaring it to be the sense
 of the Council that no City official should use any
 public building or office for private purposes.
 was read and Delegate Rediger moves to adopt:
 Delegate Pauly moves to refer to a Special Committee
 which motion was lost by the following vote, to wit:-

Nays. Delegates Nason: Burns: Baker: Prout & Rediger.

Ayes. Delegates Crippen: Pauly: Wetzell & Williams.

Whereupon the resolution was defeated by the following
 vote, to wit:-

Nays. Delegates Pauly & Rediger.

Ayes. Delegates Crippen: Nason: Burns: Baker: Prout: Wetzell
 & Williams.

Absent-Delegates Thorpe: Miller: Conn: Mertzmann: Escher:
Price & Daud.

Delegate Rediger having changed his vote from "Aye" to "No", before the vote was announced; now gave notice that he would move to reconsider same at the next meeting.

The petition of Heddington & Gerald for a retail Liquor License was presented and referred to the Health & Morals Committee.

A Resolution of Intention to change the grade of "C" street at the east line of Culbreth & Pappert's Addition, was read and a motion of Delegate Prout referred to the Street Committee.

An Ordinance fixing the salary of a Superintendent of the Fire Alarm System was read and Delegate Prout moved to adopt, which motion was lost by the following vote, to wit:-

Noes-Delegates Crippen & Nettell.

Ayes-Delegates Paddy: Nason: Burns: Baker: Prout: Rediger & Williams.

Absent-Delegates Thorpe: Miller: Conn: Mertzmann: Escher:
Price & Daud.

Delegate Nettell now gives notice that he will move a reconsideration of said vote at the next meeting.

An Ordinance amending Section 2 of Ordinance No 83 was read and a motion of Delegate Rediger adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Paddy: Nason: Burns: Baker: Prout:
Rediger: Nettell & Williams.

Noes-None.

Absent-Delegates Thorpe: Miller: Conn: Mertzmann: Escher:
Price & Daud.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No

An Ordinance amending Section 2 of ordinance No 83 entitled "An Ordinance providing for the Public Health, Defining certain nuisances, and for the enforcement of certain Sanitary measures."

Be it Ordained by the Common Council of the City

of San Diego, as follows:

Section 1. That Section 2 of Ordinance No 83 and being entitled "An Ordinance providing for the Public Health defining certain nuisances, and for the enforcement of certain sanitary measures" be so amended to read, as follows: Section 2. That all persons living along the line of any sewer shall within the time specified in a written notice given by the Board of Health that by reason of such premises not being connected with the sewer that the same are detrimental to the public health, connect such premises with such sewer in accordance with the rules of the Board of Health, provided that no person shall hereafter construct a Privy vault or dry-earth closet on the line of any sewer in said City without having first obtained from the Board of Health a written permit for the same, which shall specify the manner of construction of such privy vault or closet and such permit shall be subject to revocation by the Board of Health whenever in their judgment the necessity for the continuance of such privy vault or closet no longer exists.

Section 2. This ordinance shall take effect and be in force from and after its passage and approval and three publications in the San Diego Daily Sun.

A Joint Resolution instructing the City Attorney to have his Assistant compile the Ordinances was read and on motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauly: Mason: Burns: Baker: Prout:
Rediger: Nettell & Williams.

Nays- None.

Absent- Delegates Thorpe: Miller: Conn: Mertzmann: Escher: Price & Dand.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No

Be it Resolved by the Common Council of the City of San Diego:

That the City attorney be instructed to put his Assistant to work up the compiling of the City Ordinances, franchises &c and keep him so employed & doing nothing else till same is compiled.

Delegate Baker now moves that the Ordinance prohibiting Dance Houses be taken from the table said motion was carried and on motion of Delegate Baker the Ordinance was adopted by the following vote, to wit:

Ayes- Delegates Chiffen: Pauly: Mason: Burns: Baker: Prout:
Adair: Mitchell & Williams.

Noes- None.

Absent- Delegates Phorse: Miller: Cann: Mertzmann:
Escher: Price & Davis.

Said ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance prohibiting the running of Dance Houses within the limits of the City of San Diego, and prescribing a penalty for the violation thereof.

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

Section 1. It shall be unlawful for any person or persons to keep, conduct or manage, carry on or operate within the limits of the City of San Diego for gain or otherwise any Dance House in this ordinance specified either in their own names and for their own profit and benefit or as agents for any other person or persons, or association or otherwise.

Section 2. A Dance House within the meaning of this ordinance is any house, room or hall in which a dance is carried on, or conducted for gain or otherwise and resorted to or frequented by prostitutes (or persons having the name of being prostitutes) or by lewd and dissolute persons of both sexes for the purpose of dancing.

Section 3. Every person violating the provisions of this ordinance shall be fined in a sum not less than one hundred 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.

Section 4. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

Whereupon, on motion of Delegate Prout, the Board adjourned until Monday, April 5th, 1892, at 7:30 O'Clock P. M.

L. Jewell
City Clerk

W. H. Williams
President Board of Delegates

Regular Meeting

Council Chamber of the Board of Delegates of the City of San Diego, California, April 5th, 1892.

The regular meeting of the Board of Delegates was held at 7:30 O'Clock P. M. this day with President Williams presiding.

Present - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Baker: Prout: Mertzmann: Metzell: Williams and
Clara Ware.

Absent - Delegates Adiger: Conn: Escher: Price & Daud.

The minutes of an adjourned meeting held March 21st were read and approved.

After giving notice President Williams did in open session sign Ordinance No. 77 being an ordinance prohibiting the keeping of Dauer houses within the City. Also Ordinance No. 78 being an ordinance amending section 2 of Ordinance No. 83.

A message from the Mayor recommending that an Ordinance be passed requiring the Street Car Company to place head-lights on their cars. Also recommending that Ordinance No. 77 be amended to allow the Pound-keeper three deputies was read and on motion of Delegate Pauly the first recommendation was adopted. Whereupon on motion of Delegate Thorpe the second recommendation was adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Nason: Baker: Prout & Williams.

Noes - Delegates Pauly: Burns: Miller: Mertzmann & Metzell.

Absent - Delegates Adiger: Conn: Escher: Price & Daud.

The Health & Morals Committee to whom was referred the petition to have nuisance abated was read and on motion of Delegate Prout adopted and is as follows, to wit:-

San Diego, Cal. March 21, 1892.

To the Honorable,

The Board of Delegates of the City of San Diego,
Gentlemen:-

Your Committee on Health and Morals to whom was referred a petition asking "that a certain nuisance perpetrated by the dumping of garbage and refuse at the foot of 12th St. be abated" would respectfully report that in their opinion said refuse does not constitute a nuisance, unless the regulations of the Board of Health with regard to this dump are infringed, and therefore no action on the part of this Board is necessary.

Respectfully,

Com on Health & Morals { B. A. Mertzmann.
Fred Baker.

The report of the Street Committee to whom was referred the Resolution of Intention to change the grade of C Street was read and on motion of Delegate Mertzmann, adopted and is as follows to wit:-

To the Board of Delegates
City of San Diego,

Gentlemen:-

Your Street Committee, respectfully report that they have requested the City Engineer, in the matter of changing the grade of C Street, to use the old compromise grade, heretofore established, as far as possible and to establish the most practicable grade for said street and report the same to the Council.

Also that we have referred the communication of N. N. King, in the matter of the Mission Valley road, to the City Attorney & City Engineer for investigation as to his rights in the premises.

Dated, April 4th, 1892.

Chas. W. Pauley.
George H. Crippen.
Arthur G. Mason.
W. W. Wetzell. } Street
Committee.

The report of the Committee on Parks to whom was referred the petition of J. M. Julian for permission to use 10 acres of the City Park, was read and on motion of Delegate Mertzmann adopted. Said report is as follows, to wit:
 To the Board of Delegates
 City of San Diego.
 Gentlemen:-

Your Committee on Streets, Highways and Parks to whom was referred the petition of J. M. Julian for permission to occupy ten acres of the City Park, for gardening purposes and the raising of Chickens, respectfully report, that it is the sense of this Committee that no animals or poultry should be allowed upon the Park. We are in favor of granting the petitioner the privilege of cultivating and growing thereon flowers and an ornamental garden.

Respectfully Submitted

Char. W. Pauley. } Committee
 George H. Crippen. } on Streets
 Arthur G. Nason. } Highways
 W. W. Wetzel. } & Parks.

Dated, Apr. 4th, 1892.

The report of the Street Committee to whom was referred Resolutions of Intention to open certain streets across the right of way of Southern California Ry Co. was read and on motion of Delegate Prout adopted and is as follows, to wit:
 To the Board of Delegates
 City of San Diego.
 Gentlemen:-

Your Street Committee to whom was referred the Resolutions of Intention to open and extend Bay Avenue, 27th, 28th and 29th streets across right of way of the Southern Calif. Ry. Co. recommends that said resolutions be adopted. Also that instead of the Resolution of Intention to straighten Main St. ~~as~~ through Blk 20 Reef & Keibell's Addition, a substituted Resolution of Intention as prepared by the City Attorney be adopted.

Respectfully Submitted

Char. W. Pauley.
 Arthur G. Nason.
 George H. Crippen.
 W. W. Wetzel.

Dated, Apr. 4th, 1892.

The report of the City Attorney on the right of a member of the Board of Delegates to hold his seat after moving from the Ward from which he was elected, was read, and on motion of Delegate Mertzmann adopted, and is as follows, to wit:-

Now Board of Delegates

Gentlemen:-

In answer to your resolution calling for my opinion relative to the right of a member to hold his seat as a Delegate after moving from the ward from which he was elected, would say: That Section 4 of Article 2 of Chapter 1 provides: "That the Board of Delegates shall consist of two members from each ward, who shall be elected at each general municipal election by the qualified electors of their respective wards, and shall hold office for two years. Each member of the Board of Delegates must have been both an elector of the City and an actual resident of the ward for which he was elected at least one year preceding his election." It will be observed from this provision of the Charter that in order to be eligible to an election to the office of Delegate, the candidate must be an elector of the City, and an actual resident of the ward for which he was elected one year next preceding his election; In other words a Delegate who sits in the Common Council of this City must not only be an elector of the City, but must have resided in the ward he represents for at least one year, that he may know its people, their wants, and they sit Delegate.

The things which are necessary to make a person eligible to an election relate to the capacity of holding as well as the capacity of being elected to an office. Eligible is defined to mean capacity to take and hold an office. Clearly the honorable member (Mr Price) from the Seventh Ward, who has now moved into the Sixth Ward, would not be eligible to an election or appointment as a Delegate for the Seventh Ward, because he ~~has~~ is not an actual resident of the ward, then if he is not eligible to an election he, for the same reason, is not eligible to retain his seat as a representative of the Ward, which he, by his

own volition has ceased to be a resident of.

The Political Code provides that an office becomes vacant whenever the incumbent ceases to be an inhabitant of the District, County, City, or Township for which he was chosen or appointed. The Supreme Court of this State in construing this provision of the Political Code in a proceeding brought to test the right of a member of the Board of Supervisors of the Third District of Kern Co. after he had moved out of the district from which he was elected into another portion of the County. The learned Judge in delivering the opinion of the Court, says:

"An office becomes vacant upon the incumbent ceasing to be an inhabitant of the district for which he was chosen. When the relator ceased to be an inhabitant of the Third District he ceased to be Supervisor from that District, and a vacancy occurred". In conclusion I am clearly of the opinion that when the Honorable Delegate from the 7th Ward ceased to be a resident of said Ward he ceased to be a Delegate from the 7th Ward, and a vacancy occurred.

Respectfully Submitted,

Wm. H. Fuller.

City Atty.

A Joint Resolution instructing the City Engineer to Survey a roadway to Rosville heretofore adapted by this Board, having been amended by the Board of Aldermen, instructing the Engineer to report a roadway, &c. was read and adoption of Delegate Crispen said amendment was concurred in, and the resolution adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crispen: Pauley: Mason: Burns: Miller: Baker: Prout: Mertzmann: Metzger & Williams.

Noes-None

Absent-Delegates Rediger: Cann: Eschov: Price & Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 143.

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

That the City Engineer be, and he is hereby instructed to report a practicable route

for a roadway from Middletown to Manassas & Schiller's addition in Rossville.

A Joint Resolution heretofore adopted by the Board of Aldermen instructing the City Attorney to select the Ordinances now in force and the City Clerk to copy the same, was read and on motion of Delegate Nason adopted by the following vote, to wit:-

Ayes. Delegates Thorpe: Clapp: Pauly: Nason: Burns: Miller:
Baker: Pratt: Mertzmann: Notzell & Williams.

Noes. None.

Absent. Delegates Rediger: Conn: Escher: Price & Davis.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 142.

Be it Resolved by the Common Council of the City of San Diego.

That the City Attorney be, and he is hereby instructed to select all the Ordinances now in force in this City and supply the Clerk of this City with such Ordinances now in force - and it is further Resolved, That the City Clerk is hereby instructed to copy all of said Ordinances so designated by said City Attorney and preserve such copies and report progress to the Common Council at its next regular meeting.

A Joint Resolution instructing the City Attorney to present an Ordinance to bond the City for Street & Park improvement and for building a City Hall was presented and referred to the Finance Committee.

The following resolution by Delegate Nason was read and adopted, to wit:-

Resolved, That the City Engineer report to the Board of Delegates the present grades of 5th Street from A St to University Ave & showing what part of 5th Street is now on the true grade.

Petition of E. Bartlett for permission to grade 25th Street between E & A Streets was read and on motion of Delegate Nason granted. Whereupon the following Joint Resolution granting E. Bartlett permission to grade 25th Street from the E. line of E St to the N. line of A Street was

read and an motion of Delegate Murtzmann adopted by the following vote, to wit:-

Ayes-Delegates Harpe: Crippen: Pauly: Nason: Burns: Miller: Baker:
Crosby: Murtzmann: Nuttall & Williams.

Nays-None.

Absent-Delegates Rediger: Cann: Eschew: Price & Daus.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 144.

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

That permission be, and is hereby granted E. Bartlett to grade that portion of 25th street from the South line of E Street to the North line of A Street to its full width and to the established grade thereof.

A communication from M. A. Herrer asking that a Joint Resolution granting him permission to transfer the Lease to certain City Lands was read and referred to the City Lands Committee, together with said Joint Resolution.

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the publishers of The San Diego Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that the "Resolution of Intention to grade Ivy Street from east line of 4th street to west line of City Park," as adapted by the Board of Delegates of the City of San Diego, California February 15th 1892, and by the Board of Aldermen of said City on the 16th day of February, 1892, was correctly published in said newspaper for two days, to wit: on the 19th & 20th days of February 1892, said affidavit was received and filed.

The Clerk also presented the affidavit of W. D. Goldeman Deputy Clerk of the City of San Diego, State of California, showing that he did on the 26th day of February, 1892, post conspicuously in the following places, to wit: On the door of the Hall of the Board of Delegates, and on the door of the Hall of the Board of Aldermen; copies of the above mentioned "Resolution of Intention to grade Ivy Street from east line of 4th street to west line of City Park," and that the same remained so posted for a period of two days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of Nathan M. Edwards principal Clerk of the publishers of The San Diego Daily Sun a daily newspaper published and circulated at the City of San Diego, California showing that the "Notice of Street Work" being a notice of the adoption by the Common Council of said City of San Diego, State of California of the above mentioned Resolution of Intention to grade Ivy Street from east line of 4th Street to west line of City Park was correctly published in said newspaper from the 25th day of February, 1892 to the 25 day of March, 1892 both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of Amos Pittingill Street Superintendent of the City of San Diego, California, showing that he caused to be conspicuously posted along the line of Ivy Street in said City from the east line of 4th Street to the west line of the City Park, at not more than one hundred yards in distance apart and not less than three in all and in front of each quarter block, and irregular block liable to be assessed "Notices of Street Work" being notices of the adoption by the Common Council of said City of San Diego, California, of the above mentioned Resolution of Intention to grade Ivy Street from east line of 4th Street to west line of City Park and that he caused a notice, similar in substance, to be published for six days in the San Diego Daily Sun. Said affidavit was received and filed.

Whereupon Resolution Ordering the Work of grading Ivy Street from the east line of 4th Street to west line of City Park was read and adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller:
Baker: Prout: Mertzmann: Metzger & Mellicams.

Nays-None.

Absent-Delegates Rediger: Conn: Escher: Price & Doud.

Said resolution as adapted is as follows, to wit:-

Resolution Ordering the Work
Of grading Ivy Street from the east line of 4th Street
to west line of City Park.

Resolved, That the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby orders the following street work to be done, to wit:-

That Ivy Street in said City from the east line of 4th Street to the west line of City Park and the sidewalks

thereof and the entire crossings of said Dry Street with the streets intersecting the same be graded to the official grade as established by Ordinances Nos. 158 and 209.

All work to be done in accordance with the provisions of Ordinance No. 53.

The Clerk of this City is hereby directed to publish this Resolution for two days and notice of said work, inviting sealed proposals or bids for doing the work and referring to the specifications posted on file, also for two days, both in the San Diego Daily Sun, a daily newspaper published and circulated in this City, and hereby designated for that purpose. Said notice shall require a certified check or bond, either, as prescribed by law, and for an amount not less than ten per cent of the aggregate of the proposals. He is also directed to post said notice with specifications conspicuously for five days on or near the Council Chamber door.

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the publishers of the San Diego Daily Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that the Resolution of Intention to grade Dry Street from east line of Brant Street to the west line of 3rd Street, as adopted by the Board of Delegates of the City of San Diego, California, on the 15th day of February, 1892, and by the Board of Aldermen of said City on the 16th day of February, 1892, was correctly published for two days, to wit: On the 18th and 20th days of February, 1892. Said affidavit was received and filed.

The Clerk also presented the affidavit of G. D. Goodman, Deputy Clerk of the City of San Diego, California showing that he did on the 20th day February, 1892, post conspicuously in the following places, to wit: On the Door of the Hall of the Board of Delegates of the City of San Diego, California and on the Door of the Hall of the Board of Aldermen of said City, copies of the abovementioned "Resolution of Intention to grade Dry Street from east line of Brant Street to the west line of 3rd Street, and that the same remained so posted for a period of two days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of Walter M. Edwards principal Clerk of the publishers of the

San Diego Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that the "Notice of Street Work", being a notice of the adoption by the Common Council of the said City of San Diego, California, of the above mentioned Resolution of Intention to grade Dry Street from east line of Brant Street to the west line of 3rd Street, was correctly published in said Newspaper, from the 25th day of February, 1892, to the 25 day of March, 1892, both dates inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of Amos Cuttingill Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of Dry Street in said City, from the east line of Brant Street, to the west line of 3rd Street, at not more than one hundred feet in distance apart, and not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Street Work" being notice of the adoption by the Common Council of said City of San Diego, California, of the Resolution of Intention to grade Dry Street from east line of Brant Street to the west line of 3rd Street," and that he caused a notice, similar in substance, to be published for six days in the San Diego Daily Sun. Said affidavit was received & filed.

Whereupon Resolution Ordering the Work of grading Dry Street from east line of Brant Street to the west line of 3rd Street," was read and adopted by the following vote, to wit:--

Ayes-Delegates Thorpe; Crippen; Pauly; Nason; Burns; Miller; Baker; Grant; Mortzmann; Natpelt & Williams.
Noes-None.

Absent-Delegates Mediger; Conn; Eschov; Price & Dand.

Said resolution as adopted is as follows, to wit:--

Resolution Ordering the Work
 Of grading Dry Street from east line of Brant Street to the west line of 3rd Street.

Resolved, That the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby orders the following Street Work to be done, to wit:--

That Dry Street in said City, from the east line of Brant Street to the west line of 3rd Street, and the sidewalks thereof and the entire crossings of said Dry Street with the streets

intersecting the same, between said east line of Beut Street and the west line of 3rd Street, except the intersection of said Ivy Street with 1st Street, be graded to the official grade as established by Ordinances Nos 209 and 250. All work to be done in accordance with the provisions of Ordinance No 53.

The Clerk of this City is hereby directed to publish this resolution for two days and notice of said work, inviting sealed proposals or bids for doing the work and referring to the specifications posted or on file, also for two days, both in the San Diego Daily Sun, a daily newspaper published and circulated in this City, hereby designated for that purpose. Said notice shall require a certified check or bond, either, as prescribed by law, and for an amount not less than ten per cent of the aggregate of the proposals. He is also directed to post said notice with specifications conspicuously for five days on or near the Council Chamber door.

A Resolution of Intention to extend 27th Street across right of way of the Southern California Railway Company was read and on motion of Delegate Metzger adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Miller:
Baker: Probst: Mortmann: Metzger & Williams.

Noes - None.

Absent - Delegates Rediger: Conn: Escher: Price & Doud.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To extend 27th Street across right of way of Southern California Railway Company.

Resolved, that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declares its intention to order the extending of 27th Street in said City across the Right of Way of the Southern California Railway Co. for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point on the west line of 27th Street where the northerly line of Right of Way of the Southern California Railway Company intersects said west line of 27th Street, thence easterly along said northerly line to its intersection with the east line of 27th Street, thence southerly, projecting said east line of 27th Street to its intersection with the southerly line of said

Right of Way, thence westerly along said southerly line of Right of Way, to a point where a southerly projection of the west line of 27th Street would intersect said southerly line of Right of Way, thence northerly along said projected line to the point of beginning; And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: - Beginning at a point on the south line of National Avenue three hundred (300) feet east of the east line of 27th Street, thence running south or southerly producing a line three hundred (300) feet from and parallel with the east line of 27th Street to a point where said line produced would intersect the northerly line of the Right of Way of the Southern California Railway Company, thence westerly along said northerly line to a point on said northerly line where it would intersect a line between Lots 36 and 37 in Block 21 of Reed and Hubbell's Addition, thence running north or northerly three hundred (300) feet from and parallel with the west line of 27th Street to a point on the south line of National Avenue, thence running easterly along said south line of National Avenue to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in the City, in which notice of the passage of the Resolution of Intention shall be published for ten days, as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to post and publish said notice in the manner prescribed by law.

A Resolution of Intention to extend Bay Avenue across the Right of Way of the Southern California Railway Company, was read and an motion of Allegate Baker adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauly: Mason: Burns: Miller:
Baker: Pratt: Mortzmann: Wetzel & Williams.
Nays - None.

Absent - Delegates Rudiger: Conn: Ecker: Price & Daud.

Said resolution as adapted is as follows, to wit:-

Resolution of Intention

To extend Bay Avenue westerly across Right of Way of

the Southern California Railway Company.

Resolved, that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declares its intention to order the extending of Bay Avenue in said City westward across the Right of Way of the Southern California Railway Co. for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:

Beginning at a point on the south line of Bay Avenue where the northerly line of the Right of Way of the Southern California Railway Company intersects said south line of Bay Avenue, thence westward along said south line of Bay Avenue produced, to a point where said south line would intersect the southerly line of said Right of Way, thence northwesterly along said southerly line of Right of Way to its intersection with the north line of Bay Avenue, thence easterly along north line of Bay Avenue produced to its intersection with the northerly line of said Right of Way, thence southeasterly along said northerly line of Right of Way to the point of beginning. And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:

Beginning at a point one hundred and forty (140) feet ^{north} from the southeast corner of Block 32 of H. O. Whitney's Addition, thence running west or westerly producing a line one hundred and forty (140) feet from and parallel with the north line of Bay Avenue to a point on the east line of 29th Street, thence southerly along the east line of 29th Street to a point where said east line intersects the northerly line of the Southern California Railway Company's Right of Way, thence southeasterly along said northerly line of said Right of Way to the intersection with the south line of Reed and Hubbell's Addition, thence easterly along the south line of Reed and Hubbell's and H. O. Whitney's Additions to the east line of Block 31 of H. O. Whitney's Addition, thence northerly along the east line of Blocks 31 and 32 of H. O. Whitney's Addition to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in the City, in which notice of the passage of this Resolution of Intention shall be published for ten days, as often as said newspaper is issued therein.

The Street Superintendent of this City, is hereby directed to

post and publish said notice in the manner prescribed by law.

A Resolution of Intention to extend 28th Street across Right of Way of the Southern California Railway Company was read and an motion of Delegate Mertzmann adopted by the following vote, to wit:-

Ayes Delegates Thayer: Crippen: Pauly: Nasson: Burns: Miller:
Baker: Probst: Mertzmann: Mettall & Williams.

Noes - None.

Absent - Delegates Rediger: Cann: Escher: Price & Davis.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To extend 28th Street across the Right of Way of the Southern California Railway Company.

Resolved, that the Common Council of the City of San Diego deems it to be required by the public interest and convenience and hereby declares its intention to order the extending of 28th Street in said City across the Right of Way of the Southern California Railway Co. for which purpose it is deemed necessary to take and appropriate the property and described as follows, to wit: Beginning at a point on the west line of 28th Street at its intersection with the northerly line of Right of Way of the Southern California Railway Company, thence easterly along said northerly line to its intersection with the east line of 28th Street, thence southerly, projecting said east line of 28th Street to its intersection with the southerly line of said Right of Way, thence westerly along said southerly line of Right of Way, to a point where a southerly projection of the west line of 28th Street would intersect said southerly line of Right of Way, thence northerly along said projected line to the point of beginning: And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits, upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:- Beginning at a point on the south line of National Avenue, three hundred (300) feet east of the east line of 28th Street, thence running south or southerly producing a line three hundred (300) feet from and parallel with the east line of 28th Street to a point where said line produced would intersect the northerly line of the Right of Way of the Southern California Railway Company, thence westerly along said northerly line to a point where a line (300) three hundred feet west of the west line of 28th Street would intersect said northerly line of Right of Way,

thence running north or northerly three hundred (300) feet from and parallel with the west line of 28th street to a point on the south line of National Avenue, thence running easterly along said south line of National Avenue to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in the City, in which notice of the passage of this Resolution of Intention shall be published for ten days, as often as said newspaper is issued therein.

The Street Superintendent of this City, is hereby directed to post and publish said notice in the manner prescribed by law.

A Resolution of Intention to extend 29th street across the Right of Way of the Southern California Railway Company was read and an motion of Delegate Mertzmann adopted by the following vote, to wit: -

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller:
Baker: Prout: Mertzmann: Metzger & Williams.

Noes-None.

Absent-Delegates Rediger: Conn: Eschov: Price & Dand.

Said resolution as adapted is as follows, to wit: -

Resolution of Intention

To extend 29th street across Right of Way of Southern California Railway Company.

Resolved, that the Common Council of the City of San Diego, deems it to be required by the public interest and convenience and hereby declares its intention to order the extending of 29th street in said city across the Right of Way of the Southern California Railway Co. for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point on the west line of 29th street where the northerly line of the Right of Way of the Southern California Railway Company intersects said west line of 29th street, thence southeasterly along said northerly line to its intersection with the east line of 29th street, thence southerly, projecting said east line of 29th street to its intersection with the southerly line of said Right of Way, thence northwesterly along said southerly line of Right of Way to a point where a southerly projection of the west line of 29th street would intersect said southerly line of Right of Way, thence northerly along said projected line to the point of beginning: And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior

boundaries of which are hereby fixed as follows, to wit:-
 Beginning at a point on the south line of National Avenue, three hundred (300) feet east of the east line of 29th Street, thence running south or southerly producing a line three hundred (300) feet from and parallel with the east line of 29th Street to a point where said line produced would intersect the northerly line of Right of way of the Southern California Railway Company, thence northwesterly along said northerly line to a point where a line three hundred (300) feet west of the west line of 29th Street would intersect said northerly line of Right of way, thence running north or northerly three hundred (300) feet from and parallel with the west line of 29th Street to the south line of National Avenue, thence easterly along said south line of National Avenue to the point of Beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in the City, in which notice of the passage of this Resolution of Intention shall be published for ten days, as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to post and publish said notice in the manner prescribed by law.

A Resolution of Intention to open Main Street was read and an motion of Delegate Miller adopted by the following vote, to wit:-

Ayes-Delegates Thompson: Crippen: Pauly: Nason: Burns:
 Miller: Baker: Grant: Metzmann: Netzell
 and Williams.

Noes-None.

Absent-Delegates Radiger: Conn: Eschv: Price & Dand.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To open Main Street from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N. P. Whitney's Addition and to straighten main street through Block 20 of Reed and Hubbell's Addition.

Resolved, that the Common Council of the City of San Diego deem it to be required by the public interest and convenience and hereby declares its intention to order the opening of Main Street in said City from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N. P. Whitney's addition and the straightening of main street in said City through Block 20 of Reed and Hubbell's Addition.

for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point where the northeasterly line of Main Street in Pueblo Lot 1161, projected northwesterly would intersect the south line of Main Street in N. P. Whitney's Addition, thence westerly along the south line of Main Street in N. P. Whitney's Addition to a point where the southwesterly line of Main Street in Pueblo Lot 1161 projected northwesterly would intersect said south line of Main Street in N. P. Whitney's Addition, thence southeasterly along said projected southwesterly line of Main Street, to the west line of Pueblo Lot 1161, thence northerly along the line of Pueblo Lot 1161 to its intersection with the northeasterly line of Main Street in Pueblo Lot 1161, thence northwesterly along projection of said northeasterly line of Main Street in Pueblo Lot 1161 to the point of beginning: Also beginning at a point on the north line of Main Street one hundred and twenty seven and $\frac{31}{100}$ (127.30) feet east from the east line of 26th Street, thence west or westerly along said north line of Main Street to the east line of 26th Street, thence north or northerly along the east line of said 26th Street one hundred and six and $\frac{18}{100}$ (106.18) feet, thence southeasterly one hundred and sixty six and $\frac{7}{100}$ (166.07) feet, to the point of beginning: And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the east line of Block 36 of N. P. Whitney's Addition one hundred and forty (140) feet north from the southeast corner of said Block 36, thence running west or westerly producing a line one hundred and forty (140) feet from and parallel with the north line of Main Street to a point on the east line of 26th Street, thence northwesterly to the intersection of the west line of 26th Street with the southwesterly line of Alley in Block 99 of Land and Town Co's Addition, thence northwesterly along southwesterly line of Alleys in Block 99, 98 and 97 of Land and Town Co's Addition to the southeasterly line of South 25th Street, thence southwesterly along said southeasterly line of South 25th Street to its intersection with the northeasterly line of Alley in Block 80 of Land and Town Co's Addition, thence southeasterly along northeasterly line of Alleys in Blocks 80, 79, 78 and 77 of Land and Town Co's Addition to the west line of 26th Street, thence southeasterly to the intersection of the east

line of 26th Street with the north line of Alley in Block 21 of Reed and Kiebbell's Addition, thence east or easterly one hundred and forty (140) feet from and parallel with the south line of Main Street to the east line of Block 35 of H. P. Whitney's Addition, thence northerly along the east line of Blocks 35 and 36 of H. P. Whitney's Addition to the point of beginning.

The Daily Sun is hereby designated as the Daily Newspaper, published and circulated in the City in which notice of the passage of the Resolution of Intention shall be published for ten days as often as said newspaper is issued therein.

The Street Superintendent of this City is hereby directed to post and publish said notice in the manner prescribed by law.

On accordance with notice given at the last meeting Delegate Nettell now move a reconsideration of the vote by which the Ordinance Creating the Office of Supt of Fire Alarm, was defeated. Said motion was carried, on the Ordinance read, and Delegate Nettell moves to adopt, thereupon on motion of Delegate Prout the ordinance was amended by adding at the end of Section 1. the following:

"That said Fire Alarm System shall be kept in repair at the expense of the Superintendent of Fire Alarm", thereupon said Ordinance as amended was adopted, by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Paddy: Nelson: Burns: Miller:
Baker: Prout: Mortzmann: Nettell & Williams.

Noes-None.

Absent-Delegates Rediger: Conn: Eschov: Price & Davis.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No 161

An Ordinance creating the office of Superintendent of the Fire Alarm System and fixing the compensation of such officer.

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

Section 1. That the Board of Fire Commissioners of the City of San Diego be, and are hereby authorized to appoint a Superintendent of the Fire Alarm System: That said Fire Alarm System shall be kept in repair at the expense of the Superintendent of Fire Alarm.

Section 2. That the Salary of the Superintendent of the Fire Alarm System be, and the same is hereby fixed at the sum

of Fifty (\$50⁰⁰) dollars per month, said salary to be paid from the Fire Department Funds.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

On Motion of Delegate Baker the resignation of Jacob Price as a member of the Board of Delegates from the 7th Ward, heretofore presented to the Board, was accepted.

Petitions of Victor Jones, J. Dantzer, and C. E. Barber for retail Liquor Licenses were presented and referred to the Health & Morals Committee.

The Health & Morals Committee having approved the petition of Naddington & Gerald for a retail Liquor License the same was an motion granted.

Delegate Rediger now enters and takes his seat in the Board.

An Ordinance for the protection of the Fire Alarm System was read and on motion of Delegate Northmann adopted, by the following vote, to wit:-

Ayes. Delegates Harpe: Crispin: Pauly: Mason: Burns: Miller:
Baker: Rediger: Northmann: Nettell & Williams.
Nays. None.

Absent. Delegates Conn: Eschov: Price & Dand.

Said ordinance as adapted is as follows, to wit:-

Ordinance N^o 160

An Ordinance for the protection of the Fire Alarm Wires and Boxes in the City of San Diego, and fixing the penalty for cutting or sending a malicious false alarm from any of the Boxes to the Fire Department.

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

Section 1. It shall be unlawful for any person or persons to cut or in any manner disable or make inoperative any of the wires, guy wires, Boxes, Bell Power or any other appliances connected with the Fire Alarm System of the City of San Diego.

Section 2. That it shall be unlawful for any person or persons engaged in removing houses or other structures when it

becomes necessary to cut any of the wires of guy wires of the Fire Alarm to let such houses or structures pass, to cut any such wires for such purpose without first having given a notice of not less than twenty four hours to the Chief Engineer of the Fire Department and the Superintendent of the Fire Alarm of their intention to cut such wires for said purpose, and said wires shall not be so cut except under the direction of the Chief of the Fire Department and Superintendent of Fire Alarm and such person or persons so cutting any of the main wires or guy wires of the Fire Alarm shall not permit them to remain cut for a longer term than one hour, provided, that any person or persons having said wires cut for their accommodation must at their own expense have the wires or guy wires repaired to the satisfaction of the Chief of Fire Department and Superintendent of the Fire Alarm.

Section 3. It shall be unlawful for any person or persons to send in from any Box or Bell a malicious false alarm for the purpose of calling out the Fire Department for their own amusement.

Section 4. It shall be unlawful for any person to wilfully or maliciously remove the key to any ~~Fire~~ alarm box from the place in which it is kept for the use of the public.

Section 5. Any person violating any of the provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and fined in a sum not exceeding one hundred dollars (\$100.) and not less than fifty dollars, or imprisonment in the City Jail for a period not exceeding three months nor less than thirty days, or by both such fine and imprisonment.

Section 6. This ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

A Joint Resolution extending the provisions of Joint Resolution No 124, was read and on motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Naess: Burns: Miller:
 Baker: Grant: Rediger: Mertzmann: Nettell & Williams.

Noes- None.

Absent- Delegates Conn: Eschov: Price & Dauds.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 145.

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

That the provisions of Joint Resolution No 124 granting City Employees leave of absence to drill on Board U.S. Ship San Francisco &c. extended, granting same privilege for other U.S. Ships while in the Bay of San Diego.

The Board of Public Works presented a Resolution of Intention to straighten Union Avenue and the same was referred to the Street Committee to fix the assessment district.

The City Engineer presented profiles of the proposed grade of N. Street and the same was referred to the Joint Street Committee.

A Communication from the Auditor presenting the estimates, as prepared by the various Department of the City, of the amount of funds needed to carry on the City government for the present fiscal year was presented and referred to the Ways and Means Committee.

On motion of Delegate Pratt it was ordered that the vacancy existing in the Ways and Means Committee, caused by the resignation of Delegate Price, be filled. Whereupon the President appointed Delegate Nason to fill such vacancy.

A Joint Resolution instructing the City Engineer to have the waste dirt from 25th Street placed on the side streets of E. & A. was read and adapted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Paulij: Nason: Burns: Miller:
Baker: Pratt: Rediger: Mortymann: Nettell & Williams.

Noes- None.

Absent- Delegates Conn: Escher: Price & Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No

Be it Resolved by the Common Council of the City of San Diego, as follows: That the City Engineer be

instructed to see that the waste dirt to be removed from 25th street between E & F, be put on the side streets of E & F east of 25th street.

A Joint Resolution instructing the Ways and Means Committee to provide the means for carrying into effect the recommendation of the Mayor in the matter of purchasing a lot and erecting a building thereon in the eastern portion of the 8th Ward, was read and on motion of Delegate Nettell adopted by the following vote, to wit:-
Ayes-Delegates Thorpe, Crippen, Iduly, Nason, Burns, Miller, Baker, Prout, Mertzmann, Nettell & Williams.
Noes-Delegate Rediger.

Absent-Delegates Conn, Escher, Price & Dand.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No. 46.

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

That the Ways and Means Committee of the Common Council be, and they are hereby requested to provide in the tax levy for the year 1892 sufficient funds to carry into effect the recommendations of the Mayor as to the purchase of a lot and the erection of a building thereon, in the eastern portion of the Eighth Ward, for Fire Department uses.

The petition of residents for a water pipe to be laid in 31st Street was presented and referred to the Joint Water Committee & Water Commissioners.

The petition of residents for a water pipe to be laid in 29th Street was presented and referred to the Joint Water Committee & Water Commissioners.

Delegate Rediger now moved to reconsider the vote by which the Joint Resolution declaring it to be the sense of the Council that no public building or office should be used by any City official for private benefit, said Motion was adopted. Whereupon Delegate Rediger moved to adopt said resolution which Motion was lost by the following vote, to wit:-

Ayes-Delegates Prout, Rediger, Mertzmann & Williams.

Present - Delegates Thorpe: Crippen: Pauley: Nason: Burns: Miller:
Baker & Nettell.

Absent - Delegates Conn: Eschew: Price & Dand.

Petition of resident of the 7th Ward to have J. H. Perry appointed a member of the Board of Delegates vice Jacob Price resigned, was read.

Delegate Baker moves that the Board now proceed to fill the vacancy in the Board caused by the resignation of Jacob Price, thereupon Delegate Radiger moves to postpone action for one week and it was so ordered.

The resignation of Delegate Conn as a member of the Board of Delegates from the 5th ward was presented and on motion of Delegate Grant accepted.

The Clerk informed the Board that the Assessment would be turned over to him by the City Assessor within a day or two, and that it would be necessary to appoint the Board of Equalization at this meeting.

Thereupon the President appointed Delegates Nason, Crippen and Burns to act as members of the Board of Equalization.

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

Resolved,

That it is the sense of this Board that the Compensation of the members of the Board of Equalization shall be \$4.00 per day.

Thereupon the Board adjourned until Monday April 11th, 1892, at 7:30 O'clock P. M.

K. J. J. J.
 City Clerk

H. H. Williams
 President Board of Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, April 11th, 1892.

An adjourned Meeting of the Board of Delegates was held at 7:30 O'clock P. M. this day with President Williams presiding.

Present-Delegates Thorpe: Crippen: Pauley: Nason: Burns: Baker:
Rediger: Escher: Daud: Nuttall: Williams
and Clerk Ware.

Absent-Delegates Miller: Prout & Mertzmann.

The minutes of a regular meeting held April 4th were read and approved.

After giving notice President Williams did in open session sign Ordinance No 161 Creating the office of Supt of Fire Alarm & fixing Salary. Also Ordinance No 160 to prevent cutting of Fire Alarm Wires.

The following message from the Mayor was read and on motion of Delegate Nason referred to the Water Committee, to wit:

Mayors Office.

San Diego, Cal. April 11th, 1892.

To the Common Council

Gentlemen:

It is my duty under the City Charter Art. 3-Chapter 1- Sec. 5. to see that all contracts and agreements with the City are faithfully kept and fully performed, in connection with that duty the persons leasing the water plant to the City having failed to comply with their part of the contract and it being an expensive luxury for the City to operate this water plant under the conditions of said lease at an annual loss of about forty thousand dollars.

I would recommend that such action be taken by the Council as will relieve the City from this water lease.

Respectfully Submitted
M. Sherman.

Mayor.

The Health & Morals Committee having approved the petitions of J. Dantzer, Victor Jones and R. E. Barber for retail Liquor License the same were on motion of Delegate Metzger granted.

The report of the Joint Water Committee & Water Commissioners to whom was referred the petition for water pipes to be laid in 31st Street was read and on motion of Delegate Crippen adapted and is as follows, to wit:-

To the Common Council
City of San Diego.

Gentlemen:-

The Joint Water Committee and Water Commissioners to whom was referred the petition asking that a water pipe be laid in 31st Street from National Avenue to Main Street, recommends that said pipe be put in, Alderman N. P. Whitney agreeing to guarantee a revenue from said extension of 10% on the cost of said pipe.

Respectfully Submitted

C. C. Braudt.

C. W. Pauley.

S. Dand.

H. M. Shaw.

E. W. Elliott.

Water
Comtee

Water
Comtee

The Majority and Minority reports of the Finance Committee to whom was referred a Joint Resolution proposing to Bond the City for Street and Park improvements and for building a City Hall were read. Delegate Baker moved to adopt the minority report which motion was lost. Whereupon on motion of Delegate Nason the Majority report was adopted and is as follows, to wit:-

To the Board of Delegates
City of San Diego.

Gentlemen:-

Your Finance Committee to whom was referred the Resolution proposing to bond the City, recommends that said resolution, as amended by this Committee be passed:

Upon investigation your Committee find that the City is now paying \$4920⁰⁰ per year as rent for public

buildings and offices. To raise said amount requires a tax levy of .0328. To raise the amount necessary to pay interest and for the redemption of Bonds as required by law, upon an issue of \$100,000. for City Hall purposes will only require an additional average levy of .018, therefore we think, provided the plaza can be used for such purpose that it will be advisable to submit the proposition.

We have changed the amount required for street and Park improvement to \$90,000. for grading a roadway 52 feet wide from the National City line along the most feasible route using graded streets as far as practicable, thence along India Street to Old Town. the object is to leave the fourteen feet sidewalks on each side of the street for the abutting property to pay for, and recommend that trees be set on each side of the street. And \$10,000. for Park improvement. Said amount to be used for repairing the present graded Boulevard in the Park. setting out trees, building an artificial Lake in one of the Cañons, which could be made at a very small expense, and for the purpose of providing a Muech for permanent park improvement.

Respectfully Submitted.

George H. Crippen
Arthur A. Nason

Finance
Committee

Dated: April 11th, 1892.

The report of the City Lands Committee asking for further time in which to report on a Joint Resolution heretofore referred to them, granting permission to transfer a certain lease to City Lands was read, and on motion of Delegate Baker the request was granted.

The report of the Board of Water Commissioners for the month of March was presented and filed.

A Joint Resolution requiring the San Diego Water Company to lay a water pipe in 31st Street was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Rediger: Ecker: Dand: Metzger & Williams.

Noes-None.

Absent-Delegates Miller: Prout & Mertzmann.

Joint Resolution No 147.

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

That the San Diego Water Company be, and it is hereby authorized and required to lay a four inch water main in 31st Street, commencing at the main in National Avenue and running to the north line of Main Street in S. P. Whitneys Addition.

Said pipes to be put in under the terms and conditions prescribed in a certain sub-lease made with Bryant Heward et al. and the City of San Diego on the 18th day of April 1891 under and by virtue of Joint Resolution No 56 of the Common Council of said City.

A Joint Resolution instructing the City Attorney to present an Ordinance proposing to bond the City was read and an motion of Delegate Rediger adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Baker: Rediger:
Daud: Netzeil & Williams.

Noes-Delegates Burns & Escher.

Absent-Delegates Miller: Traut & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No

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

That the City Attorney be, and he is hereby instructed to draw and present to the Council an Ordinance calling an election to submit to the people the proposition of bonding the City in the sum of \$200,000. \$90,000. to used for building driveways \$10,000. to be used for Park improvement, and \$100,000. for the purpose of building a City Hall.

A Joint Resolution heretofore adopted by the Board of Aldermen, authorizing a Committee of three from each Board to be appointed for the purpose of submitting proposed amendments to the City Charter, was read and on motion of Delegate Pauly adopted by the following vote, to wit:

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Rediger: Escher: Daud: Netzeil & Williams.

None.

Absent-Delegates Miller: Prout & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 148.

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

That a Joint Committee of six, consisting of three members of the Board of Aldermen, and three members of the Board of Delegates, be appointed by the respective president of each board. Said Committee shall prepare and report to the Council for action thereon such proposals for amendments as they deem advisable to our present City Charter, according to law and to the provisions of Section 8 of Article 11 of the State Constitution of California providing for the framing and amending of so called Household Charter.

A Resolution of Intention to close a portion of Union Avenue in Land an Pawon Co. Addition was read and an motion of Delegate Nettell adopted by the following vote, to wit:-

Aye-Delegates Thorpe: Crippen: Pauly: Nassen: Burns: Baker:
Rediger: Escher: Davis: Nettell & Williams.

None.

Absent-Delegates Miller: Prout & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To order the closing of a portion of Union Avenue Land & Pawon Company's Addition.

Resolved. That the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby declares its intention to order:

Closing up of a portion of Union Avenue at the intersection of said Union Avenue with Twenty-sixth Street San Diego Land and Pawon Company's Addition to the City of San Diego, California, bounded and described as follows, to wit: Beginning at a point on the north line of Union Avenue, sixty-eight and four tenths (68.4) feet westerly from the southerly line of Alley in Tract of Block 174, San Diego Land and Pawon Company's Addition, thence westerly along said north line of Union Avenue sixty-two and ninety-one, one hundredths (62.91) feet to the westerly line of Twenty

sixth street thence south along the westerly line of Twenty-sixth street twenty-six and eighty five, one hundredths (26.85) feet, thence northeasterly sixty-eight and four tenths (68.4) feet to the point of beginning. And that the damages, costs and expenses of making such improvement shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit: All the property contained in lots 12, 13 and 14 of Fractional Block 174 San Diego Land and Town Company's Addition in said City.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in this City, in which notice of the passage of this Resolution of Intention shall be published for ten days as often as said newspaper is issued therein.

The Superintendent of Streets of this City is hereby directed to post and publish said notice in the manner prescribed by law.

A Resolution of Intention to open 11th Street from the south line of Norton's Addition to Main Street was read and referred to the Street Committee.

A Resolution of Intention to change the grade of Hth Street from Fourth to Atlantic Street was read and an motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Kediger: Escher: Dand: Metzger & Williams.

Noes-None.

Absent-Delegates Miller: Prout & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Resolution of Intention

To change the grade of Hth Street from 4th to Atlantic Street.
Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

To change the grade of Hth Street in said City from the west line of Fourth Street, to the west line of Atlantic Street, as follows, to wit:-

At the Southwest Corner of 3rd and H Streets, from 10.0 to 11.5 feet; at the Northwest Corner thereof, from 11.5 to 12.0 feet; at the Southeast Corner thereof, from 11.5 to 12.0 feet; and at the Northeast Corner thereof, no change, feet.

At the southwest corner of 2nd and N. Streets, from 9.5 to 10.5 feet; at the northwest corner thereof, from 10.0 to 11.0 feet; at the southeast corner thereof, from 9.5 to 10.5 feet; and at the northeast corner thereof, from 10.0 to 11.0 feet.

At the southwest corner of 1st and N. Streets, from 11.5 to 12.0 feet; at the northwest corner thereof, from 12.5 to 12.0 feet; at the southeast corner thereof, from 10.5 to 11.5 feet; and at the northeast corner thereof, no change feet.

At the southwest corner of Front and N. Streets, from 11.0 to 12.5 feet; at the northwest corner thereof, from 12.0 to 12.5 feet; at the southeast corner thereof, from 11.0 to 12.5 feet; and at the northeast corner thereof, from 12.0 to 12.5 feet.

At the southwest corner of Union and N. Streets, from 9.5 to 11.0 feet; at the northwest corner thereof, from 10.5 to 11.0 feet; at the southeast corner thereof, from 10.0 to 11.5 feet; and at the northeast corner thereof, from 11.0 to 11.5 feet.

At the southwest corner of State and N. Streets, from 7.0 to 8.5 feet; at the northwest corner thereof, from 8.0 to 8.5 feet; at the southeast corner thereof, from 7.5 to 9.0 feet; and at the northeast corner thereof, from 8.5 to 9.0 feet.

At the southwest corner of Columbia and N. Street, from 3.5 to 5.0 feet; at the northwest corner thereof, from 4.5 to 5.0 feet; at the southeast corner thereof, from 4.0 to 5.5 feet; and at the northeast corner thereof, from 5.0 to 5.5 feet.

At the southwest corner of India and N. Streets, from 1.0 to 2.5 feet; at the northwest corner thereof, from 1.0 to 2.5 feet; at the southeast corner thereof, from 1.0 to 3.0 feet; and at the northeast corner thereof, from 1.5 to 3.0 feet.

At the southwest corner of Arctic and N. Streets, from 0.5 to 1.5 feet; at the northwest corner thereof, from 0.5 to 1.5 feet; at the southeast corner thereof, from 0.5 to 2.0 feet; and at the northeast corner thereof, from 0.5 to 2.0 feet.

At the southwest corner of California and N. Street, from 0. to 1.0 feet; at the northwest corner thereof, from 0. to 1.0 feet; at the southeast corner thereof, from 0. to 1.0 feet; and at the northeast corner thereof, from 0. to 1.0 feet.

At the southwest corner of Atlantic and N. Streets, from -0.5 to 3.4 feet; at the northwest corner thereof, from -0.5 to 3.4 feet; at the southeast corner thereof, from -0.5 to 3.4 feet; and at the northeast corner thereof, from -0.5 to 3.4 feet.

And the grade of said N. Street between the points fixed hereby shall be of uniform ascent and descent as shown

by the grade map made by the City Engineer and on file in his office; And that the damages, costs and expenses of making said improvement shall be assessed in proportion to upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point 150 feet north of the northeast corner of N. and Atlantic Streets, in said City, thence running east on a line 150 feet from and parallel with the north line of said N. Street to the east line of Block twenty six (26) New San Diego, thence northeasterly to a point 150 ^{feet} north from the Southwest corner of Block O. Mortons Addition, thence east on a line 150 feet from and parallel with the north line of N. Street to the west line of 4th Street; thence south along the west line of 4th Street to a point 150 feet south of the south line of N. Street; thence west on a line 150 feet from and parallel with the south line of N. Street to the east line of Front Street; thence southwesterly to a point on the west line of Front Street 150 feet south of the Northeast corner of Block 25 New San Diego; thence west on a line 150 feet from and parallel with the south line of N. Street to the east line of Atlantic Street; thence north on the east line of Atlantic Street to the point of beginning.

The Daily Sun the official newspaper of this City is hereby designated as the daily newspaper, published and circulated in this City, in which this Resolution of Intention shall be published in every regular issue of said newspaper for ten days.

The Clerk of this City is hereby directed to publish this resolution in the manner prescribed by law.

The Clerk presented the affidavit of Walter M. Edwards principal Clerk of the publishers of the San Diego Daily Sun a daily newspaper published and circulated in the City of San Diego, State of California, showing that the "Resolution of Intention to change the grade of Logan Avenue from South Twenty-second Street to Eighteenth Street" was adopted by the Board of Delegates of said City on the 23^d day of February, 1892 and by the Board of Aldermen on the 25th day of February, 1892, was published in said newspaper for ten days, to wit: from the 19th to the 30th days of March, 1892, both days inclusive.

Said affidavit was received and filed.

The Clerk also presented the affidavit of G. D. Goldman

Deputy Clerk of the City of San Diego, State of California, showing that he did on the 22nd day of March, 1892, post conspicuously in the following places, to wit: On the door ^{of the stage} of the Board of Delegates of the City of San Diego, California, and on the door of the Hall of the Board of Aldermen of said City, copies of the above-mentioned "Resolution of Intention to change the grade of Logan Avenue from South Twenty-second Street to Eighteenth Street" and that the same remained so posted for a period of two days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of Nater M. Edwards principal Clerk of the publishers of the San Diego Sun, a daily newspaper published and circulated in the City of San Diego, State of California, showing that the "Notice of Street Work" being a notice of the adaption by the Common Council of the City of San Diego, California, of the above-mentioned "Resolution of Intention to change the grade of Logan Avenue from South Twenty-second Street to Eighteenth Street" was published in said newspaper for six days, to wit: from the 29th day of March, 1892, to the 4th day of April, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of Amos Pettigell Street Superintendent of the City of San Diego, State of California, showing that he caused to be posted along the line of Logan Avenue in said City from South Twentieth Street to a line between lots 31 & 32 Block 144 and lots 13 & 14 Block 174 Land & Town Co. Addition at not more than one hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Street Work", being notice of the adoption by the Common Council of said City of San Diego, California, of the above-mentioned "Resolution of Intention to change the grade of Logan Avenue from South Twenty-second Street to Eighteenth Street" and that he caused a notice similar in substance, to be published for six days in the San Diego Daily Sun. Said affidavit was received and filed.

On motion of Delegate Wetzel the Board now proceeds to the election of members to fill the vacancies caused by the resignation of Delegates Price and Conn.

Delegate Davis nominates Geo. B. Watson to fill the vacancy in the 7th Ward. And on motion of Delegate

Duly the Clerk was instructed to cast the ballot of the Board for Mr Watson as a member of the Board of Delegates from the 7th Ward. The President appointed Delegate Rediger as teller and the Clerk cast the ballot of the Board with the following result:

For Member of the Board of Delegates from the 7th Ward: Geo. B. Watson.

Whereupon President Williams declares Geo. B. Watson duly elected a member of the Board of Delegates from the 7th Ward.

Delegate Rediger nominates Mr. A. D. Murtha to fill the vacancy in the 5th Ward: And on motion of Delegate Nuttall the Clerk was instructed to cast the ballot of the Board for Mr Murtha as a member of the Board of Delegates from the 5th Ward. The President appointed Delegate Nuttall as teller and the Clerk casts the ballot of the Board with the following result:

For member of the Board of Delegates from the 5th Ward: A. D. Murtha.

Whereupon President Williams declares A. D. Murtha duly elected a member of the Board of Delegates from the 5th Ward.

Whereupon the Board adjourned until Monday, April 25th 1892, at 7:30 O'clock P. M.

A. J. Ware

City Clerk

By Geo. D. Goldman

Deputy

W. H. Williams

Trust Board Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California, April 25th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day with President Williams presiding.

Present - Delegates Thorpe: Crippen: Nason: Burns: Baker:
Paul: Rediger: Murtha: Murtzmann: Watson: Doud:
Williams & Clark Ware.

Absent - Delegates Pauly: Miller: Escher & Netzell.

The minutes of an adjourned meeting held April 11th were read and approved.

Delegate Escher enters during the reading of the Minutes and takes his seat in the Board.

Delegate Pauly now enters and takes his seat in the Board.

The report of the Joint Water Committee to whom was referred the Message of the Mayor recommending that action be taken to relieve the City of the Water Lease, was read and is as follows, to wit:-

To the Common Councils,
City of San Diego.

Gentlemen:

In the matter of the message of the Mayor of April 11th, 1892, asking the Council to take some action in the matter of the Water Lease, which was referred to the Water Committees of the Board of Aldermen and Board of Delegates. Said Committees beg leave to submit the following joint report:

I.

It is recommended that the Council pass a resolution requesting Messrs Bryant Haward, A. E. Norton, Chas. D. Hamilton and M. R. Gillman, Trustees named in said Water Lease, to take the necessary action to cancel said Water Lease, said cancellation to take effect June 1st 1892.

II.

That the Council pass the necessary Ordinance or ordinances calling an election submitting to the voters the proposition to issue \$750,000.00 in Municipal Bonds for the construction of a distributing system of pipes to furnish the City and its inhabitants with water.

III.

That the City Engineer and Water Commissioners be instructed to at once furnish to the Council an estimate of the cost of putting in such a distributing system of pipes as will accommodate the inhabitants of the City and furnish fire protection to the City as is now had from the present system, and make plans thereof to be so submitted to the Council.

San Diego, Cal. April 25th 1892.

W. A. Christian Chrm.
John C. Fisher.
C. C. Brent.
W. J. Prout.
J. Daud.
Joint Water Committee

Whereupon Delegate Mertzmann moves to adopt said report. On motion of Delegate Rediger it was ordered that the report be considered serially. Whereupon Delegate Baker moves that the 1st section of said report be rejected. Delegate Mertzmann moves an amendment to adopt which motion was lost. Delegate Prout now offers an amendment that said section be placed on file, and it was so ordered.

Whereupon on motion of Delegate Exchov the 2d section of the report was placed on file by the following vote, to wit:
Ayes - Delegates Hoops, Crippen, Pauly, Nelson, Baker, Rediger, Murtha, Exchov & Watson:

Noes - Delegates Burns, Prout, Mertzmann, Daud & Williams.
Absent: Delegates Miller & Mitchell.

On motion of Delegate Rediger the 3rd section of the report was adopted.

The report of the City Lands Committee to whom was referred the petition of M. A. Ferrer was read and on motion of Delegate Crippen adopted and is as follows, to wit:

San Diego Cal. April 25th 1892.

To the Board of Delegates
Gentlemen:

Your City Lands Committee to whom

was referred the petition of one M. A. Ferrer asking permission to transfer a certain lease, given to him by the City of San Diego, to develop certain coal, bitumin and oil lands, to a corporation known as the "City Lands Coal and Oil Co." would respectfully report as follows.

Your Committee on careful investigation find, that said M. A. Ferrer has held the lease to the above City Lands for almost nine months, and up to the present time has failed to give a practical demonstration of having complied with the terms of said lease, much less of having discovered either coal, bitumin or oil in any quantity.

Your Committee is therefore of the opinion that as said M. A. Ferrer's lease only has three more months to run, it would not be to the City's interest to have said lease transferred.

Your Committee would therefore recommend that the petition of said M. A. Ferrer be not granted.

Committee of { B. A. Mertzmann;
City Lands. { E. C. Thorpe.

The report of the Ways and Means Committee fixing the tax levy for the fiscal year 1892 was presented and action thereon deferred for the present.

A Joint Resolution instructing the City Engineer to survey Pueblo Lot 1159, was read and on motion of Delegate Pauley referred to the Street Committee.

The following report and Joint Resolution from the Joint Water Committee was read and on motion of Delegate Mertzmann adopted by the following vote, to wit:

Ayes - Delegates Thorpe, Clippin, Pauley, Nasen, Burns, Basov, Grant, Redifer, Murtha, Mertzmann, Eschov, Watson, Doud & Williams.

Noes - None.

Absent - Delegates Miller & Nuttall.

Said report and resolution as adopted are as follows, to wit: To the Hon. the Common Council.

Your Water Committee do hereby recommend that the Council pass the following resolution to wit:-

Joint Resolution No. 149.

Be it Resolved by the Common Council of the City of San Diego:

That the Board of Public Works be, and it is hereby instructed to sprinkle the paved streets of the City: that said paved streets be sprinkled to the extent of keeping the dust said and in good order.

San Diego, April 25th, 1892.

H. R. Christian Clerk
John C. Aisha.
N. J. Prout.
D. D. Daud

Joint
Water
Committee

A Joint Resolution granting the San Diego Electric Railway Co. permission to lay its tracks on N Street to the grade as provided by the Resolution of Intention to order the grade of said street changed, was read and on motion of Delegate Escher adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Prout: Rediger: Murtha: Murtzmann: Escher:
Watson: Daud & Williams.

Noes-None.

Absent-Delegates Miller & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 150.

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

That the San Diego Electric Railway Co. be and it is hereby granted permission to lay its tracks on N Street to the grade as provided for by Resolution No. ordering the grade of said street changed.

A Joint Resolution instructing the City Engineer to make a map for the Tax Collector's Office was read and on motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Prout: Rediger: Murtha: Murtzmann: Escher: Watson:
Daud & Williams.

Noes-None.

Absent-Delegates Miller & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 151.

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

That the City Engineer be, and he is hereby instructed to make a copy of the map of the City, similar to the one now being prepared for the Clerk's Office, for the Tax Collector's Office.

A Communication from Nientzleman Post No 33, G. A. O., inviting the Council to join them in Memorial day exercises was read and on motion of Delegate Nason accepted, and the Clerk instructed to notify Col. W. L. Vestal of the acceptance by the Council of said invitation.

The petition of J. N. Hughes for permission to grade "C" Street between 23rd & 24th Streets was read and granted.

Whereupon the following Joint Resolution granting said permission was read and on motion of Delegate Prout adopted by the following vote, to wit:—
 Ayes. Delegates Thorpe: Crippen: Pauley: Nason: Burns: Raskov: Prout:
 Rediger: Murtha: Murtzmann: Escher: Niteon: Sand:
 & Williams.

Noes. None.

Absent. Delegates Miller & Netpell.

Said resolution as adopted is as follows, to wit:—

Joint Resolution No 152.

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

That permission be, and the same is hereby granted J. N. Hughes to grade "C" Street in said City, from the east line of 23rd Street to the west line of 24th Street, to its full width and to the established grade thereof.

Petition of J. A. Hawell for cancellation of Certificate of sale on Lot C, Block 19 Norton's Addition, was presented and referred to the Finance Committee.

A Communication from Parrish, Massholder & Lewis for reduction of taxes on Lot 20 Block 35 Coronado Beach, on account of assessment for improvements

was read and referred to the Finance Committee.

A Communication for J. Beggs in regard to the Plaza was read and referred to the Police Committee.

Petitions of D. Cassidy & L. Lohman for retail Liquor Licenses were presented and referred to the Health & Morals Committee.

A Communication from M. C. Nason & Co. asking permission to remove a Cold Storage room to the Cor of "J" & Hth Streets was read and referred to the Fire Committee.

The petition of Citizens asking the Council to terminate the water lease was read and on motion of Delegate Grant placed on file.

An Ordinance establishing the grade of Logan Avenue in accordance with the Resolution of Intention heretofore adopted was read and on motion of Delegate Grant adopted by the following vote, to wit:-

Ayes- Delegates Morfe: Criggen: Pauly: Nason: Burns: Baker:
Grant: Padighe: Murtha: Mertzmann: Escher: Watson:
David & Williams.

Noes- None.

Absent- Delegates Miller & Nettell.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance Establishing the grade of Logan Avenue from the east line of Sixteenth Street to the Northwestwely line of South 22nd Street in accordance with Resolution of Intention to change the grade of said Logan Avenue passed and approved by the Board of Delegates February 23^d, 1892, and by the Board of Aldermen February 25th, 1892.

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

Section 1. The grade of Logan Avenue from the east line of Sixteenth Street to the Northwestwely line of South 22nd Street is hereby established as follows:

The elevation of the points herein named, above the datum line of levels fixed by Ordinance N^o 3, shall

be fixed as follows:

At the intersection of the east line of Sixteenth Street with the northeast line of Logan Avenue, 10.9 feet; and at the intersection of the east line of Sixteenth Street with the southwest line of Logan Avenue 9.5 feet.

At a point where the northeast line of Logan Avenue intersects the north line of Massena and Schiller's Addition 12.0 feet; and at a point where the southwest line of Logan Avenue intersects the north line of Massena and Schiller's Addition 9.8 feet.

At a point on the northeasterly line of Logan Avenue three hundred (300) feet northwesterly from the North Corner of Logan Avenue and South 21st Street, 15.0 feet; and at a point on the southwesterly line of Logan Avenue, three hundred (300) feet northwesterly from the west corner of Logan Avenue and South 21st Street, 14.5 feet.

At the North Corner of Logan Avenue and South 21st Street 28.5 feet; at the west corner thereof, 28.5 feet; at the South Corner thereof, 29.5 feet; and at the east corner thereof, 29.5 feet.

At the North Corner of Logan Avenue and South 22nd Street, 41.5 feet; and at the west corner thereof, 40.5 feet.

And the grade of said Logan Avenue between the points fixed by this Ordinance, shall be of uniform ascent and descent, as shown by the grade map on file in the office of the City Engineer.

The Center of said Logan Avenue shall be 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 approval and one publication in the San Diego Daily Sun.

On motion of Delegate Nason, Delegate Miller was granted 30 days leave of absence.

An Ordinance granting a Franchise to the San Diego Electric Railway Co. to maintain and operate an Electric Street Railway, having laid over 30 days in accordance with the provisions of the Charter, was read, and Delegate Rediger Moves to

adapt. thereupon Delegate Nason moves to lay over until the next meeting, which motion was carried by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Baker: Murtha:
Eschov: Watson & Williams.

Noes-Delegates Burns: Prout: Radiger: Murtzmann & Daud.

Absent-Delegates Miller & Nuttall.

The Clerk presents the report of the Commissioners heretofore appointed to assess the benefits and damages caused by the change of the grade of D Street, and on motion of Delegate Radiger May 23rd was fixed as the date of hearing objections to said report if any there be.

The report of the Ways and Means Committee in the matter of the tax levy for the fiscal year 1892, was read and Delegate Nason moves to adapt. Thereupon on motion of Delegate Prout action thereon was postponed until the next meeting, by the following vote, to wit:-

Ayes-Delegates Pauly: Burns: Prout: Radiger: Murtha:
Murtzmann: Eschov: Watson & Daud.

Noes-Delegates Thorpe: Crippen: Nason: Baker & Williams.

Absent-Delegates Miller & Nuttall.

On motion of Delegate Thorpe it was ordered, that when the Board adjourn, it adjourn until Thursday evening at 7:30 o'clock P.M. to meet the Board of Aldermen in joint session to consider proposed amendments to the City Charter.

Whereupon the Board adjourned until Thursday April 28th, 1892, at 7:30 o'clock P.M.

A. J. Ware

City Clerk

By Geo. D. Sedgeman

Deputy

H. H. Williams

Trust Bd Delegates

Adjourned Meeting

Council Chamber of the Board of
Delegates of the City of San Diego,
California! April 28th, 1892!

An adjourned meeting of the Board of Delegates was held at 7:30 O'Clock P.M. this day.

In the absence of the President the Clerk called the Board to order:

Present - Delegates Crippen: Pauley: Nason: Burns: Baker:
Nediger: Murtht: Mertzmann: Eschor: Watson & Nettell.
Absent - Delegates Thorpe: Miller: Pratt: Davis & Williams.

On motion of Delegate Nason, Delegate Pauley was elected President Pro. tem.

On motion of Delegate Burns the reading of the Minutes of the previous meeting was dispensed with.

Whereupon on motion of Delegate Nason the Board adjourned.

K. J. Nare

City Clerk
By Geo. D. Galdman
Deputy

A. H. Williams
Trust Board Delegates

Regular Meeting

Council Chamber of the Board of
Delegates of the City of San Diego, Calif-
ornia, May 28, 1892.

The regular meeting of Board of Delegates was held at 7:30 o'clock P.M. this day with President Williams presiding.
Present-Delegates Crippen: Pauley: Nason: Burns: Baker: Prout:
Ackley: Murtha: Nettell: Williams & Clark Ware.

Absent-Delegates Thorpe: Miller: Mertzmann: Escher: Watson & Daud.

The minutes of adjourned meetings held April 25th & 28th were read and approved.

After giving notice President Williams did in open session sign Ordinance N^o 162, Establishing the grade of Logan Avenue.

A message from the Mayor transmitting a Communication from the San Diego Flume Co was read and filed.

Whereupon the Communication of the San Diego Flume Company relative to the water supply and notifying the City of the intention of said Flume Co. to turn of the water, was read and on motion of Delegate Nason filed.

Delegates Mertzmann, Escher, Daud and Watson now entered and took their seats in the Board.

An Ordinance granting the San Diego Electric Rail-
way Company a franchise to construct, maintain
and operate, for the period of twentyfive years, an
Electric Street Railway along and over 8th Street from
the South line of Air Street to the North line of Cribb, Lot
1123, laid over from the last meeting, was read
and on motion of Delegate Nason, adopted by the following
vote, to wit:-

Ayes-Delegates Crippen: Pauley: Nason: Burns: Baker: Prout:
Ackley: Murtha: Mertzmann: Escher: Watson:
Nettell & Williams.

Nays-None.

Absent-Delegates Thorpe & Miller.

Said Ordinance as adapted is as follows, to wit:

Ordinance No

An Ordinance granting a Franchise to the San Diego Electric Railway Company for authority to construct, and maintain and operate for the period of twenty five years, a double track Street Railway along and over Fifth Street from the south line of Fir Street to the North line of Pueblo Lot 1123. in the City of San Diego, California.

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

Section 1. That the San Diego Electric Railway Company, a Corporation, have and it is hereby granted authority to construct, and maintain and operate for the period of twenty-five years, a double track Street railway along and upon the following streets in the City of San Diego, California, to wit:

Commencing at the south line of Fir Street, on Fifth Street, thence over and along Fifth Street to the North line of Pueblo Lot No 1123.

Upon the following conditions and limitations, viz:

1.
That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appliances, horses or mules may be used to propel cars thereon during the time necessary to repair the said machinery or appliances.

2.
That the grantee or its assigns shall plant, pave or macadamize, as the said Council may direct, the entire length of that portion of said street used by said railway tracks, between the rails and for two feet on each side thereof; and between the tracks, and keep the same constantly in repair, flush with the street and with good crossings.

3.
That the track shall be four feet eight and one half inches within the rails; and shall have a space between them, and between side tracks, turn-outs and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

4.
That work on the construction of said railway shall commence within two days after the granting of the franchise

therefor, and an expenditure of ten thousand dollars made in purchasing equipments and in construction within thirty days thereafter, and be prosecuted continuously and shall be wholly completed and operated within twelve months thereafter.

5.

That the City of San Diego reserves the right to grade, sewer, pave, macadamize or otherwise improve, alter or repair the said streets; such work to be done so as to obstruct the said railway as little as possible, the grantee or its assigns shall shift and re-shift said rails so as to avoid the obstruction created thereby.

6.

That the laying of said tracks, and all side tracks, turn-outs, switches or curves, shall conform in all cases with the grade of said streets which have been graded, and in all other cases as near to the natural grade of such street as practicable. And when at any time any part of said route shall be graded, or the grade thereof altered or changed by the said Common Council, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee or its assigns. The double tracks laid upon and under Fifth Street shall be of equal distance from the curb line of said street.

7.

No switch shall be constructed or maintained within fifty feet of any cross street, and the location of such switches or turn-outs shall be changed at the expense of the grantee or its assigns whenever so ordered by the Common Council.

8.

That the City Engineer shall, under the direction of the Common Council, give the established grades of the streets along the line of construction of said railway, and set stakes indicating the said grade; he shall see that the said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required, he shall receive such fee as are provided therefor, and the same shall be paid by the grantee.

9.

That the failure to comply with any of the conditions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

10.

That the said Common Council reserves the right to repeal, amend or modify the ordinance granting the franchise.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval and one publication thereof in the San Diego Daily Sun, a newspaper printed and published in said city of San Diego, and being the official paper.

The report of the Ways and Means Committee in the matter of fixing the tax levy for the fiscal year 1892, was read and an motion of Delegate Baker action thereon was deferred for the present.

The Health & Morals Committee having approved the applications of D. Cassidy & L. Lokman for retail Liquor License the same were on motion granted.

The report of the Fire Committee to whom was referred the petition of M. C. Nason & Co. for permission to move a Cold Storage Building to the Cor of 4th & J Sts was read and an motion of Delegate Crippen adopted, and is as follows, to wit:-

To the Board of Delegates

Gentlemen:-

The your Fire Committee to whom was referred the petition of M. C. Nason & Co. asking permission to remove a Cold Storage Building from the Corner of 13th & K Sts to the Corner of 4th & J Sts, respectfully recommends that said petition be granted, and also recommends the adoption of the accompanying Joint Resolution.

Respectfully Submitted

Paul H. Rediger
J. A. Escher.

A Joint Resolution heretofore adopted by the Board of Aldermen, instructing the City Engineer and Water Commissioners to submit plans and specifications with an estimate of the cost of putting in a water system, was read and an motion of Delegate Mertzmann adopted by the following vote to wit:-

Ayes-Delegates Pauley: Nason: Burns: Baker: Grant: Rediger:
Murtha: Mertzmann: Escher: Watson: Sand: Pettit & Williams.
Noes-Delegate Crippen.

Absent-Delegates Thorpe & Miller.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 153.

Be it Resolved by the Common Council of the City of San Diego.

That the City Engineer and the Water Commissioners be, and they are hereby instructed to at once make plans and specifications of a water distributing system within the City, said system to be in all things equal to the present system in size and extent of pipes, and to include not less than 200 fire hydrants; also to include a line of main pipe to carry water to that portion of the City known as Point Loma; and with said plans and specifications submit to the Common Council an estimate of the cost of putting in such system.

The Street Committee having recommended the adoption of a Joint Resolution, heretofore referred to them, instructing the City Engineer to survey Pueblo Lot 1159, the same was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Nason: Burns: Baker: Pratt: Rediger:
Merritt: Matzmann: Escher: Watson: Doud: Metzger & Williams.

Noes-None.

Absent-Delegates Thorpe & Miller.

Said resolution as adapted is as follows, to wit:-

Joint Resolution No 154.

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

That the City Engineer be, and is hereby ordered to make a survey and plat of Pueblo Lot 1159, showing present subdivisions and their relation to adjacent subdivisions of adjoining subdivisions.

A Joint Resolution, heretofore adopted by the Common Council, instructing Bryant Howard and others lessors to cancel the existing lease for the San Diego Water Company plant, was read and on motion of delegate Pratt placed on file.

A Joint Resolution declaring it to be inadvisable to take any steps to have the Water Lease cancelled was read and Delegate Baker moves to adopt. Whereupon Delegate Metzger

Moves to place said resolution on file, which motion was lost by the following vote, to wit:

Noes-Delegates Crippen: Pauly: Nason: Burns: Baker: Grant: Rediger:
Murtha: Watson & Williams.

Ayes-Delegates Murtzmann: Eschov: Daud & Nettell.

Absent-Delegates Thorpe & Crippen.

Whereupon the resolution was adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Nason: Burns: Baker: Grant: Rediger:
Murtha: Watson & Williams.

Noes-Delegates Murtzmann: Eschov: Daud & Nettell.

Absent-Delegates Thorpe & Miller.

Said resolution as adopted is as follows, to wit:-

Joint Resolution N^o

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

That it is inadvisable for the City Council to take any steps whatever looking to the cancelling of the Water Lease now in force between the City of San Diego and Bryant Howard and others.

A Joint Resolution granting M.C. Nason & Co. permission to remove their coal storage building from the Cor of 13th & K Streets to the Cor of 4th & J Streets, was read and on Motion of Delegate Rediger adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Burns: Baker: Grant: Rediger: Murtha:

Murtzmann: Eschov: Watson: Daud: Nettell & Williams.

Excused-Delegate Nason.

Noes None.

Absent-Delegates Thorpe & Miller.

Said resolution as adopted is as follows to wit:-

Joint Resolution N^o 155.

Be it Resolved by the Common Council of the City of San Diego.

That M.C. Nason & Co. be and are hereby granted permission to remove their coal storage building from the Corner of 13th and K Sts to the S.E. Cor of 4th & J Sts. Provided, that said coal storage building shall be removed from said Cor of 4th and J Sts. at any time the Common Council may order the same to be done.

A Communication from the Board of Public Works

recommending that the salary of the Superintendent of Parks be increased to \$1000 per month was read and an motion of Delegate Baker referred to the Committee on Streets, Highways & Parks.

The petition of property owners on 15th street protesting against the district filed to bear the expense of the opening of 15th street was presented, and an motion of Delegate Nitzell referred to the Street Committee.

The Clerk presented the affidavit of N. L. Testat principal Clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that "Resolution No 2 Ordering the Work of grading Ivy street from the east line of Brant street to west line of 3rd street" was correctly published in said newspaper for a period of two days, to wit: On the 25th and 26th days of April, 1892. Both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware Clerk of the City of San Diego, State of California, showing that he did on the 25th day of April, 1892, at the Chambers of the Common Council, post conspicuously, as follows, to wit: On the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates, Copies of "Resolution No 2 Ordering the Work" (Exhibit A) "of grading Ivy street from east line of Brant street to west line of 3rd street" together with a copy of the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, California. (Resolution and specifications thereto attached) and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. L. Testat principal Clerk of the publishers San Diego Sun, a daily newspaper published at the City of San Diego, State of California, showing that a "Notice inviting Street Work Proposals" for the following street work, to wit: That Ivy street in said City, from the east line of Brant street to the west line of 3rd street and the sidewalks thereof, and the entire crossings of said Ivy street,

with the streets intersecting the same, between said east line of Brant Street and the west line of 3rd Street, except the intersection of said Dry Street with 1st Street, be graded to the official grade, as established by Ordinances Nos 209 and 250. That said notice was published in said newspaper for the period of two days, to wit: on the 25th & 26th days of April, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware Clerk of the City of San Diego, State of California, showing that he did on the 25th day of April, 1892, at the Chambers of the Common Council of the City of San Diego, post conspicuously as follows, to wit: on the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates, Copies of the "Notice Inviting Street Work Proposals" (Exhibit A) together with the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, California (Notice and specifications thereto attached) and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk presented the affidavit of N. L. Vestal principal Clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California showing that Resolution No 2 Ordering the work of grading Dry Street from the east line of 4th Street to west line of City Park, was correctly published in said newspaper for the period of two days, to wit: on the 25th and 26th days of April, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware Clerk of the City of San Diego, State of California, showing that he did on the 25th day of April, 1892, at the Chambers of the Common Council of said City, post conspicuously, in the following places, to wit: on the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates, Copies of "Resolution No 2 Ordering the Work" (Exhibit A) of grading Dry Street from the east line of 4th Street to west line of City Park, together with a copy of the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, California.

(Resolution and specifications thereto attached), and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. L. Vestal principal Clerk of the publishers of the San Diego Sun, a daily Newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice Inviting Street Work Proposals", for the following street work, to wit: "That Dry Street in said City, from the east line of 4th Street to the west line of City Park and the sidewalks thereof, and the entire crossings of said Dry Street, with the streets intersecting the same, be graded to the official grade as established by ordinances Nos 158 and 209. That said notice was published in said Newspaper for the period of two days, to wit: on the 25th and 26th days of April, 1892. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Nari Clerk of the City of San Diego, State of California, showing that he did on the 25th day of April, 1892, at the Chambers of the Common Council of the said City of San Diego, post conspicuously as follows, to wit: on the door of the Hall of the Board of Aldermen, and on the door of the Hall of the Board of Delegates, Copies of "Notice Inviting Street Work Proposals" (Exhibit A) together with the specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego, California, (Notice and specifications thereto attached), and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

An Ordinance fixing the Compensation of Members of the Board of Equalization was read and in motion of Delegate Metzger adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Nason: Burns: Baker: Prout:
Kediger: Murtha: Morzmann: Escher: Natson: Sand:
Metzger & Williams.

Noes-None.

Absent-Delegates Thorpe & Miller.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No

An Ordinance fixing the Compensation of Members of the Board of Equalization for the year 1892.

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

Section 1. That each member of the Board of Equalization shall receive as compensation therefor, the sum of four (\$4.00) dollars per day for each and every day by them, actually engaged in said business.

Section 2. That this ordinance shall take effect and, and be in force from and after its passage and approval.

An Ordinance amending Section 1 of Ordinance No 148, authorizing the Comptroller to appoint deputies was read and lost by the following vote, to wit:-

Novo Delegates Crippen: Pauley: Nason: Burns: Baker: Pratt:
Rediger: North: Mertzmann: Escher: Watson:
Dand & Metzger.

Ayes - Delegate Williams.

Absent Delegates Thorpe & Miller.

A Communication from the City Engineer and Board of Water Commissioners transmitting an estimate of the cost of a Water distributing system was read and filed.

A Communication from the City Engineer transmitting a plat of a roadway to Rosville was read and referred to the Street Committee.

The City Engineer presented the profile of the grade of 5th Street from A to Upas and the same was referred to the Street Committee.

On motion of Delegate Baker the report of the Ways and Means Committee was now taken up, and read: Delegate Nason moves to adopt said report as read.

Upon the request of Delegate Pauley, a communication from a Committee of the Tax Payers Association of San Diego County, asking that they be heard on the matter of said report. Whereupon on motion of

Delegate Mertzmann said Committee allowed to address the Board.

Delegate Pauley now moves that the report be considered, ad referendum, said motion was lost.

On motion of Delegate Trout the previous question was now put, and the report adopted by the following vote, to wit:-

Aye Delegates Crippen: Pauley: Nason: Burns: Baker:
 Prater: Rediger: Murtha: Watson: Sand:
 Nuttall & Williams.

Noes Delegates Mertzmann & Escher.

Absent Delegates Thorne & Miller.

Said report as adopted is as follows, to wit:-

Report of the Ways and Means Committee.
 To the Honorable, The Common Council of the City of San Diego, California.

Gentlemen:-

Your Committee submits herewith for your consideration the following report in the matter of the Tax Levy for the year 1892.

1st Your Committee recommends that the rate of taxation for the present fiscal year be fixed at \$1.25 on each \$100. valuation of property.

2nd Your Committee recommends that of this rate, \$.417 be levied and set apart for the payment of Interest and the redemption of Bonds, as follows:

Municipal Bonds, Interest & Sinking Fund	.075
Sewer " " " "	.294
School " " " "	.048

And that the remaining .833 be apportioned to the various other funds of the City as follows:

1. For Fire Dept. Fund	.133 on each \$100.00
2. " Salary " "	.056 " " "
3. " Police Dept. " "	.004 " " "
4. " Street " "	.083 " " "
5. " Sewer & Drainage " "	.10 " " "
6. " Street Light " "	.148 " " "
7. " Park Improv. " "	.008 " " "
8. " Public Health " "	.027 " " "
9. " Library " "	.05 " " "
10. " Public Bldg " "	.016 " " "
11. " Office " "	.008 " " "

12. For Street Sprinkling Fund .034 on each \$100.⁰⁰

13. " General " .166 " " "

That said above rates will raise a revenue for each of the said funds in amount, as follows:

Fire Department Fund \$19,950.

Salary " 8,400.

Police Department " 600.

Street " 12,450.

Sewer & Drainage " 15,000.

Street Light " 22,200.

Park Improvement " 1,200.

Public Health " 4,050.

Library " 7,500.

Public Building " 2,400.

Office " 1,200.

Street Sprinkling " 5,100.

General " 24,900.

Mun Bond Int & S'g " 11,250.

Sewer " " " " 44,100.

Schools " " " " 7,200.

Total for all Funds \$187,500.

The above amounts are founded upon a valuation of \$15,000,000. and will be slightly changed when the exact amount of the assessed valuation has been determined.

Your Committee further recommends that, in addition to said levy that a levy of .417 on each \$100.⁰⁰ valuation be made upon all the taxable property within that portion of Coronado Beach segregated from the City, for the payment of the bonded indebtedness of the City of San Diego, and interest thereon for the said fiscal year, 1892, apportioned as follows, to wit:-

For Municipal Bond Int & S'g Fund .075 on each \$100.⁰⁰

" Sewer " " " " .294 " " "

" Schools " " " " .048 " " "

And

Your Committee presents herewith an Ordinance imposing Municipal Rates upon all the taxable property of said City of San Diego, and of said Coronado Beach in conformity to this report and recommends its adoption.

Respectfully Submitted,

John C. Fisher Chm
H. A. Christian.

A. M. Nasson.
 Fred. Baker.
 W. J. Prout.
 Arthur H. Nason.

} Maps and
 Means
 Committee

An Ordinance imposing municipal taxes for the fiscal year 1892, and heretofore adopted by the Board of Aldermen, was read and Delegate Nuttall moves to adopt. Whereupon Delegate Morthmann moves to amend, to make the rate of taxation \$1.00 on each \$100.00 valuation of property. Said motion was lost by the following vote, to wit:-

Noes - Delegates Crippen: Pauly: Nason: Burns: Baker: Prout: Rediger: Murtha: Watson: Doud: Nuttall & Williams.

Ayes - Delegates Morthmann & Escher.

Absent - Delegates Thorpe & Miller.

Whereupon said ordinance was adopted by the following vote, to wit:-

Ayes - Delegates Crippen: Pauly: Nason: Burns: Baker: Prout: Rediger: Murtha: Watson: Doud: Nuttall & Williams.

Noes - Delegates Morthmann & Escher.

Absent - Delegates Thorpe & Miller.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance laying a tax on all the Property in the City of San Diego, California, for the fiscal year, 1892; And laying a tax on all the Property within that portion of Coronado Beach, excluded from the City of San Diego, California, for the fiscal year 1892, under the Act of March 19th, 1889.

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

Section 1. That the following taxes are hereby levied for the fiscal year 1892, on all the property situated and assessed in the City of San Diego, California, to wit:-

One dollar and twenty-five cents on each one hundred dollar valuation of property, to be apportioned as follows:

1. For Fire Department Fund \$ 0.133.

2. For Salary Fund 0.056.

3. For Police Department Fund 0.004

4. For Street Department Fund 0.083

5. For Sewer and Drainage Fund 0.10

6.	For Street Light Funds	\$0.148
7.	For Park Improvement Funds	0.008
8.	For Public Health Funds	0.027
9.	For Library Funds	0.05
10.	For Public Building Funds	0.016
11.	For Office Funds	0.008
12.	For Street Sprinkling Funds	0.034
13.	For General Funds	0.166
14.	For Municipal Bond Interest and Sinking Funds	0.075
15.	For Municipal Sewer Bond Interest and Sinking Funds.	0.294
16.	For Municipal School Bond Interest and Sinking Funds	0.048

Section 2. That the following taxes are hereby levied for the fiscal year 1892, on all the property situated and assessed within that portion of the Peninsula of San Diego, known as Coronado Beach, South Island, and Coronado Beach, North Island, and excluded from the City of San Diego, California under the act of March 19th, 1892, to be apportioned as follows:

1. For Municipal Bond Interest and Sinking Funds, a rate of \$0.075 on each \$100.
2. For Municipal Sewer Bond Interest and Sinking Funds, a rate of \$0.294 on each \$100.
3. For Municipal School Bond Interest and Sinking Funds, a rate of \$0.048 on each \$100.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval and one publication thereof in the San Diego Daily Sun.

After giving notice Pres. Williams died in a session signed Ordinance No 163. levying taxes for the fiscal year, 1892.

On motion of Delegate Prout it was ordered that the Board now proceed to the election of President for the ensuing year. ^{The Pres. elects also Prout & Ridgely as titlers.} Whereupon an motion of Delegate Prout an informal ballot was taken with the following result:-

H. H. Williams received twelve (12) votes.
 Fred. Baker " one (1) vote

Chas. W. Pauley received One (1) Vote.

Whereupon on motion of Delegate Broust the Clerk was instructed to cast the ballot of the Board for N. H. Williams as President for the ensuing term.

The Clerk casts the ballot with the following result:

For President N. H. Williams.

Whereupon the Clerk declares N. H. Williams duly elected President of the Board of Delegates for the ensuing term.

On motion of Delegate Repiger the President was requested to re-arrange the Committees for the ensuing year.

Whereupon the Board adjourned until Monday, May 16th 1892, at 7:30 O'clock P. M.

A. J. Ware

City Clerk

By Geo. D. Goldman

Deputy

N. H. Williams

Pres. Board Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San Diego,
California, May 16th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 O'clock P. M. this day with President Williams presiding.

Present-Delegates Thorpe: Crippen: Pauly: Burns: Rediger:
Watson: Sacks: Nettell: Williams and
Clerk Ware.

Absent-Delegates Nason: Miller: Baker: Pratt: Murtha:
Mutzmann & Escher.

On motion of Delegate Crippen the reading of the minutes of the previous meeting was dispensed with.

After giving notice President Williams did in open session sign Ordinance No 164, fixing the compensation of members of the Board of Equalization: Also Ordinance No 165, granting a franchise to the San Diego Electric Railway Co. for a street railway on 5th street from Air street to the north line of Pueblo Lot 1123.

A message from the Mayor transmitting the report of the Board of Water Commissioners for the Month of April, was read and filed: Thereupon said report of the Board of Water Commissioners was read and filed.

A message from the Mayor submitting the name of Dr A. Morgan as a member of the Board of Health for a second term expired was read and on motion of Delegate Pauly the appointment was confirmed by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Burns: Rediger:
Watson: Sacks: Nettell & Williams.

Noes-None.

Absent-Delegates Nason: Miller: Baker: Pratt: Murtha:
Mutzmann & Escher.

A Message from the Mayor submitting the name of G. B. Graw as a member of the Board of Fire Commissioners, ^{view submitted} was read, and on motion of Delegate Rediger, the appointment of G. B. Graw as a member of the Board of Fire Commissioners was confirmed by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauly: Burns: Rediger:
Nelson: Adair: Nettell & Williams.

Noes - None.

Absent - Delegates Nason: Miller: Baker: Grant: Murtha:
Mutzmann & Escher.

The petition of the San Diego Electric Railway Co. for a franchise for an additional street railway track on Arctic Street between H and D Streets was read, and on motion of Delegate Crippen the petition was granted.

President Williams announced the standing Committees for the ensuing year, as follows:

Committee on Ways & Means.

Arthur G. Nason.
George H. Crippen.
Geo. B. Watson.

" " Streets, Highways
and Parks.

Chas. W. Pauly.
W. W. Nettell.
W. J. Grant.

" " Sewers.

J. A. Escher.
A. D. Murtha.
J. W. Burns.
Paul H. Rediger.
A. N. Miller.

" " Fire.

J. A. Escher.
W. J. Grant.
Chas. W. Pauly.
Arch. Baker.

" " Water

George H. Crippen.
B. A. Mutzmann.
Geo. B. Watson.
B. A. Mutzmann.
E. C. Thorpe.
W. W. Nettell.

" " Finance

" " City Lands

Committee on Public Buildings,	{ A. N. Miller, Arthur G. Nason, J. A. Eschov.
" " Harbor & Wharf,	{ J. O. Doud, J. N. Burns, W. J. Crout.
" " Health & Morals,	{ E. P. Thorpe, B. A. Muthmann, Fred. Baker.
" " Schools & Library,	{ Mrs. B. Watson, Chas. H. Pauley, Paul H. Rediger.
" " Police,	{ J. N. Burns, A. N. Miller, J. O. Doud.
" " Gas, Electric Lights & Telephones,	{ W. N. Nettell, Paul H. Rediger, A. D. Murtha.

The petition of residents for a water pipe to be laid in M Street from 30th to 29th Street was read and referred to the Water Committee & Water Commissioners.

The objections of the Southern California Railway Company to the opening and extending of Bay Ave. 27th, 28th and 29th Streets, in accordance with the Resolutions of Intention heretofore adopted were presented and referred to the Street Committee.

A Joint Resolution instructing the City Attorney to present an ordinance authorizing the Council Superior to appoint an assistant was read and Delegate Thorpe moves to adopt, which motion was passed by the following vote, to wit:-

Novo. Delegates Pauley, Burns & Rediger: Watson & Nettell.
Ayes. Delegates Thorpe, Cruppen, Doud & Mithmann.
Absent. Delegates Nason, Miller, Baker, Crout, Murtha,
 Muthmann & Eschov.

A Joint Resolution instructing the City Engineer to present a profile of National Avenue from 26th to 31st Streets was read and an motion of

Delegate Nuttall referred to a special Committee consisting of Delegates Burns, Rediger & Watson.

The report of the Police Judge for the month of April was presented and filed.

A communication from the Board of Education notifying the Council of the re-organization of the Board was read and filed.

The petition of R. C. Stockton to have certain streets and alleys in Vernon Park closed was read and referred to the Street Committee.

The Clerk presented two deeds for land to the City for street purposes and on motion of Delegate Crippen the Clerk was instructed to file the same for records.

An Ordinance to prevent minors under the age of 18 years of age playing Billiards or Pool was read and on motion of Delegate Rediger laid on the table.

On motion of Delegate Rediger the Clerk was instructed to re-advertise of proposals for grading Ivy Street, by the following vote to wit:-

Ayes - Delegates Thorpe: Crippen: Pauley: Burns: Rediger: Watson:
Doubt: Nuttall & Williams.

Noes - None.

Absent - Delegates Nason: Miller: Baker: Grant: Murtha:
Mertzmann & Escher.

On motion of Delegate Rediger the Clerk was instructed to have the list of Standing Committees printed.

Whereupon the Board adjourned until Monday, May 23rd, 1892, at 7:30 O'Clock P.M.

W. J. Ware

City Clerk

By Geo. D. Goodman

Deputy

A. A. Williams

Pres. Board Delegates

Adjourned Meeting

Council Chamber of the
Board of Delegates of the City of San
Diego, California, May 23^d, 1892.

An adjourned Meeting of the Board of Delegates was held at 7:30 O'Clock P.M.

In the absence of the President the Clerk called the Board to order.

Present - Delegates Thorpe: Pauley: Nason: Burns: Baker:
Crawt: Rediger: Murtha: Mertzmann: Watson:
Nutzell and Clerk Ware.

Absent - Delegates Crippen: Miller: Escher: Bond & Williams.

On motion of Delegate Nason, Delegate Rediger was elected Pres pro tem.

The minutes of regular meeting of May 2^d, and adjourned meeting of May 16th were read and approved.

President Williams now enters and takes the Chair.

A message from the Mayor transmitting a report from the City Attorney was read and filed.

Thereupon the report of the City Attorney as to the City's rights in the matter of the Contracts between the City and the Santa Fe Ry. Co. was read and on motion of Delegate Nason filed.

On motion of Delegate Burns, Delegate Miller leave of absence was extended 30 days.

Delegate Escher now enters and takes his seat in the Board.

This being the time and place for hearing objections to the report of the Commission appointed to assess benefits and damages by reason of the change of grade of District and no objections having been

made to said report:

The Clerk presented the affidavit of N. L. Vestal principal Clerk of the Publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice in the matter of changing the grade of D Street from 15th to 22^d Streets" being a notice that on the 22^d day of April 1892, a report and plat was filed in the office of the Clerk of the City of San Diego, California, by John Sherman, Ed. Dougherty and A. C. Yankin, Commissioners appointed by the Common Council of said City to assess benefits and damages incurred in changing the grade of D Street from 15th to 22^d Streets, was published on said newspaper for a period of ten days to wit: from the 28th day of April to the 8th day of May, 1892, both days inclusive.

Also, the affidavit of N. J. Ware Clerk of the City of San Diego, California, showing that he caused to be published in the San Diego Sun, a newspaper published ^{and circulated} in said city, from the 28th day of April 1892, to the 8th day of May 1892, both days inclusive, a "Notice in the matter of change the grade of D Street from 15th to 22^d Streets," being a notice that on the 22^d day of April 1892, a report and plat was filed in the office of the Clerk of said City, by John Sherman, Ed. Dougherty and A. C. Yankin, Commissioners appointed to assess benefits and damages incurred in changing the grade of D Street from 15th to 22^d Streets. Said affidavits were received and filed.

Thereupon said report of the Commissioners was read and on motion of Delegate Rediger approved and confirmed by the following vote, to wit: -

Ayes - Delegates Phelps; Pauley; Nason; Burns; Baker; Rediger; Watson; Nettell & Williams.

Noes - Delegates Prout; Morthmann & Escher.

Excused - Delegate Murtha.

Absent - Delegates Crippen; Miller & Daus.

Said report is as follows, to wit:

Report of the Commissioners appointed to assess damages and benefits on change of Grade on D Street City of San Diego.

Report.

To the Common Council of the City of San Diego:

We the undersigned Commissioners appointed by your Honorable Body respectfully submit the following report, to wit:

On the 4th day of January 1892, and on the 5th day of January 1892, a resolution of intention was passed by your Body of which the following is a copy:

Resolution of Intention

To change the grade of D Street from 15th to 22nd Streets. 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, to wit:

To change the grade of D Street from the east line of 15th Street to the east line of 22nd Street as follows, to wit:

At the southwest corner of D and 16th Streets from 50.0 to 56.0 feet; at the northwest corner thereof from 50.0 to 56.0 feet; at the southeast corner thereof from 50.0 to 56.0 feet; and at the northeast corner thereof from 50.0 to 56.0 feet.

At the southwest corner of D and 17th Streets from 53.0 to 64.0 feet; at the northwest corner thereof, from 53.0 to 64.0 feet; at the southeast corner thereof, from 54.0 to 65.0 feet; and at the northeast corner thereof, from 54.0 to 65.0 feet.

At the southwest corner of D and 20th Streets from 93.0 to 95.0 feet; at northwest corner thereof, from 93.0 to 96.0 feet; at the southeast corner thereof, from 95.0 to 96.0 feet; and at the northeast corner thereof, from 95.0 to 96.0 feet.

At the southwest corner of D and 21st Streets from 112.0 to 116.0 feet; at the northwest corner thereof from 112.0 to 116.0 feet; at the southeast corner thereof, from 114.0 to 117.0 feet; and at the northeast corner thereof from 114.0 to 117.0 feet.

At the southwest corner of D and 22nd Streets from 141.0 to 139.0 feet; at the northwest corner thereof, from 141.0 to 139.0 feet; at the southeast corner thereof, from 143.0 to 140.0 feet; and at the northeast corner thereof, from 143.0 to 140.0 feet.

And the grade of said D Street, between the points fixed hereby (from 15th to 22nd Streets) shall be of uniform ascent and descent as shown by the grade map made by the City Engineer and on file in his office; and that the damages cast and expenses of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:

Beginning at a point one hundred and fifty (150) feet south of the southeast corner of D' and Twenty-sixth (26) Street, thence running west or westerly, producing a line 150 feet from and parallel with the south line of D' Street, to a point on the east line of 15th Street; thence north on the east line of 15th Street to a point one hundred and fifty (150) feet north of the north line of D' Street; thence east or easterly, producing a line one hundred and fifty (150) feet from and parallel with the north line of D' Street, to a point on the west line of Twenty-sixth Street; thence south on the west line of 26th Street three hundred and eighty (380) feet to the point of beginning.

The 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 ten days, and the notice of the passage thereof, as often as said Newspaper is issued therein.

The Clerk of this City is hereby directed to publish and post this resolution in the manner prescribed by law.

Passed, approved and adopted by the Board of Delegates of the City of San Diego, Calif., this 4th day of January, 1892.

N. H. Williams,

President of the Board of Delegates.

Passed, approved and adopted by the Board of Aldermen of said City this 5th day of January, 1892.

E. Levi.

President of the Board of Aldermen.

Attest:

H. J. Ware,

Clerk of the City of San Diego.

That the said resolution of intention was by the direction of the City Council of the City of San Diego published in the San Diego Daily Sun it being the newspaper in which the official notices of the said City Council are usually printed and published, for a period of ten days, to wit: on the 7, 8, 9, 11, 12, 13, 14, 15, 16 and 18th days of January, 1892, said days being the regular days of the issue of newspaper.

That within five days after the first publication of said resolution of intention, to wit: on the 9th day of January, 1892, the Street Superintendent of the City of San Diego did cause to be conspicuously posted within the district designated in said resolution of

intention, notices of the passage of said resolution, which notices were the same in all requirements of contents and posting as notices of street work.

That thereafter, to wit: on the 21st day of January, and within 30 days after the date of the first publication of said resolution of intention, J. D. Murtha filed with the Clerk of the City Council, his verified petition, setting forth in said petition a copy of the notice of intention as hereinbefore set out and the fact of said petitioner's ownership, his post-office address, the description and situation of the property to be damaged, its value and estimated amount of damages, over and above all benefits which said property would sustain by the proposed change if completed and asking the appointment of Commissioners to assess and report to the Council the amount of damages and benefits that would be sustained by the property by reason of such change of grade, which petition is in words and figures, following, to wit:

To the Common Council of the City of San Diego,
Gentlemen.

I herewith protest against the Change of grade on D Street at 15th and 16th Streets as shown by accompanying Copy of Notice. I am the owner of the North 1/2 of Block A Culverwell's Addition, having a frontage of two hundred (200) feet on D Street. Said North 1/2 of Block A Culverwell's Addition being entirely within the district described in accompanying notice as liable for assessment in proportion for costs damages and expenses of making said improvement. Said North 1/2 of Block A Culverwell's Addition is bounded on the north by D Street, on the south by the south line of the district, on the west by fifteenth street and on the east by sixteenth street, all within the Pueblo or City of San Diego.

The present market value of above described property is five thousand five hundred (\$5500) Dollars. I estimate the amount of damages over and above all benefits that will be sustained by the above described property by reason of such change as three thousand (\$3000) Dollars. and ask Your Honorable Body to appoint Commissioners to assess and report to Your Honorable Body the amount of damages and benefits that will be sustained

by reason of such change.

A. D. Murtha,

Cor. 5th & Hth Street.

Sworn and subscribed to before me this 21st day of Jan'y A.D. 1892.

Nat. Kennedy;

~~Deputy~~
Deputy

Notary Public.

That immediately after the filing of said petition the said City Council fixed upon a time and place for the hearing on said petition and caused a notice of the time and place of hearing thereon to be deposited in the post-office at the City of San Diego, postage prepaid thereon, addressed to the said petitioner, A. D. Murtha at San Diego, his post-office address. That said notice was so deposited in said post-office more than five days prior to the date for the hearing on said petition and more than 30 days after the date of the first publication of said notice of intention. That said notice of the hearing on said petition contained in addition to the time and place of hearing, notice to said petitioner that the City Council would, at such time and place take testimony and hear such witnesses as he might produce in support of his petition.

That at the time fixed for the hearing on said petition to wit, on the 15th day of February, 1892, the said petitioner appeared before the Committee of said City Council and introduced evidence in support of said claim presented by said petitioner.

That said Committee before whom said testimony was heard thereon reported the testimony to said City Council and it satisfactorily appearing to said Council from the testimony and proofs offered in support of the said petition by its judgment therein decided that said petition presented a proper case for the payment of damages. That thereafter, to wit: on the 8th day of March 1892, the said City Council passed the following joint resolution, to wit:

Joint Resolution No. 139.

Be it Resolved by the Common Council of the City of San Diego, as follows.

That John Sherman, Ed. Dougherty and A. C. Youngkin be and they are hereby appointed Commissioners to assess benefits and damages and to have general supervision

of all the work pertaining to the Changing of the grade of D Street, in the City of San Diego, California as the same is particularly described in the Resolution of Intention to change the grade of said Street on file in the office of the Clerk of said City. That the compensation of said Commissioners hereby appointed shall be fixed by the Common Council not to exceed \$100. per month during the time said Commissioners shall be actually engaged in such work. That said Commissioners shall, before entering on said work qualify and file such bond as is by law required.

That immediately after receiving notice of their said appointment, the undersigned duly qualified as such Commissioners and ever since have acted as such. That after such qualification they, together with a Committee of the said City Council on the 26th day of March, 1892, proceeded to view the lands described in said resolution of intention and examined all property affected by by said proposed change of grade within the described district. That after viewing the said premises the Commissioners examined witnesses and proofs offered, and after considering the same they proceeded to determine the value and amount of damages and benefits to the property affected, and also the amount of the expenses incident to said change of grade and assessed the same upon the district of lands declared benefitted, the exterior boundaries of which were fixed by said resolution of intention.

The expenses incurred by the undersigned Commissioners in said work are as follows

	Kansas Livestock Stable teams	6.00
Yountin	1 Record Book	.50
shaw	1 Map by City Engineer	5.00
sun	Publishing Resolution of Intention	2.10
sun	Notice of Street Work	1.30
	Pasting same ³⁰ / ₁₀₀ Proct ⁷⁵	3.75
	Totals	\$18.65

The Commissioners are entitled to the following amounts for services, to wit:

John Sherman	9 days at \$4.00 per day	36.00
Ed Dougherty		

10 days at \$4⁰⁰ per day 40.00
 A. C. Yauskin
 12 days at \$4⁰⁰ per day 48.00

Total 124.00

Total Expenses 142.65

The Commissioners found and hereby assess the damages over and above all benefits which may or will accrue by the proposed change of grade on D Street, to the North Half of Block four (4) Culverwell's Addition to San Diego, owned by A. D. Murtha, at the sum of Five Hundred Dollars, and we hereby award to the said A. D. Murtha as damages the said sum of \$500.⁰⁰.

Recapitulation

Damages - A. D. Murtha 500.

Expenses 18.65

Commissioners Services 124.

Total Cost 642.65

The amount of damages, costs, expenses and Commissioners fees which we assess, and do hereby assess against the several pieces lots and parcels of land benefitted over and above all damages which may or will accrue by reason of said proposed Change of Grade on "D" Street, are as follows:

Assessment Number	Lot	Block	Addition	Owners Name	Amount of assessment etc
1	1	1	Culverwell	Unknown	9 30
2	2	1	Culverwell	Unknown	5 60
3	3	1	Culverwell	Unknown	3 70
4	10	1	Culverwell	Unknown	1 85
5	11	1	Culverwell	Unknown	2 25
6	12	1	Culverwell	Unknown	4 90
7	1	2	Culverwell	Unknown	4 00
8	2	2	Culverwell	Unknown	2 10
9	3	2	Culverwell	Unknown	1 15
10	10	2	Culverwell	Unknown	1 70
11	11	2	Culverwell	Unknown	3 30
12	12	2	Culverwell	Unknown	5 80
13	4	17	Gardner's	Unknown	1 40
14	5	17	Gardner's	Unknown	2 60
15	6	17	Gardner's	Unknown	5 00
				Amount forward	54 65

Assessment Number	Lat	Block	Addition	Owner Name	Amount of Assessment	cts
				Amt forward	54	65
16	33 1/2 feet off South Side 7	17	Gardner's	Unknown	3	00
17	16 2/3 feet off North Side 7	17	Gardner's	Unknown	1	00
18	16 2/3 feet off South Side 8	17	Gardner's	Unknown		85
19	33 1/2 feet off North Side 8	17	Gardner's	Unknown	1	25
20	37 1/2 feet off South Side 9	17	Gardner's	Unknown		80
21	17 1/2 feet off North Side 9	17	Gardner's	Unknown		35
22	10	31	Raggarts	Unknown		95
23	11	31	Raggarts	Unknown	1	40
24	12	31	Raggarts	Unknown	2	30
25	4	30	Raggarts	Unknown	2	15
26	5	30	Raggarts	Unknown	3	25
27	6	30	Raggarts	Unknown	5	40
28	10	30	Raggarts	Unknown	1	80
29	11	30	Raggarts	Unknown	2	50
30	12	30	Raggarts	Unknown	4	40
31	4	29	Raggarts	Unknown	2	75
32	6 1/2 x 6 1/2	29	Raggarts	Unknown	4	00
				Amt forward	92	80
				Amt forward	92	80
33	N 1/2 S 1/2 E 6	29	Raggarts	Unknown	6	75
34	10	29	Raggarts	Unknown	2	75
35	11	29	Raggarts	Unknown	4	00
36	12	29	Raggarts	Unknown	6	75
37	4	28	Raggarts	Unknown	2	75
38	5	28	Raggarts	Unknown	4	00
39	6	28	Raggarts	Unknown	6	75
40	10	28	Raggarts	Unknown	2	75
41	11	28	Raggarts	Unknown	4	00
42	12	28	Raggarts	Unknown	6	75
43	4	20	Raggarts	Unknown	3	60
44	5	20	Raggarts	Unknown	5	40
45	6	20	Raggarts	Unknown	9	00
46	1	E	Utts	Unknown	10	80
47	2	E	Utts	Unknown	6	50
48	3	E	Utts	Unknown	4	30
				Amt forward	179	65

Assessment Number	Lot	Block	Addition	Owners Name	Amount of assessment \$ cts
				Amt forwds	179 65
49	1	42	Utl's	Unknown	11 70
50	2	42	Utl's	Unknown	7 00
51	3	42	Utl's	Unknown	4 70
52	7	42	Utl's	Unknown	7 20
53	8	42	Utl's	Unknown	4 30
54	9	42	Utl's	Unknown	7 90
55	1	43	Utl's	Unknown	4 35
56	2	43	Utl's	Unknown	2 60
57	3	43	Utl's	Unknown	1 75
58	7	43	Utl's	Unknown	4 35
59	8	43	Utl's	Unknown	2 60
60	9	43	Utl's	Unknown	1 75
61	1	44	Utl's	Unknown	6 75
62	2	44	Utl's	Unknown	4 00
63	3	44	Utl's	Unknown	2 75
64	7	44	Utl's	Unknown	6 75
				Amt forwds	255 10
				Amt forwds	255 10
65	8	44	Utl's	Unknown	4 00
66	9	44	Utl's	Unknown	2 75
67	1	45	Utl's	Unknown	6 75
68	2	45	Utl's	Unknown	4 00
69	3	45	Utl's	Unknown	2 75
70	7	45	Utl's	Unknown	6 75
71	8	45	Utl's	Unknown	4 00
72	9	45	Utl's	Unknown	2 75
73	1	5	Brub and Chase	Unknown	5 70
74	2	5	Brub and Chase	Unknown	3 40
75	3	5	Brub and Chase	Unknown	3 40
76	4	5	Brub and Chase	Unknown	3 40
77	5	5	Brub and Chase	Unknown	3 40
78	6	5	Brub and Chase	Unknown	3 40
79	7	5	Brub and Chase	Unknown	3 40
80	8	5	Brub and Chase	Unknown	3 40
				Amt forwds	318 35
				Amt forwds	318 35
81	9	5	Brub and Chase	Unknown	3 40

Assessment Number	Lot	Block	Addition	Owners Name	Amount of Assessment \$	Cts
87	10	5	Brud and Chase	Unknown	3	40
88	11	5	Brud and Chase	Unknown	3	40
89	12	5	Brud and Chase	Unknown	3	40
85	13	5	Brud and Chase	Unknown	3	40
86	14	5	Brud and Chase	Unknown	3	40
87	15	5	Brud and Chase	Unknown	3	40
88	16	5	Brud and Chase	Unknown	3	40
89	17	5	Brud and Chase	Unknown	3	40
90	18	5	Brud and Chase	Unknown	3	40
91	19	5	Brud and Chase	Unknown	3	40
92	20	5	Brud and Chase	Unknown	3	40
93	21	5	Brud and Chase	Unknown	3	40
94	22	5	Brud and Chase	Unknown	3	40
95	23	5	Brud and Chase	Unknown	3	40
96	24	5	Brud and Chase	Unknown	3	70
Amtporod					375	05
Amtporod					375	05
97	1	26	Brud and Chase	Unknown	5	70
98	2	26	Brud and Chase	Unknown	3	40
99	3	26	Brud and Chase	Unknown	3	40
100	4	26	Brud and Chase	Unknown	3	40
101	5	26	Brud and Chase	Unknown	3	40
102	6	26	Brud and Chase	Unknown	3	40
103	7	26	Brud and Chase	Unknown	3	40
104	8	26	Brud and Chase	Unknown	3	40
105	9	26	Brud and Chase	Unknown	3	40
106	10	26	Brud and Chase	Unknown	3	40
107	11	26	Brud and Chase	Unknown	3	40
108	12	26	Brud and Chase	Unknown	3	40
109	13	26	Brud and Chase	Unknown	3	40
110	14	26	Brud and Chase	Unknown	3	40
111	15	26	Brud and Chase	Unknown	3	40
112	16	26	Brud and Chase	Unknown	4	50
Amtporod					432	85
Amtporod					432	85
113	19	26	Brud and Chase	Unknown	8	00
114	20	26	Brud and Chase	Unknown	3	00
115	21	26	Brud and Chase	Unknown	1	50
116	22	26	Brud and Chase	Unknown	1	25
117	23	26	Brud and Chase	Unknown	1	25

Assessment Number	Lot	Block	Addition	Owner's Name	Amount of assessment	cts
118	24	26	Bred and Chase	Unknown	1	00
119	25	27	N. M. Higgins	Unknown	1	00
120	26	27	N. M. Higgins	Unknown	1	25
121	27	27	N. M. Higgins	Unknown	1	25
122	28	27	N. M. Higgins	Unknown	1	50
123	29	27	N. M. Higgins	Unknown	3	00
124	30	27	N. M. Higgins	Unknown	8	00
125	33	27	N. M. Higgins	Unknown	4	50
126	34	27	N. M. Higgins	Unknown	3	40
127	35	27	N. M. Higgins	Unknown	3	40
Amfords					47	615
Amfords					47	615
128	36	27	N. M. Higgins	Unknown	3	40
129	37	27	N. M. Higgins	Unknown	3	40
130	38	27	N. M. Higgins	Unknown	3	40
131	39	27	N. M. Higgins	Unknown	3	40
132	40	27	N. M. Higgins	Unknown	3	40
133	41	27	N. M. Higgins	Unknown	3	40
134	42	27	N. M. Higgins	Unknown	3	40
135	43	27	N. M. Higgins	Unknown	3	40
136	44	27	N. M. Higgins	Unknown	3	40
137	45	27	N. M. Higgins	Unknown	3	40
138	46	27	N. M. Higgins	Unknown	3	40
139	47	27	N. M. Higgins	Unknown	3	40
140	48	27	N. M. Higgins	Unknown	5	70
Amfords					522	65
Description of Property Amfords					522	65
141	Commencing on the north line of D Street at a point 80 feet east of the southeast corner of Block 18 of Hardner's Addition to San Diego, thence east on the north line of D Street 480 feet; thence north on the west line of 19th Street 150 feet; thence west parallel with D Street 150 feet to the place of beginning			Unknown	30	00
142	Commencing at the southeast corner of Block D in Raggert's Addition to San Diego; thence east on the north line of D Street 660 feet to the west line of 25th Street 150 feet; thence west parallel with D Street 660 feet to the east line of Block of Raggert's Addition; thence south on the said east line 150 feet to the place of beginning			Unknown	90	00
Totals					642	65

The following pieces and parcels of land embraced in the district, the exterior boundaries of which were fixed by said resolution of intention to change the grade of District are found by us to be equally damaged and benefitted, in other words, benefits and damages to said pieces and parcels are equal, and therefore no assessment made as against them, or either of them, to wit:-

Number of Assessment	Lot	Block	Addition	Owners Name
143	4	18	Gardner's	Unknown
144	5	18	Gardner's	Unknown
145	6	18	Gardner's	Unknown
146	7	18	Gardner's	Unknown
147	8	18	Gardner's	Unknown
148	9	18	Gardner's	Unknown
149	1	3	Culverwells	Unknown
150	2	3	Culverwells	Unknown
151	3	3	Culverwells	Unknown
152	10	3	Culverwells	Unknown
153	11	3	Culverwells	Unknown
154	12	3	Culverwells	Unknown
155	4	31	Naggart's	Unknown
156	5	31	Naggart's	Unknown
157	6	31	Naggart's	Unknown

The following explanations are made of the foregoing assessment to wit:-

"Assessment Number" refers to the Assessment Number upon the accompanying plat which plat is hereto attached and made a part of this report.

"Lot", "Block" and "Addition" are locations of the property in the City of San Diego, California. "Owners Name" is the owner of the property and "Amount" is the amount of assessment in dollars and cents of the assessment against the property described.

John Sherman.
E. Daugherty.
A. C. Yountkin.

State of California }
County of San Diego }

John Sherman, Ed Daugherty and A. C. Yountkin being duly sworn, each for himself say: That he has read the foregoing report

and knows the contents thereof and that the same is true.

John Sherman.
E. Daugherty.
A. C. Yacumkin.

Subscribed, and sworn to before me this
21 day of April, 1892.

Seal

A. N. Sweet.

Notary Public.

In and for San Diego Co. California

This report of the Park Committee to whom was referred the request of the Board of Public Works to have the salary of the Supt of Parks increased, to \$60.00 per month, was read and on motion of Delegate Baker adopted, and is as follows, to wit:-

To the Board of Delegates.

City of San Diego.

Gentlemen:-

Your Committee on Streets, Highways and Parks to whom was referred the Communication of the Board of Public Works, requesting that the salary of the Superintendent of Parks be fixed at \$60.00 per month, recommends that said request be granted, and that the salary of the Supt. of Parks be fixed at \$60.00 per month.

Respectfully Submitted,

Chas. N. Pauley.

Arthur H. Mason.

} Committee on
} Sts, Highways
} & Parks

Dated San Diego May 23^d, 1892.

The report of the Special Committee to whom was referred the matter of changing the grade of National Avenue was read and on motion of Delegate Mason adopted, and is as follows, to wit:-

San Diego, May 23^d, 1892

To the Board of Delegates.

Yours Special Committee,

to whom was referred the matter of changing the grade of National Avenue, recommends that no action be taken in the matter, as the track is already laid to the present grade and is satisfactory to all parties.

J. W. Burns.
Geo. B. Watson.
Paul A. Knicker.

The following Concurrent Resolution determining to grant a franchise for an additional Street Railway track along and over Arctic Street, from Nth to Dth Streets, was read and an motion of Delegate Nettell adopted, by the following vote, to wit:-
Ayes- Delegates Thorpe: Paul: Mason: Burns: Baker: Grant: Knicker: Murtha: Montgomery: Escher: Watson: Nettell & Williams.

Noes- None.

Absent- Delegates Crupper: Miller & Doud.

Said resolution as adopted is as follows, to wit:-

Concurrent Resolution No 30.

Be it resolved, by the Common Council of the City of San Diego, California, that the San Diego Electric Railway Company, has filed a petition and application, a copy of which is hereto attached and made a part hereof, marked Exhibit A. That the said Common Council hereby determines that a franchise for an additional street railway track should be granted along and upon the route described in said petition and application, to wit:-

On and along Arctic Street from the center of Nth Street to the center of Dth Street, in the City of San Diego, California.

And the said Common Council offers to grant the said franchise to the person, company, or corporation who will pay the highest sum for the said franchise and comply with the terms thereof. The Common Council has the right to reject any and all bids, and may refuse to grant a franchise for any part of said route.

Qualified bids are invited and will be received for said franchise, at the City Clerk's office in the City Hall, up to the hour of five o'clock, P. M. on the 6th day of June, 1892. All bids offered shall be accompanied by a check, certified by a responsible bank, payable to the order of the City Clerk for an amount

not less than five percent of the aggregate of the proposals.
The successful bidder shall pay all costs of advertising.
"Exhibit A."

To the Honorable, the Common Council of the City of San Diego, California.

The San Diego Electric Railway Company, a corporation, petitions the Common Council of the City of San Diego, California, for authority to construct and maintain and operate for the period of twenty-five years, in junction with the railway track already constructed, an additional street railway track along and upon the following named streets in the City of San Diego, California, to wit:

On and along Arctic Street from the Center of "H" Street to the center of "D" Street.

Upon the following conditions and limitations, viz:

II.

That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appliances, horses or mules may be used to propel cars thereon during the time necessary to repair such machinery or appliances.

III.

That the grantee or its assigns shall plan, pave, or macadamize, as the said Council may direct, the entire length of that portion of said Street used by said railway tracks, between the rails and for two feet on each side thereof, and between the tracks; and keep the same constantly in repair, flush with the street and with good crossings.

IV.

That the track shall be four feet eight and one half inches within the rails; and shall have a space between them, and between side tracks, turn outs and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

V.

That work on the construction of said railway shall commence within two days after the granting of the franchise therefor; and the same shall be wholly completed within sixty days thereafter; and electric cars shall be in operation thereon within ninety days thereafter.

V.

That the right to grade, sewer, pave, macadamize or otherwise improve or alter the said street, shall be reserved to the City of San Diego; such work to be done so as to obstruct the said railway as little as possible. The grantee or its assigns shall shift and reshift its rails so as to avoid the obstruction created thereby.

VI.

That the laying of said tracks, and all side tracks, turnouts, switches or crossovers, shall conform in all cases with the grades of said streets which have been graded, and in all other cases as near to the natural grade of such street as practicable. And when at any time any part of said route shall be graded, or the grade thereof altered or changed by the said Common Council, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee or its assigns. The said tracks shall be so constructed and laid that each track on said Arctic street shall be of equal distance from the curb lines of said street.

VII.

No switch shall be constructed or maintained within fifty feet of any cross street, and the location of such switches and of all turnouts shall be changed at the expense of the grantee or its assigns whenever so ordered by said Common Council.

VIII.

That the City Engineer, shall under the direction of the Common Council, give the established grades of the streets along the line of construction of said railway, and set stakes indicating the said grade; he shall see that said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required he shall receive such fees as are provided therefor, and the same shall be paid by the grantee or its assigns.

IX.

That the failure to comply with any of the conditions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

X.

That the right to repeal, amend or modify the ordinance granting the franchise shall be

reserved to the said Common Council.

San Diego Electric Railway Company,
By Gibson & Pitner,
its attorneys.

Dated, May 16th, 1892.

A Joint Resolution instructing the City Attorney to bring suit against the California Southern Railroad Company to recover the lands donated to said railroad. Was read and on motion of Delegate Nason adopted by the following vote, to wit:-

Ayes - Delegates Phoebe: Guly: Nason: Burns: Baker: Prout:
Rediger: Murdock: Morfmann: Escher: Watson:
Metzger & Williams.

Noes - None.

Absent - Delegates Crippen: Miller & Sand.

Said resolution as adopted is as follows, to wit:

Joint Resolution No 156.

Whereas, the Executive Committee of the Citizens Committee of One Hundred has, by unanimous vote, requested the Mayor and Common Council to at once institute proceedings in the Courts, for the recovery and re-conveyance of all lands donated by the City of San Diego to the California Southern Railroad Company, because of the refusal of said Company to comply with its contract to maintain its offices and machine shops upon the Bay of San Diego, and its refusal to operate its road between San Diego and San Bernardino over the direct route as agreed upon and built by said Railroad Company.

Therefore,

Be it resolved by the Common Council of the City of San Diego, be, and he is hereby instructed to bring the necessary action or actions at law to recover the lands aforesaid; and that the Mayor of the City is hereby authorized and directed to sign and verify, or sign, or verify, on behalf of the City, all and any necessary complaint, and papers in the conduct of such actions; further that the Auditing Committee of this City, be, and it is hereby empowered, to make the necessary expenditures in the management of, and for the collection of evidence in said actions.

The petition of Niram Melbury for the return of \$53.50 paid the City on account of double assessment of Lot 9, Block 68, Norton's Addition was presented and referred to the Finance Committee.

The petition of residents of Pacific Beach for the abatement of a nuisance at the Daughton House of C. D. Hardy was read. Whereupon the following Joint Resolution was read and on motion of Delegate Thorpe adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Pauley: Nease: Burns: Baker: Crout:
 Rediger: Murtha: Morkmann: Escher:
 Watson: Natzell & Williams.

Noes-None.

Absent-Delegates Crippen: Miller & Daus.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 157.

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

That the Health Officer of said City is hereby authorized to take such legal proceedings as may be necessary to abate the nuisance now existing near the Daughton House of C. D. Hardy on the Pacific Beach Water Line within the corporate limits of said City. Said nuisance consists of a drainage of blood from said Daughton House which makes a foul smelling pool, offensive to the health and comfort of all the inhabitants in that vicinity.

The statement of the Auditor for the month of April was presented and placed on file.

On motion of Delegate Crout the City Attorney was instructed to present a Resolution of Intention to grade "D" Street.

On motion of Delegate Thorpe the Ordinance to prevent minors under the age of 18 years from visiting places where Billiards & Pool are played was taken from the table, and on motion of Delegate Pauley referred to the Health & Morals Committee.

Delegate Rediger presented the following resolution and the same was on motion adopted.

Resolved,

That all matters which have been referred to the old Standing Committee of this Board, and which have not been reported upon, are hereby referred to the new Standing Committee.

Delegate Harpe moves that permission be given City officials to close their offices, Thursday May 26th for the purpose of attending the Graceland Picnic. Said motion was lost by the following vote, to wit:

Noes. Delegates Pauly: Nason: Baker: Prout: Rediger: Murtha: Mergemann: Escher & Watson.

Ayes. Delegates Harpe: Burns: Nettell & Williams.

Absent. Delegates Crippen: Miller & Doud.

Whereupon the Board adjourned until Monday, June 6th, 1892, at 7:30 o'clock P. M.

H. J. Nare

City Clerk

By Geo. D. Goldman

Deputy

A. H. Williams

Trust. Board Delegates

Regular Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, June 6th, 1892.

The regular meeting of the Board of Delegates was held
at 7:30 o'clock P.M. this day, with President Williams presiding.
Present - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Basford:
Crout: Murtha: Mertzmann: Watson: Williams
and Clerk Wake.

Absent - Delegates Miller: Rediger: Eschov: Doud & Nettell.

The minutes of an adjourned meeting held May 23^d,
were read and approved.

Delegate Rediger now enters and takes his seat in
the Board.

A message from the Mayor transmitting the
report of the Board of Water Commissioners for the
Month of May was read and filed: Thereupon the said
report of the Board of Water Commissioners was
read and filed.

A communication from the City Auditor recom-
mended by the Mayor for authority to appoint a
Deputy in his Office for one month, without com-
pensation, was read, and, on motion of Delegate
Pauly, granted.

Delegate Doud now enters and takes his seat in
the Board.

The report of the Joint Street Committee, recommend-
ing June 13th & 14th be set for the hearing of the objections
of the California Southern Railway Company to the
opening of Bay Avenue, 27th, 28th & 29th Streets, across
the Right of Way of said Railway Co., was read, and on
motion Delegate Crout adopted, and is as follows, to wit:-
To the Common Council,
City of San Diego.

Gentlemen:

The Joint Street Committee recommends that the Board of Delegates adjourn until Monday, June 13th, and the Board of Aldermen until June 14th, for the purpose of hearing the objections of the Southern California Railway Company to the opening of Bay Ave., 27th, 28th and 29th Streets, and that the Clerk be instructed to notify the Attorney of said Railroad Company of such hearing.

Respectfully Submitted.

A. G. Gassen.

H. P. Whitney.

C. W. Pauley.

H. W. Nettell.

Dated June 2th, 1892.

The report of the Joint Street Committee in the matter of opening 15th Street was read and on motion of Delegate Nelson adopted and is as follows, to wit:-
To the Common Council.

City of San Diego.

Gentlemen:

The Joint Street Committee recommends that the proceedings in the matter of opening 15th Street be abandoned, and instead of opening said 15th Street, recommends that Milton Avenue be opened from the south line of Sherman's and Horton's Additions, through Block 72 of Sherman's, and 168 of Horton's; and that the cost of making said improvement be assessed upon a district 140 feet on each side of Milton Ave. extending from 26th Street in Reed & Nettell's Addition to the south line of Sherman's Addition.

Respectfully Submitted.

A. G. Gassen.

H. P. Whitney.

C. W. Pauley.

H. W. Nettell.

The report of the Joint Water Committee & Water Commissioners to whom was referred the petition for a water pipe to be laid in "M" Street was read and adopted, and is as follows, to wit:-

To the Common Council.

City of San Diego.

Gentlemen:

The Joint Water Committee & Water Commissioners recommend that the petition of residents in Block 77 Cleaman & Choate Addition for a water pipe to be laid in "M" Street from 29th to 30th Street, be granted, and that the accompanying Joint Resolution be adopted.

Respectfully Submitted,

H. R. Christian

C. C. Braudt.

J. C. Fisher.

C. W. Pauley.

Fred Baker.

E. N. Elliott.

A. M. Shaw

Joint Water
Committee

Water

Commissioners.

The report of the Health & Morals Committee to whom was referred an Ordinance prohibiting minors from visiting places where Billiards and Pool are played was read and on motion of Delegate Pratt adopted and is as follows, to wit:

To the Board of Delegates.

Gentlemen:

Your Committee to whom was referred the Ordinance prohibiting minors from frequenting places where Billiards & Pool is played, would recommend the passage of same, with the following amendments, that it read under the age of 16 years instead of 18 years and that the penalty be in the sum of not less than twenty five dollars instead of fifty dollars.

Respy

E. C. Thorpe.

B. A. Witzmann.

Fred Baker.

The report of the Special Committee to whom was referred the Resolution instructing the City Attorney to present an Ordinance requiring Saloons to close on Sunday was read and Delegate Baker moves to adopt. Delegate Thorpe moves to amend to include places where Billiards and Pool are played. Delegate Pediger moves to amend the

amendment to include places where Base ball is played, which motion is lost by the following vote, to wit:

Ayes - Delegates Thorpe: Crippen: Pauly: Burns: Baker: Grant:
Murtha: Mertzmann: Natson: David & Williams.

Ayes - Delegates Nason & Rediger.

Absent - Delegates Miller: Escher & Nettell.

Whereupon the amendment offered by Delegate Thorpe was adopted by the following vote, to wit:

Ayes - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Mertzmann: Natson & Williams.

Noes - Delegates Grant: Rediger: Murtha & David.

Absent - Delegates Miller: Escher & Nettell.

Whereupon said report as amended was adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Nason: Baker: Mertzmann:
Natson & Williams.

Noes - Delegates Pauly: Burns: Grant: Rediger: Murtha & David.

Absent - Delegates Miller: Escher & Nettell.

Said report as adopted is as follows, to wit:-

To the Board of Delegates,
City of San Diego.

Gentlemen:

Your Committee to whom was referred the Resolution instructing the City Attorney to present an Ordinance closing Saloons and all places where Billiards & Pool is played, on Sundays respectfully recommend the adaption of the resolution, and, that the City Attorney be so instructed to present such an Ordinance.

Respectfully Submitted,
Arthur S. Nason,
George N. Crippen,
J. A. Escher.

A Communication from the City Engineer regarding the amount of Cut and fill on C Street according to the present established grade of said street was read and filed.

The petition of residents to have a water pipe laid in Sargeant Ave from 28th to 30th Street was read and referred to the Joint Water Committee and Water Commissioners.

The petition of property owners to have "C" Street graded, and the report of the Joint Street Committee, recommending the same was read, and on motion of Delegate Mason adopted. Said report is as follows, to wit:
 To the Common Councils

City of San Diego.

Gentlemen:

The Joint Street Committee recommend that "C" Street be graded, curbed and guttered, from the east line of 6th Street to the east line of Culverwell & Haggart's add. and that the City atty be instructed to present a Resolution of Intention in conformity with this report.

Respectfully Submitted,
 A. H. Gassen.
 N. P. Whitney.
 C. W. Pauley.
 W. W. Nuttall.

A Communication from the Board of Fire Commissioners recommending that the City pay the Call Tax of four men doing volunteer fire duty with the Hart Ross & Laddis Co. was read, and on motion of Delegate Crout, said recommendation was adopted.

The petition of Geo. R. Schmidt and B. J. Frederick for permission to rebuild a Blacksmith shop on "H" Street, between 6th & 7th Streets was presented and read. Delegate Rediger moves to grant said petition; Delegate Muthmann moves to refer said petition to the Committee on Fire, which motion was lost by the following vote, to wit:
Noes - Delegates Pauley; Mason; Burns; Baker; Rediger; Murtha; and Dand.

Ayes - Delegates Thorpe; Crippen; Crout; Muthmann; Watson and Williams.

Absent - Delegates Miller; Escher & Nuttall.

Whereupon said petition was denied by the following vote, to wit:
Noes - Delegates Crippen; Pauley; Mason; Burns; Crout; Rediger; Murtha; Muthmann & Dand.

Ayes - Delegates Thorpe; Baker; Watson & Williams.

Absent - Delegates Miller; Escher & Nuttall.

A Joint Resolution granting E. Bartlett permission to grade a portion of "I" Street was read and on motion of Delegate Mertzmann adopted by the following vote, to wit:-
Ayes. Delegates Thorpe: Criffen: Pauly: Nason: Burns: Baker:
 Grant: Rediger: Murtha: Mertzmann: Watson:
 David & Williams.

Noes. None.

Absent. Delegates Miller: Escher & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 158.

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

That permission be and is hereby granted to E. Bartlett to grade that portion of the northerly side of "I" Street, from the west line of 25th Street to a point 200 feet west of said west line of 25th Street and to the center line thereof, also the north one half of the intersection of "I" and 25th Streets, and to the established grade thereof.

A Joint Resolution requiring the San Diego Water Company to lay a four inch water pipe in "M" Street, from 30th to 29th Street, was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes. Delegates Thorpe: Criffen: Pauly: Nason: Burns: Baker:
 Grant: Rediger: Murtha: Mertzmann: Watson:
 David & Williams.

Noes. None.

Absent. Delegates Miller: Escher & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 159.

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

That the San Diego Water Company be, and it is hereby authorized and required to lay a four inch water pipe in "M" Street, from the 30th Street main west to 29th Street.

Said pipe to be put in under the terms and conditions contained in a certain sublease made with Bryant Howard et al. and the City of San Diego, under and by virtue of "Joint Resolution No 56" of the Common Council of said City.

The Clerk presented the affidavit of N. L. Vestal principal Clerk of the publishers of the Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that the "Resolution of Intention to change the grade of 'N' Street from 4th to Atlantic Street," was published in said newspaper daily for the period of ten days, to wit: from the 16th day of April, 1892, to the 27th day of April, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of Amos Pettingell, Street Superintendent of the City of San Diego, California, showing that he caused to be conspicuously posted along the line of 'N' Street, in said City, from the west line of 4th Street to the west line of Atlantic Street at not more than one hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Street Work," being notices of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to change the grade of 'N' Street from 4th to Atlantic Street; and that he caused a notice, similar in substance, to be published for ten days in the Daily Sun. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. L. Vestal principal Clerk of the publishers of the Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Street Work" (being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to change the grade of 'N' Street from 4th to Atlantic Street) was published in said newspaper for the period of ten days, to wit: from the 20th day of April, 1892, to the 29th day of April, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk presented the affidavit of N. L. Vestal principal Clerk of the publishers of the Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that the "Resolution No 2 Ordering the Work of grading Ivy Street from east line of Brant Street

to the west line of 3^d Street," was published in daily in said Newspaper for the period of two days, to wit: on the 27th & 28th days of June, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware Clerk of the City of San Diego, California, showing that he did on the 27th day of April, 1892, at the Chambers of the Common Council of said City, fast conspicuously in the following places, to wit: On the Door of the Hall of the Board of Aldermen, and on the Door of Hall of the Board of Delegates. Copies of "Resolution No. 2, Ordering the Work" (Exhibit A) of grading Dry Street from east line of Brent Street to west line of 3^d Street," together with a copy of the Specifications as contained in Ordinance No. 53 (Exhibit B) of the Common Council of said City of San Diego, California (Resolution and Specifications thereto attached) and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. L. Vestal Principal Clerk of the publishers of the Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice Inviting Street Work Proposals," being a notice inviting proposals for the following street work, to wit: "That Dry Street in said City, from the east line of Brent Street to the west line of 3rd Street and the sidewalks thereof, and the entire crossings of said Dry Street, with the streets intersecting the same, between said east line of Brent Street and the west line of 3rd Street, except the intersection of said Dry Street with 1st Street, be graded to the official grade, as established by ordinances No. 209 and 250," was published in said Newspaper for a period of two days, to wit: on the 27th & 28th days of May, 1892, both days inclusive. Said affidavit was received and filed.

The Clerk also presented the affidavit of N. J. Ware, Clerk of the City of San Diego, State of California, showing that he did on the 27th day of May, 1892, at the Chambers of the Common Council of said City, fast conspicuously in the following places, to wit: On the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates. Copies of "Notice

Inviting Street Work Proposals" (Exhibit A") of grading Dry Street from Brant Street to 3^d Street, together with a copy of the specifications as contained in Ordinance No 53, (Exhibit B") of the Common Council of the City of San Diego, California. (Notice and specifications thereto attached), and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

The Clerk presented the affidavit of N. L. Vestal principal clerk of the publishers of the Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that, "Resolution No 2 Ordering the Work of grading Dry Street from the east line of 4th Street to west line of City Park", was published in said newspaper for the period of two days, to wit: On the 26th & 27th days of May, 1892, both days inclusive, said affidavit was received and filed.

Also, the affidavit of N. J. Ware, Clerk of the City of San Diego, California, showing that he did, on the 26th day of May, 1892, at the Chambers of the Common Council of said City, post conspicuously in the following places, to wit: On the door of the Hall of the Board of Aldermen, and on the door of the Hall of the Board of Delegates, copies of "Resolution No 2 Ordering the Work" (Exhibit A") of grading Dry Street from the east line of 4th Street to west line of City Park, together with a copy of the specifications as contained in Ordinance No 53, (Exhibit B") of the Common Council of the City of San Diego, California (Resolution and specification thereto attached), and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was received and filed.

Also, the affidavit of N. L. Vestal principal Clerk of the publishers of the San Diego Daily Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that, a "Notice Inviting Street Work Proposals", for the following Street Work, to wit: "That Dry Street in said City, from the east line of 4th Street to the west line of City Park and the sidewalks thereof, and the entire crossings of said Dry Street, with the streets intersecting the same, be graded to the official grade, as established by ordinance Nos. 158 and 209," was published in said newspaper for a period of two days, to wit on the 26th and 27th days of May, 1892. Said affidavit

was received and filed.

Also, the affidavit of N. J. Marx, Clerk of the City of San Diego, California, showing that he did on the 26th day of May, 1892, at the Chambers of the Common Council of said City, post conspicuously in the following places, to wit: On the Door of the Hall of the Board of Aldermen, and on the Door of the Hall of the Board of Delegates, copies of the "Notice Inviting Street Work Proposals" for grading Dry Street, 4th Street to City Park (Exhibit A), together with a copy of the Specifications as contained in Ordinance No 53 (Exhibit B) of the Common Council of the City of San Diego. (Notice and specifications thereto attached) and that the same remained so posted for a period of five days immediately thereafter. Said affidavit was rec'd and filed.

Delegate Escher now enters and takes his seat in the Board.

The Clerk informed the Board that in reply to the advertisement inviting sealed proposals for a Electric Street Railway track on Arctic, that he had received but one bid, to wit the bid of the San Diego Electric Railway Company. Said bid was read and an motion of Delegate Grant accepted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Nasson: Burns: Baker: Grant: Rediger: Martha: Mertzmann: Escher: Watson: Dand & Williams.

Noes- None

Absent- Delegates Miller & Metzger.

Miss Kate O. Sessions having presented the Board with a basket of flowers, grown in the Park, the same was an motion of Delegate Crippen accepted and the thanks of the Board tendered her. ~~by the following vote, to wit:-~~

~~Ayes- Delegates Thorpe: Crippen: Pauly: Nasson: Burns: Baker: Grant: Rediger: Martha: Mertzmann: Escher: Watson: Dand & Williams.~~

~~Noes- None.~~

~~Absent- Delegates Miller & Metzger.~~

The Clerk informed the Board that in accordance the advertisement inviting sealed proposals for

grading Dry Street from Beant Street to 3^d Street.
that he had received the following bids, to wit:-

One from D. J. Goodbody, proposing to do said work according to specifications therefor adopted, at the following prices to wit:-

For Cut .69 Cents per Cubic yard.

No pay for fill.

For overhauls .02 Cents per Cubic yard for every 100 feet over 500 feet.

And proposing to execute a contract to do said work as required by law.

Said bid was accompanied by a certified check as required by said notice payable to the order of the Mayor of the City in the sum of \$680.

Also, the bid of Erastus N. Brown proposing to do said work in accordance with the specifications therefor, (and to execute a contract to do the same as required by law) at the following prices, to wit:-

For Cut per Cubic yard .72 Cents.

For fill per Cubic yard .70 Cents.

For overhauls (over 500 feet) per cubic yard .02 Cents.

Said bid was accompanied by a certified check as required by said notice, payable to the order of the Mayor of the City in the sum of \$720.

Whereupon on motion of Delegate Parley said bids were referred to the Street Committee.

The Clerk informed the Board that in accordance with the advertisement inviting proposals for grading Dry Street from 4th Street to City Park, he had received but one bid, to wit:-

The bid of D. J. Goodbody proposing to do said work according to the specifications therefor, (and to execute a contract to do the same as required by law), at the following prices, to wit:-

For Cut .69 Cents per Cubic yard.

No pay for fill.

For overhauls 2 Cents per Cubic yard for every 100 feet over 500 feet.

Said bid was accompanied by a certified check as required by said notice, payable to the order of

the Mayor of the City in the sum of \$320.

Said bid was referred to the Street Committee.

A Joint Resolution instructing the City Attorney to present an Ordinance leasing certain land in the City Park to R. R. Morrison and S. S. Blaisdell was read and on motion of Delegate Pauly adopted by the following vote, to wit:-

Ayes - Delegates Thorpe; Crippen; Pauly; Nason; Burns; Baker;
Crout; Rediger; Murtha; Mertymann; Escher;
Watson; Doud & Williams.

Noes - None.

Absent - Delegates Miller & Nettell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 160.

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

That the City Attorney be, and he is hereby instructed to prepare an ordinance leasing certain land in the City Park to S. S. Blaisdell & R. R. Morrison in accordance with certain reports of the Committee on Parks &c. heretofore adopted by the City Council.

An Ordinance Establishing the Grade of "N" Street, from 4th to Atlantic Street, was read, and on motion of Delegate Rediger, adopted, by the following vote, to wit:-

Ayes - Delegates Thorpe; Crippen; Pauly; Nason; Burns; Baker;
Crout; Rediger; Murtha; Mertymann; Escher;
Watson; Doud & Williams.

Noes - None.

Absent - Delegates Miller & Nettell.

Said ordinance as adopted is as follows, to wit:-

Ordinance No

An Ordinance Establishing the grade of N Street from the west line of Fourth Street to the west line of Atlantic Street in the City of San Diego, State of California, in accordance with Resolution of Intention to Change the grade of said "N" Street, passed and approved by the Board of Delegates, April 11th 1892, and by the Board of Aldermen, April 12th 1892.

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

Section 1. The grade of N. Street from the west line of Fourth Street to the west line of Atlantic 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 southwest corner of Fourth and N. Streets 15.5 feet; at the northwest corner thereof, 16.5 feet.

At the southwest corner of Third and N. Streets 11.5 feet; at the northwest corner thereof, 12.0 feet; at the southeast corner thereof, 12.0 feet; and at the northeast corner thereof, 12.5 feet.

At the southwest corner of Second and N. Streets, 10.5 feet; at the northwest corner thereof, 11.0 feet; at the southeast corner thereof, 10.5 feet; and at the northeast corner thereof, 11.0 feet.

At the southwest corner of First and N. Streets, 12.0 feet; at the northwest corner thereof, 12.0 feet; at the southeast corner thereof, 11.5 feet; and at the northeast corner thereof, 11.5 feet.

At the southwest corner of Front and N. Streets, 12.5 feet; at the northwest corner thereof, 12.5 feet; at the southeast corner thereof, 12.5 feet; and at the northeast corner thereof, 12.5 feet.

At the southwest corner of Union and N. Streets, 11.0 feet; at the northwest corner thereof, 11.0 feet; at the southeast corner thereof, 11.5 feet; and at the northeast corner thereof, 11.5 feet.

At the southwest corner of State and N. Streets, 8.5 feet; at the northwest corner thereof, 8.5 feet; at the southeast corner thereof, 9.0 feet; and at the northeast corner thereof, 9.0 feet.

At the southwest corner of Columbia and N. Streets, 5.0 feet; at the northwest corner thereof, 5.0 feet; at the southeast corner thereof, 5.5 feet; and at the northeast corner thereof, 5.5 feet.

At the southwest corner of India and N. Streets, 2.5 feet; at the northwest corner thereof, 2.5 feet; at the southeast corner thereof, 3.0 feet; and at the northeast corner thereof, 3.0 feet.

At the southwest corner of Arctic and N. Streets, 1.5 feet; at the northwest corner thereof, 1.5 feet; at the southeast corner thereof, 2.0 feet; and at the northeast corner thereof, 2.0 feet.

At the southwest corner of California and N. Streets, 1.0 feet; at the northwest corner thereof, 1.0 feet; at the southeast corner thereof, 1.0 feet; and at the northeast corner thereof, 1.0 feet.

At the southwest corner of Atlantic and N. Streets, 3.4 feet; at the northwest corner thereof, 3.4 feet; at the southeast corner thereof, 3.4 feet; and at the northeast corner thereof, 3.4 feet.

And the grade of said N. Street between the points fixed

by this Ordinance, shall be of uniform ascent and 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 the average of the curb grades.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed, and this Ordinance shall take effect and be in force from and after its passage and approval, and one publication in the San Diego Daily Sun.

An Ordinance granting a Franchise to the San Diego Electric Railway Company for an additional Street Railway ^{track} along and ~~across~~ Arctic Street from "H" Street to "D" Street was read and action thereon deferred for 30 days in accordance with the provisions of the Charter.

Delegate Prout presented his resignation as a member of the Street Committee, and on motion of Delegate Rediger the same was accepted.

Whereupon President Williams appointed Delegate Nason to fill the vacancy caused by the resignation of Delegate Prout.

An Ordinance to prohibit Minors under the age of 16 years from visiting places where the games of Billiards and Pool are played was read and on motion of Delegate Pauly, adopted, by the following vote, to wit:-

Ayes. Delegates Morrell, Crispen, Pauly, Nason, Burns, Barker, Prout, Rediger, Murtha, Mertzmann, Eschler, Watson, Douds, Williams.

Nays. None.

Absent. Delegates Miller & Nicholl.

Said Ordinance as adopted is as follows, to wit:-

Ordinance No.

An Ordinance prohibiting Proprietors, Managers or Keepers of any Public Place where the games of Billiards or Pool are carried on or conducted from allowing Minors under the age of 16 years to play said games of Billiards or Pool, or to remain in said places while said games are being played, and fixing a penalty for its violation.

As it Ordained by the Common Council of the City of San Diego, as follows:-

Section 1. It shall be unlawful for any Proprietor, Manager, or Keeper of any Public Place, where the games of Billiards or Pool are carried on or conducted to permit any Minor under the age of 16 years to play either of said games of Billiards or Pool in said place or to allow said minor to remain in said place while said games of Billiards or Pool is being played or carried on unless said minors are accompanied by parent or guardian.

Section 2. Every person violating the provisions of this Ordinance shall upon conviction be deemed guilty of a misdemeanor & shall be fined in a sum not less than twenty five dollars (\$25.) or more than three hundred dollars (\$300.) 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.

Section 3. This Ordinance shall take effect & be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

Whereupon on Motion of Delegate Baker the Board adjourned until Saturday, June 11th, 1892, at 7:30 O'Clock P.M.

H. J. Ware
City Clerk
By Geo. A. Sedgman
Deputy

H. H. Williams
Trust. Board Delegate

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, June 11th, 1892.

This being the time and place to which the Board
adjourned, and there not being a quorum present
the Board adjourned until Monday, June 13th, 1892,
at 7:30 O'Clock P. M.

H. J. Ware
City Clerk
By Geo. D. Goldman
Deputy.

A. H. Williams
Pres. Bd. Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California, June 13th, 1892.

An adjourned meeting of the Board of Delegates
was held at 7:30 O'Clock P. M. this day, with President
Williams Presiding.

Present. Delegates Thayer: Crippen: Burns: Baker: Braut:
Redden: Mordtha: Mertzmann: Watson:
Williams & Clerk Ware.

Absent. Delegates Pauley: Mason: Miller: Escher: Loub & Nuttall.

The minutes of regular meeting held June 6th and
adjourned meeting held June 11th were read and approved.

After giving notice President did in open session sign
Ordinance No 166, being an Ordinance to prevent minors
under the age of 16 years playing Billiards and Pool, also
Ordinance No 167 establishing the grade of N. Street from
4th to Atlantic Street.

A communication from the City Tax Collector,
recommended by the Mayor, asking for an additional
deputy for the purpose of collecting the balance of the
personal property tax, caused by the difference in

rate, was read and an motion of Delegate Thorpe adopted, and the Tax Collector allowed an additional Deputy, for one month at a salary of \$75. per month

Delegates Nason and Pauly now enter and take their seats in the Board.

A message from the Mayor transmitting a communication from the Secretary of the Georgia Weekly Press Association was read. Whereupon on motion of Delegate Baker the following resolution was adopted, to wit:-

Resolved, That the Mayor of this City be requested to answer the communication of the Georgia Weekly Press Association, extending to said Association the freedom of the City

This being the time and place set for hearing the objections of the California Southern Railway Company to the opening and extending of Bay Ave. 27th, 28th and 29th streets, across the Right of Way of said Railway Company.

The Clerk presented his affidavit showing that he did, on the 8th day of June, 1892, notify said objector, by depositing a notice in the Post Office, postage prepaid, and addressed to E. N. Britt, Attorney for said Railway Company notifying the said objector of the time and place of such hearing, and to appear in support of said objections. Said affidavit was received and filed.

Mr. Britt Attorney for the said Southern California Railway Company appeared before the Board, in response to said notice, but failed to present any evidence in support of said objections.

Whereupon on motion of Delegate Rediger the following resolution denying said objections was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauly: Nason: Burns:
Baker: Pratt: Rediger: Murtha:
Mutzmann: Watson & Williams.

Noes. None.

Absent. Delegates Miller: Escher: Rand & Nettell.

Said resolution as adopted is as follows to wit:

Resolved, That the objections of the Southern California Railway Company to the opening and extending

of Bay Avenue, 27th, 28th and 29th Streets across the Right of Way of said Railway Company be, and the same is hereby denied.

The report of the Joint Street Committee, recommending that no bids be accepted for the grading of Dry Street was read and Delegate Crippen moved to adopt. Thereupon on motion of Delegate Rediger said report was laid upon the table.

Delegate Murtha now moves that the bid of D. J. Gaddbody for grading Dry Street be accepted. Thereupon on motion of Delegate Mertzmann action thereon was postponed one week by the following vote, to wit:

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
 Prout: Mertzmann & Watson.
Noes-Delegates Rediger: Murtha & Williams.

The report of the Police Judge for the month of May was presented and filed.

A Communication from the Federated Trades and Labor Councils relative to the eight hour law was read and on motion of Delegate Prout filed.

A Joint Resolution directing the City Clerk to publish the amendments to the City Charter, as proposed by the Special Committee heretofore appointed was read and on motion of Delegate Prout referred to the Finance Committee.

The Joint Street Committee having recommended the passage of the Resolution of Intention to open 11th Street from the south line of Norton's Addition to main street the same was read and on motion of Delegate Crippen adopted by the following vote, to wit:-

Ayes-Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
 Prout: Rediger: Murtha: Mertzmann: Watson:
 & Williams.

Noes-None

Absent-Delegates Miller: Eschew: Doud & Nettell.

Said resolution as adopted is as follows, to wit:

Resolution of Intention

To Open 11th Street from the south line of Norton's Addition to main street.

Resolved, That the Common Council of the City of San Diego California, deems it to be required by the public interest and convenience, and hereby declares its intention to order:

The opening and extension of 11th Street in said City from the south line of Norton's Addition to Main Street; for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit:

Beginning at a point on the east line of 11th Street where it intersects the south line of Norton's Addition, thence southerly on a projection of said east line of 11th Street to its intersection with the northeasterly line of Main Street; thence northwesterly along said northeasterly line of Main Street to its intersection with the south line of Norton's Addition; thence easterly along said south line of Norton's Addition to the point of beginning. And that the damages, costs and expense of making said improvement shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit:

Beginning at a point on the south line of N Street in the center of fractional block 165 Norton's Addition, thence south along the center of said fractional block 165 to the south line of Norton's Addition, thence east along the south line of Norton's Addition to the alley in fractional block 90 Cleveland's Addition; thence southeasterly along the southwesterly line of Alley in said fractional block 90, and block 91 to the northwesterly line of South 20th Street; thence southwesterly along the northwesterly line of South 20th Street to the northeasterly line of alley in fractional block 86; thence northwesterly along the northeasterly line of Alley in fractional block 86 to ^{thence beginning at the tide water line} the tide water line, at the intersection of said tide water line with the northeasterly line of Alley in fractional block 87; thence northwesterly along the northeasterly line of Alley in fractional block 87, to the southeasterly line of

South 18th Street, thence northeasterly along the southeasterly line of South 18th Street to the southwesterly line of Main Street; thence beginning at a point on the South line of Norton's addition in the center of fractional block 164 Norton's addition, thence north along the center of said fractional block 164 to the South line of N Street thence east along the South line of N Street to the point of beginning.

The Daily Sun is hereby designated as the daily newspaper, published and circulated in this city, in which notice of the passage of this Resolution of Intention shall be published for ten days as often as said newspaper is issued therein.

The Superintendent of Streets of this city is hereby directed to post and publish said notice in the manner prescribed by law.

A Resolution of Intention to Grade, Gutter & Curb "C" Street from the east line of 6th Street to the east line of Culverwell & Paggart's Addition was read and on motion of Delegate Prout adopted by the following vote, to wit:

Ayes - Delegates Thorpe: Crispen: Pauley: Mason: Baker: Prout:
Rediger: Murtha: Mertzmann: Nelson & Williams.
Noes - Delegate Burns.

Absent - Delegates Miller: Escher: David & Nuttall.

Said resolution as adopted is as follows, to wit:

Resolution of Intention

To Grade, Curb and Gutter "C" Street from the east line of Sixth Street to the east line of Culverwell and Paggart's Addition.

Resolved, That it is the intention of the Common Council of the City of San Diego, State of California, to order the following Street Work to be done, to wit:

That "C" Street in said City, from the east line of Sixth Street to the east line of Culverwell and Paggart's Addition, (except such portions thereof as is required by law to be kept in order or repair by any person or company having railroad track thereon) and the sidewalks, and the entire crossings thereof, with the streets intersecting the same, be graded to its full width curbed and guttered, in the manner following to wit: The grading to be to the official grade as established by Ordinance

No 316. The Curbing shall be of Redwood planks and constructed in accordance with specification therefor contained in Sub-division 7 of Section One of Ordinance No 29, approved Dec. 4th, 1889. The Gutters shall be paved with irregular granite or gorphry blocks in accordance with the specifications contained in sub-division 8 of section one of Ordinance No 29, approved Dec. 4th, 1889. All work shall be done under, and contractors shall be bound by the provisions of Ordinances Nos 29, 53, & 316.

The 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 prescribed by law.

A Resolution of Intention to open Milton Avenue from the south line of Norton's and Shermans Additions to N Street was read and an motion of Delegate Cridden adopted, by the following vote, to wit:-

Ayes-Delegates Thorge: Cridden: Paley: Nason: Burns:
Baker: Crank: Rediger: Murtha: Mertzmann:
Watson & Williams.

Nays-None.

Absent-Delegates Miller: Escher: Daud & Nettell.

Said resolution as adopted is as follows to wit:

Resolution of Intention

To Open Milton Avenue from the south line of Norton's and of Shermans additions to the south line of N Street.

Resolved, That the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby declares its intention to order:

The opening and extending of Milton Avenue in said City from the south line of Shermans and of Norton's Additions to the south line of N Street, for which purpose it is deemed necessary to take and appropriate the following described property, to wit:

Beginning on the south line of Norton's addition where said south line intersects the southwesterly line of Milton Avenue, thence northwesterly producing said southwesterly line of Milton Avenue to its intersection with the south line of N. Street, thence easterly along said south line of N. Street to a point where the northeasterly line of Milton Avenue produced northwesterly would intersect said south line of N. Street; thence southeasterly along said produced northeasterly line of Milton Avenue to the south line of Sherman's Addition, thence westerly along south line of Sherman's and of Norton's Additions to the point of Beginning; And that the damages, costs and expenses of making said improvement shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at the intersection of the west line of Mannasse and Schiller's addition with the northeasterly line of Alley in Trac. Block 133 of Mannasse and Schiller's Addition, thence northwesterly along said west line of Mannasse and Schiller's Addition to the south line of Sherman's Addition; thence easterly along the south line of Sherman's Addition to the intersection of said south line of Sherman's Addition with the southwesterly line of Alley in Trac. Block 137 of Mannasse and Schiller's Addition; thence southeasterly one hundred and forty (140) feet from and parallel to the northeasterly line of Milton Avenue to the westerly line of 26th Street; thence south along the west line of 26th Street to its intersection with the northeasterly line of Alley in Trac. Block 125 of Sand and Pown Co's Addition; thence northwesterly one hundred and forty feet (140) from and parallel to the southwesterly line of Milton Avenue to the point of Beginning.

The San Diego Daily Union is hereby designated as the daily newspaper, published and circulated in this City, in which notice of the passage of this Resolution of Intention shall be published for ten days, as often as said newspaper is issued therein.

The Superintendent of Streets of this City is hereby directed to post and publish said notice in the manner prescribed by law.

The petition of N. Lehnhart for retail Liquor License was presented and referred to the Health

and Morals Committee.

The report of the Health Officer in the matter of a nuisance at the Chaughton House of C. S. Hardy was read and filed.

The petition of Foss & Hawley for permission to erect a wooden building on the corner of 4th & H. Streets was read and referred to the Fire Committee.

An Ordinance granting C. A. Blaisdell the right to use certain lands in the City Park was read and referred to the Committee on Streets, Highways & Parks. Also an Ordinance granting like privileges to R. R. Morrison was presented and referred to said Committee.

An Ordinance regulating the sale of liquor and the places where the games of Billiards and Pool are played was read and on motion of Delegate Nason, ^{supported until the next meeting} ~~placed on the table for one week~~, by the following vote, to wit:

Ayes-Delegates Thorpe: Crippen: Pauley: Nason: Burns:
Baker: Muthmann: Watson & Williams.
Noes-Delegates Grant: Rediger & Murtha.
Absent-Delegates Miller: Escher: Doud & Nuttall.

A resolution instructing the Board of Public Works to remove the frame building recently erected on Lot L. Block 95 of Norton's Addition, in violation of the Building Ordinance, was read and on motion of Delegate Grant referred to the Fire Committee.

✓ Thereupon on motion of Delegate Baker and by the following vote, to wit:

Ayes-Delegates Thorpe: Crippen: Nason: Burns: Baker:
Muthmann: Watson & Williams.
Noes-Delegates Pauley: Grant: Rediger & Murtha.
Absent-Delegates Miller: Escher: Doud & Nuttall.

The Board adjourned until Monday, June

Changed by order
of the Board 6/20/98

20th 1892, at 7:30 O'clock P. M.

N. J. Ware

City Clerk
By Geo. D. Gachman
Deputy

H. W. Williams

Trust Board Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego,
California, June 20th, 1892.

An adjourned meeting of the Board of Delegates
was held at 7:30 O'clock P. M. this day with President
Williams presiding.

Present-Delegates Nason: Burns: Baker: Rediger: Mertzmann:

Escher: Watson: Daud & Nettell.

Absent-Delegates Thorpe: Crippen: Pauly: Miller: Braut:
Murtha & Nettell.

The minutes of adjourned meeting held June
13th were read and an motion of delegate Baker
the phrase "laid on the table for one week" appearing
upon the Record of this Board on Page 460, line 22, was
changed to read "sustained until the next meeting",
thereupon the minutes as corrected were approved.

The Bid of D. J. Goodbody for grading Fry Street
from Braut Street to 3d Street having been laid over from
last meeting was taken up, and rejected by the
following vote, to wit:

Now-Delegates Nason: Burns: Baker: Mertzmann: Escher &
Watson.

Ayes-Delegates Rediger: Daud & Williams.

Absent-Delegates Thorpe: Crippen: Pauly: Miller: Braut: Murtha & Nettell.

Also the Bid of D. J. Goodbody for grading Ivy Street from 4th Street to the City Park, was rejected by the following vote to wit:

Nov-Delegates Nason: Burns: Baker: Rediger: Mertzmann:
Escher: Watson & Daud.

Agus-Delegates Williams.

Absent Delegates Thorpe: Crippen: Pauly: Miller: Crank:
Munkth & Metzger.

Thereupon on motion of Delegate Nason the Clerk was instructed to return the certified checks deposited by the bidders, and on motion of Delegate Burns it was ordered that all bids received for grading said Ivy Street are rejected.

An Ordinance regulating the sale of liquors and the places where the games of Billiards & Pool are played having been laid over from the last meeting was read and on motion of Delegate Nason laid on table.

The Health & Morals Committee having approved the petition of H. Lehnert for a retail liquor license the same was on motion of Delegate Nason granted.

The report of the Fire Committee to whom was referred the petition of Todd & Hawley for permission to erect a wooden building on the corner of 4th & G. Streets was read and on motion of Delegate Mertzmann adopted and it follows, to wit:

San Diego, Cal. June 20th, 1892.

To the Board of Delegates.

City of San Diego.

Gentlemen:

The Fire Committee respectfully recommends that the petition of Todd and Hawley for permission to erect a wooden building on the N. W. Corner of 4th and G. Streets, be granted, and we recommend the adoption of the accompanying Joint Resolution.

Respectfully Submitted,

Paul H. Rediger, } Fire
J. A. Escher } Committee

The report of the Special Joint Committee heretofore appointed to submit amendments to the City Charter was read and placed on file.

The Fire Committee having returned ^{without recommendation} the resolution heretofore referred to them, (instructing the Board of Public Works to remove the frame building on East Block 95 Norton's addition) and for action by the Board, said Resolution was read and Delegate Rediger moves to adopt, which motion was lost by the following vote, to wit:

Ayes - Delegates Burns: Baker: Mertzmann: Escher & Watson.

Ayes - Delegates Nason: Rediger: Daud & Williams.

Absent - Delegates Thorpe: Crippen: Pauly: Miller: Prout: Murtha and Mitchell.

A Joint Resolution heretofore adopted by the Board of Aldermen, instructing the Clerk to have the proposed Charter amendments published, was read and on motion of Delegate Baker adopted by the following vote, to wit:

Ayes - Delegates Nason: Burns: Baker: Rediger: Mertzmann: Escher: Watson: Daud & Williams.

Nays - None.

Absent - Delegates Thorpe: Crippen: Pauly: Miller: Prout: Murtha and Mitchell.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 161.

Be it Resolved by the Common Council of the City of San Diego,

That the City Clerk is hereby instructed to publish, immediately after the passage of this resolution, the proposed amendments to the City Charter, as reported by the Special Committee, and recommended in Committee of the whole by the Common Council by three insertions in the official newspaper of the City, the San Diego Sun, and immediately after publication return the manuscript copy of the aforesaid proposed amendments to the Common Council for further action.

A Joint Resolution granting Rodd and Hawley permission to erect a wooden building on the North west corner of 4th and G. Streets was read and

lost by the following vote, to wit:-

Noes-None.

Ayes-Delegates Nason: Burns: Baker: Rediger: Mortzmann:
Watson: Dand & Williams.

Absent-Delegates Thorpe: Crippen: Pauly: Miller: Prout:
Murtha & Nettell.

A Joint Resolution recinding the Resolution of Intention heretofore adapted to Grade, gutter and Curb C Street from the east line of 6th Street to the east line of Culverwell & Papperts Addition was read and on motion of Delegate Nason laid on the table.

The claim of the San Diego Union Company for refund of \$20. overpaid on its of personal property tax for the year 1891 was presented and referred to the Finance Committee.

The petition of N. F. Elstrength for permission to plant Citrus fruit trees in front of his property on the corner of 25th Street and Franklin Avenue was read and referred to the Street Committee.

An Ordinance fixing the Compensation of the Superintendent of Parks was read and on motion of Delegate Rediger action thereon was postponed until the next meeting.

An Ordinance fixing the Compensation of members of the Hart Hook and Ladder Company was read and on motion of Delegate Baker adopted by the following vote, to wit:-

Ayes-Delegates Nason: Burns: Baker: Rediger: Mortzmann:
Eschur: Watson: Dand & Williams.

Noes-None.

Absent-Delegates Thorpe: Crippen: Pauly: Miller: Prout:
Murtha & Nettell.

Said Ordinance as adapted is as follows, to wit:-

Ordinance No

An Ordinance providing for the Compensation of the members of the Hart Hook and Ladder Company

a volunteer fire organization of the City of San Diego, for the year 1892.

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

Section 1. That the Compensation of the members of the volunteer fire organization known as the Hart Hook and Ladder Company of the City of San Diego, is hereby fixed at the sum of two dollars for each of said members, consisting of the following named persons Frank Fallock, Clinton Fallock, A. C. Chanter, W. M. Rumsey.

Section 2. That said amount shall be paid to the Chief of the Fire Department for the purpose of paying the Poll Tax for the year 1892, of the above named members of the said Hart Hook and Ladder Company.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval.

Endorsed

San Diego, June 20th, 1892.

I hereby certify that the within ordinance can be passed without violating any of the provisions of the Charter and that the same be paid out of the General Fund

Gilbert Kennie.
Auditor.

An Invitation from the Citizens Committee asking the Board to take part in the street parade in celebration of the 4th of July was read and on motion of Delegate Eschier accepted and the Clerk instructed to notify the said Committee of the action of the Board.

A Communication from Geo. H. Corey in the matter of City Lands at Pacific Beach was read and referred to the City Lands Committee.

On motion of Delegate Nason, Delegate Prout was granted 30 days leave of absence.

Whereupon the Board adjourned until Monday, June 27th, 1892, at 7:30 o'clock P. M.

H. J. Ware City Clerk
By Geo. H. Alderman Deputy

A. H. Williams
First Board Delegate

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego, California June 27th, 1892.

An adjourned meeting of the Board of Delegates was held at 7:30 o'clock P.M. this day, with President Williams presiding.

Present- Delegates Thorpe: Pauly: Nason: Burns: Baker:
Rediger: Murtha: Nuttall: Williams and
Clerk Ware.

Absent- Delegates Crippen: Miller: Prout: Mertzmann:
Escher & Sauts.

On motion of Delegate Nason the reading of the Minutes of adjourned meeting held June 20th was dispensed with.

After giving notice President Williams did in open session sign Ordinance 168, providing for the compensation of members of the Hart Park & Ladder Company.

An Ordinance fixing the salary of the Superintendent of Parks laid over from the last meeting, was read and on motion of Delegate Pauly adopted, by the following vote, to wit:

Ayes- Delegates Thorpe: Pauly: Nason: Burns: Baker:
Rediger: Murtha: Nuttall & Williams.
Noes- None.

Absent- Delegates Crippen: Miller: Prout: Mertzmann: Escher:
Watson & Sauts.

Said Ordinance as adopted is as follows, to wit:

Ordinance No 175

An Ordinance providing for the compensation of the Superintendent of Parks and repealing Ordinance No 32, entitled "an ordinance providing for the compensation of the Super of the City Parks"

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

Section 1. That the compensation of the Superintendent

of Parks be, and the same is hereby fixed at the sum of fifty dollars per month payable monthly, and bear date from May 1st 1892.

Section 2. That Ordinance No 32, entitled "An Ordinance providing for the compensation of the keeper of the City Parks" be and the same is hereby repealed.

Section 3. That this ordinance shall take effect and be in force from and after its passage and approval and its publication thereof in the San Diego Daily Sun.

(Endorsed)

San Diego, June 20th, 1892.
I hereby certify that the within Ordinance can be passed without violating any of the provisions of the Charter.

Gilbert Kennie.
Auditor.

A Communication from M. New Attorney for Mrs. Lucy Coulter asking that payment be made for the use of Lot J. Block B 5 Norton's Addition, occupied by the Fire-bell tower, was presented and referred to the Fire Committee.

Delegate Eschew now enters and takes his seat in the Board.

The report of the Street Committee to whom was referred the petition of N. A. Strength for permission to plant Citrus fruit trees in front of his property on 25th Street and Broadway Avenue, was read and on Motion of Delegate Witzell adopted. Said report is as follows, to wit:

To the Board of Delegates:

The Street Committee recommends the within petition be granted.

Chas. W. Pauley.
Arthur H. Nason.
H. N. Witzell. } St. Comtee

An Ordinance repealing Sub-division 12 of Section 1. of Ordinance No 29 being an Ordinance providing

for work upon streets, was read and on motion of Delegate Nason adopted by the following vote, to wit:-
Ayes - Delegates Thorpe: Pauley: Nason: Burns: Baker: Rediger:
 Murtha: Escher: Nuttall & Williams.

Noes - None.

Absent - Delegates Crippen: Miller: Proat: Mertzmann: Watson & Dand.

Said Ordinance as adapted is as follows, to wit:

Ordinance No

An Ordinance repealing Sub. division 12, of Section 1, of Ordinance No 29, entitled "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 That Sub. division 12 of Section 1 of Ordinance No 29 being entitled "An ordinance providing for work upon streets of the City of San Diego" be and the same is hereby repealed.

Section 2 That this ordinance shall take effect and be in force from and after its passage and approval and one publication in the San Diego Daily Sun.

On motion of Delegate Pauley, Delegate Miller's leave of absence was extended 30 days.

Delegate Rediger presents a resolution requesting the Mayor to submit the name of a suitable person as Police Commissioner vice E. A. Gaddard term expired, and the same was adopted by the following vote, to wit:

Ayes - Delegates Pauley: Nason: Burns: Rediger: Murtha:
 Escher & Nuttall.

Noes - Delegates Thorpe: Baker & Williams.

Absent - Delegates Crippen: Miller: Proat: Mertzmann: Watson & Dand.

Said resolution as adapted is as follows, to wit:-
Resolved.

That the Mayor is hereby requested to submit to this Board the name of some suitable person, for Police Commissioner, vice E. A. Gaddard term expired.

The petition of J. D. Hanbury for permission to build a platform and ^{extending} ~~sidewalk~~ eight inches over the sidewalk in front of the elite building

on the corner of D and 3rd streets, Delegate Rediger that permission be granted. Thereupon on motion of Delegate Baker said petition was referred to the street Committee.

On motion of Delegate Nason, the President appointed a Committee, consisting of Delegates Pauly & Rediger to act in conjunction with a Committee heretofore appointed by the Board of Aldermen, to procure Carriages, and to make the necessary arrangements for the members of the Council to take part in the street parade, July 4th.

Thereupon the Board adjourned until Tuesday, July 4th 1892. at 7:30 O'clock P.M.

W. J. Nason

City Clerk
By Geo. D. Goldman
Deputy City Clerk

W. B. Williams
Trust Board Delegates

Regular Meeting

Council Chamber of the Board
of Delegates of the City of San Diego,
California, July 5th, 1892.

The regular meeting of the Board of Delegates was held at 7:30 O'clock P.M. this day.
In the absence of the President, the Clerk called the Board to order.

Present - Delegates Thorpe: Crippen: Nason: Burns: Rediger:
Mutha: Muthmann: Escher: Watson & Nettell
and Clerk Haw.

Absent - Delegates Pauly: Miller: Baker: Croot: Dand & Williams.

Whereupon on motion of Delegate Nettell, Delegate Rediger was elected President Pro. tem.

The minutes of adjourned meetings held June 20th and June 27th were read and approved.

Delegate Baker now enters and takes his seat in the Board.

A Message from the Mayor transmitting a communication from E. A. Bebeod, proposing to plant Copper Trees along N. Street and care for the same for two years was read and on motion of Delegate Nason permission to plant said trees was granted.

A message from the Mayor transmitting a list of condemned property in the Police Department, and recommending that the same be sold at Public Auction, was read and on motion of Delegate Nettell the said recommendation was adopted.

A message from the Mayor transmitting a resolution passed by the Auditing Committee was read & filed. Said resolution is as follows, to wit:

Whereas, it is the sense of the Auditing Committee that said Committee cannot agree as to the best mode and manner of conducting the Law-suit against the Southern California R.R. Co., as ordered by Joint Resolution

No 156, passed by the Common Council May 23^d and May 24th, 1892.

Wherefore, Resolved That the Mayor Communicate that fact to the Common Council for their consideration and action.

Whereupon said resolution was referred to the Joint Finance Committee.

The report of the Board of Water Commissioners for the month of June, 1892, as transmitted by the Mayor, was read and filed.

Delegate Pauly now enters and takes his seat in the Board.

The report of the City Lands Committee to whom was referred the communication of George Corey in the matter of certain City Lands at Pacific Beach was read and adopted and it is as follows, to wit:-

San Diego, Cal. July 5th, 1892.

To the Honorable Common Council

Gentlemen:

Your City Lands Committee to whom was referred the petition of George Corey of Pacific Beach in regard to leasing the west portion of Pueblo 1789 of City Lands, containing about 86 acres would respectfully report.

In consideration of an annual rental of twenty dollars that he be given a lease of said Pueblo for a term of five years or more.

Respectfully

B. A. Mertzmann

E. C. Rhoads.

W. W. Wetzel.

A Joint Resolution instructing the City Attorney and City Engineer to prepare an Ordinance establishing the grade of 5th Street from the point where the grade is now established to University Avenue was read and on motion of Delegate Escher adopted by the following vote, to wit:-
Ayes-Delegates Maspe, Crippen, Pauly, Nason, Burns, Baker:

Rediger: Murtha: Morthmann: Escher: Watson & Nettell.
 Nays- None.

Absent- Delegates Miller: Grant: Doud & Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 161

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

That the City Attorney and City Engineer be & they are hereby instructed to prepare an ordinance establishing the grade of 5th Street from the point where the grade is now established to University Avenue, and to present same to the Common Council on next session of the Board.

A joint resolution heretofore adopted by the Board of Aldermen, granting Todd & Hawley permission to erect a wooden building on the corner of 4th & G Sts was read and adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Crippen: Pauley: Nason: Burns: Baker:

Rediger: Murtha: Morthmann: Escher: Watson & Nettell.
 Nays- None.

Absent- Delegates Miller: Grant: Doud & Williams.

Said resolution as adopted is as follows, to wit:-

Joint Resolution No 162

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

That permission be and the same is hereby granted Todd & Hawley to erect a wooden building, with corrugated iron roof, 20x80 feet in size, one story in height, upon the Northwest corner of 4th and G streets.

The petition of J. M. Williamson for a retail Liquor License was presented and referred to the Health & Morals Committee.

The petition of C. A. Reivensdoff for permission to construct a sidetrack on Newton Avenue, and recommended by the Joint Street Committee, was read and on motion of Delegate Nason the right to order said sidetrack removed was reserved to the Common Council. Thereupon on motion of

Delegate Nettell said permission was granted.

The Clerk informed the Board that he had been instructed by the Board of Aldermen to re-advertise for bids for grading Dry Street. On motion of Delegate Pauly the matter was laid upon the table by the following vote, to wit:

Ayes. Delegates Thorpe: Crippen: Pauly: Burns: Baker: Murtha:
Merkmann: Eschew: Watson & Nettell.

Noes. Delegates Nason & Rediger.

Absent. Delegates Miller: Prout: Daus & Williams.

A Communication from the San Diego Federated Trades and Labor Council submitting an Ordinance fixing a penalty for violations of the State eight hour law was read and on motion of Delegate Pauly said Communication was referred to the Health & Morals Committee by the following vote, to wit:-

Ayes. Delegates Pauly: Nason: Burns: Rediger: Murtha:
Eschew: Watson & Nettell.

Noes. Delegates Thorpe: Crippen: Baker & Merkmann.

Absent. Delegates Miller: Prout: Daus & Williams.

On motion of Delegate Baker, it was ordered, that the Board now proceed to the consideration of the proposed Charter Amendments as submitted by the Special Committee heretofore appointed for that purpose. Whereupon on motion of Delegate Baker the Clerk was instructed to read the Joint Resolution carrying said amendments, after which said amendments should be taken up and considered seriatim.

On motion of Delegate Nettell, Rule No 31 was suspended for this evening.

The proposed amendment to Chapter 2 of Article 1, relative the Wards of the City was read and on motion of Delegate Baker said amendment was stricken out.

Article 2.

Section 1 of Chapter 1 as amended was read and on motion of Delegate Baker adopted.

Section 6 of said Chapter 1 as amended was read and on motion of Delegate Baker adopted.

Section 8 of said Chapter 1 as amended was read and on

Motion of Delegate Baker adopted.

Section 16 as amended was read and on motion of Delegate Mertzmann adopted.

A new section to be known as section 17 1/2 of said Chapter 1, was read, and Delegate Mertzmann moves to adopt. Delegate Nason moves to amend that resolutions appropriating money in sums of \$250. or over should require a majority of all the votes of both Boards. Delegate Crippen moves to amend the amendment to read "in sums of \$50. or over. Delegate Burns offers an amendment that the amount shall be in sums of \$100. or over. Delegate Nason accepts Delegate Burns amendment and a roll call being taken the same was lost by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Baker: Rediger: Mertzmann:
Escher: Watson & Nettell.

Ayes - Delegates Pauly: Nason: Burns & Murtha.

Absent - Delegates Miller: Prout: Doud & Williams.

Thereupon, on a roll call Delegate Crippen's amendment was adopted by the following vote, to wit:-

Ayes - Delegates Thorpe: Crippen: Pauly: Nason: Burns: Baker:
Mertzmann: Watson & Nettell.

Noes - Delegates Rediger: Murtha & Escher.

Absent - Delegates Miller: Prout: Doud & Williams.

Thereupon a roll call was taken on the adoption of said section 17 1/2 as amended, and the same was lost by the following vote, to wit:-

Noes - Delegates Pauly: Nason: Burns: Rediger: Murtha
& Nettell.

Ayes - Delegates Thorpe: Crippen: Baker: Mertzmann:
Escher & Watson.

Absent - Delegates Miller: Prout: Doud & Williams.

A new section to be known as section 19 of said Chapter 1, was read and on motion of Delegate Nettell adopted.

Division 31 of section 1 of Chapter 2 as amended was read and on motion of Delegate Mertzmann adopted.

Division 33 of said section 1 and Chapter 2 was read, and Delegate Baker thereupon presents a substitute for said Division moves its adoption, which motion was carried.

Division 38 of said section 1 was read and Delegate Mertzmann moves to adopt: Thereupon Delegate Baker moves that the word "Municipal" be inserted between

the words "All" and "servants" making the phrase read "All municipal servants" said motion was carried, and the amendment was adopted.

The proposed amendment to Section 3 of said Chapter 2 was read and on motion of Delegate Baker adopted.

Section 14 of said Chapter 2 as amended was read and on motion of Delegate Escher adopted.

Article 3.

Section 1 of Chapter 1 of said Article 3 was read and Delegate Escher moves to adopt- Delegate Baker now moves to strike out the sentence "The allowance, if any be granted, shall be payable monthly," and it was so ordered. Thereupon said section was adopted by the following vote, to wit:-

Ayes- Delegates Thorpe: Nason: Burns: Baker: Murtha: Mertzmann:
Escher & Watson.

Noes- Delegates Crippen: Pauly: Rediger & Nettell.

Absent- Delegates Miller: Prout: Daul & Hilliards.

Section 2 of said Chapter 1, repealing Section 10 was now read and on motion of Delegate Baker adopted.

Section 1 of Chapter 2 of said Article 3 was read and on motion of Delegate Mertzmann adopted.

Section 5 of Chapter 3 was read and on motion of Delegate Baker adopted.

Section 6 of said Chapter 3 was read and on motion of Delegate Baker adopted.

Section 1 of Chapter 5 of said Article 3 was read and on motion of Delegate Baker adopted.

Delegate Burns was here excused from further attendance at this session of the Board.

Section 1 of Chapter 9 of said Article 3 as amended was read and Delegate Mertzmann moves to adopt: Thereupon on motion of Delegate Baker the words "And employees" appearing in said section were stricken out. Said section as amended was thereupon adopted.

Thereupon on motion of Delegate Escher it was ordered, that the regular order of business be suspended for the consideration of the report of the Street Committee to whom was referred the petition of J. D. Hanbury for permission to build a doorway on D Street to extend over a portion of the sidewalk. Said report was read and on motion of Delegate Baker adopted by

the following vote, to wit:-

Ayes- Delegates Harper: Crippen: Pauley: Nason: ~~Burns~~:
Baker: Redfern: Murtha: Mertzmann: Escher:
Watson & Matzall.

Noes- None.

Absent- Delegates Burns: Miller: Prout: Daud & Williams

Said report as adopted is as follows, to wit:

San Diego, Cal. July 2^d, 1892.

To the Hon. The Common Council

The Street Committee recommends that Mr. J. D. Nanbary be granted permission to place the door way to his property on D Street as prayed for. We examined the grounds and found that the sidewalk was 20 feet wide & that the placing of the door way is necessary to him & it can in no way interfere with the sidewalk excepting 18 inches. We recommend that the right to remove all the will of the City Council be retained.

Chas. W. Pauley.
Arthur G. Nason.
W. W. Matzall.

Whereupon on motion of Delegate Baker the Board adjourned until Wednesday July 6th 1892, at 7:30 o'clock P. M.

H. J. Ware

City Clerk

By Geo. D. Goldsman

Deputy

J. A. Williams
Trust. Board. Delegate

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego.
California, July 6th, 1892.

This being the time and place to which the Board
adjourned and there not being a quorum present
the Board adjourned until Thursday, July 7th,
1892, at 7:30 O'clock P. M.

H. J. Ware City Clerk
By Geo. D. Goldman
Deputy

A. H. Williams
Pres. Board Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego.
California, July 7th, 1892.

This being the time and place to which the Board
adjourned, and there not being a quorum present
the Board adjourned until Friday, July 8th, 1892, at
7:30 O'clock P. M.

H. J. Ware City Clerk
By Geo. D. Goldman
Deputy

A. H. Williams
Pres. Board Delegates

Adjourned Meeting.

Council Chamber of the Board of
Delegates of the City of San Diego.
California, July 8th, 1892.

This being the time and place to which the Board
adjourned, and there not being a quorum present
the Board adjourned until Saturday, July 9th, 1892,
at 7:30 O'clock P. M.

H. J. Ware City Clerk
By Geo. D. Goldman
Deputy

A. H. Williams
Pres. Board Delegates

Adjourned Meeting.

Council Chamber of the Board
of Delegates of the City of San
Diego California, July 9th, 1892.

This being the time and place to which the Board
adjourned and there not being a quorum present
the Board adjourned until Monday, July 11th,
1892, at 7:30 o'clock, P. M.

H. J. Ware City Clerk
By Geo. D. Goldman
Deputy

W. H. Williams
Pres. Board Delegates

Adjourned Meeting.

Council Chamber of the
Board of Delegates of the City of
San Diego, Calif. July 11th, 1892.

An adjourned meeting of the Board of Delegates
was held at 7:30 o'clock P. M. this day with President
Williams presiding.

Present Delegates Crippen: Nason: Burns: Baskin:
Rediger: Murtha: Escher: Watson:
Williams and Clerk Ware.

Absent Delegates Thorpe: Pauley: Miller: Prout: Mertzmann:
Dahod & Nettell.

The minutes of regular meeting of July 5th Adjourned Meetings of July 6th, 7th, 8th & 9th were read & approved.

After first giving notice President Williams did
in open session sign Ordinance No 169 repealing
sub division 12 of Section 1 of Ordinance No 29.

Delegate Nettell here enters and takes his seat in
the Board.

A message from the Mayor recommending that
the Tax-Collector be allowed a special deputy for
one month to collect the balance due on personal
property tax was read, and on motion of Delegate
Crippen said recommendation was adopted.

A Message from the Mayor transmitting the report of the Board of Water Commissioners for the year ending June 30th was read and filed.

Whereupon said report of the Board of Water Commissioners was read and ordered filed.

Delegate Daud now entered and takes his seat in the Board.

The report of the Police Judge for the month of June was read and filed.

A communication from the Board of Water Commissioners recommending that the San Diego Water Company be required to set one inch meters and to charge the same to new construction was read and placed on file.

Whereupon the following Joint Resolution was read and on motion of Delegate Crippen adopted by the following vote, to wit:-

Aye - Delegates Crippen: Mason: Burns: Baker: Rediger:
Murtha: Watson: Daud: Neff & Williams.

No - Delegate Escher.

Absent - Delegate Thorpe: Pauly: Miller: Prout & Muthmann.

Said Joint Resolution as adopted is as follows, to wit:

Joint Resolution No 56

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

That the San Diego Water Company be and it is hereby authorized and required to set such one inch meters as may be ordered set by the Board of Water Commissioners.

Said Meters to be set under the terms and conditions contained in a certain sub-lease made with Bryant Howard et. al. and the City of San Diego under and by virtue of "Joint Resolution No 56" of the Common Council of said City.

A Joint Resolution requiring the City Attorney to prepare and submit an ordinance calling an Election to submit to the people the question of closing saloons on Sundays, was read and

Delegate Nason moves to adopt. Whereupon Delegate Rediger moves to lay said resolution on the table. Said motion was lost, said resolution was now adapted by the following vote, to wit:

Aye - Delegates Crippen: Nason: Baker: Escher: Watson:
Matthew & Williams.

No - Delegates Burns: Rediger: Murtha & Doud.

Absent - Delegates Thorpe: Paddy: Miller: Grant & Mertzmann.

Said resolution as adapted is as follows, to wit:

Joint Resolution No.

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

That the City Attorney be & he is hereby instructed to prepare an ordinance calling a special Election to submit the question of closing the Saloons on Sunday, to the vote of the people.

A Joint Resolution declaring it the sense of the Council that E. H. Gaddard is no longer a member of the Board of Police Commissioners, was read and an motion of Delegate Nason laid over for one week.

Petitions of Cyner Price, Victor Jones & N. L. Hicks for retail liquor license were presented and referred to the Health & Morals Committee.

Delegate Paddy now enters and takes his seat in the Board.

A communication from the Board of Public Works relative to the gutter on "H" Street in front of the Red Block was read and referred to the Street Committee.

The Clerk presented the affidavit of N. L. Vestal principal Clerk of the publishers of The Daily Sun, a newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption by the Common Council of said City, of the Resolution of

Intention to order the opening and extending of Bay Avenue in said City, westwardly across the Right of Way of the Southern California, was published in said newspaper daily for the period of ten days, from the 23^d day of April 1892, to the 2^d day of May, 1892, both days inclusive:

Also the affidavit of Amos Fettingell Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of Bay Avenue in said City, from the east line of 2⁹th Street to the east line of Whitney's Addition at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Public Work", being notices of the adoption by the Common Council of said City of San Diego, of the abovementioned Resolution of Intention to order the opening and extending of Bay Avenue in said City, westwardly across the Right of Way of the Southern California Railway Company; And that he caused a notice, similar in substance to be published for ten days in the Daily Sun. Said Affidavits were received and filed:

Whereupon the following resolution ordering the opening and extending of Bay Avenue across the Right of Way of the Southern California Railway Company, was read and adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Nason: Burns: Baker: Murtha: Escher: Natson: Doud: Nettell and Williams.

Noes-None.

Excused-Delegate Repiger.

Absent-Delegates Thappi: Miller: Prout & Mertzmann.

Said resolution as adapted is as follows, to wit:-

Resolution

Ordering the opening and extending of Bay Avenue westwardly across the Right of Way of the Southern California Railway Company. Whereas, Notice of the passage of the Resolution of Intention to open and extend Bay Avenue westwardly across Right of Way of the Southern California Railway Company has been duly

published for ten days and posted along the line of the street in the manner prescribed by law, and

Whereas the written objections made and filed May 11th 1892, by the Southern California Railway Company to the contemplated work, were duly set for hearing, heard and considered by the Common Council of the City of San Diego in the manner prescribed by law - due notice of the time set for the hearing of said objections by the said Common Council having been first served upon the objector, the Southern California Railway Company, as provided for by law, and Whereas the said objections, after being heard, were, by said Common Council, overruled; to wit: - by the Board of Delegates June 13th 1892, and by the Board of Aldermen June 21st 1892, and Whereas, No other objections have been made or filed within the time prescribed by law, and Whereas jurisdiction has thus been fully acquired to order said work to be done. Therefore

Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening and extending of Bay Avenue in said City, westerly across the Right of Way of Southern California Railway Company, for which purpose it is deemed necessary to take and appropriate the property bounded and described as follows, to wit: Beginning at a point on the south line of Bay Avenue where the northerly line of the Right of Way of the Southern California Railway Company intersects said south line of Bay Avenue, thence westerly along said south line of Bay Avenue to a point where said south line would intersect the southerly line of said Right of Way, thence northwesterly along said southerly line of Right of Way to its intersection with the north line of Bay Avenue, thence easterly along north line of Bay Avenue produced to its intersection with the northerly line of said Right of Way, thence southeasterly along said northerly line of Right of Way to the point of beginning. And it is further ordered that the

damages. Costs and expenses of opening ^{and extending} said Avenue and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit:

Beginning at a point one hundred and forty (140) feet north from the Southeast corner of Block 32 of N. P. Whitney's Addition thence running west or westerly producing a line one hundred and forty (140) feet from and parallel with the north line of Bay Avenue to a point on the east line of 29th Street, thence southerly along the east line of 29th Street to a point where said east line intersects the northerly line of the Southern California Railway Company's Right of Way, thence southeasterly along said northerly line of said Right of Way to the intersection with the south line of Reed and Hubbell's Addition, thence easterly along the south line of Reed and Hubbell's and N. P. Whitney's additions to the east line of Block 31 of N. P. Whitney's addition, thence northerly along the east line of Blocks 31 and 32 of N. P. Whitney's Addition to the point of beginning.

The Clerk presented the affidavit of H. L. Vestal principal Clerk of the publishers of the Daily Sun a newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption by the Common Council of said City, of the Resolution of Intention to order the opening and extending of 27th Street in said City, across the Right of Way of the Southern California Railway Company, was published in said newspaper daily for a period of ten days, from the 22nd day of April, 1892, to the 1st day of May 1892, both days inclusive.

Also, the affidavit of Amos Pettibgell Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 27th Street in said City, from the south line of National Avenue to the northerly line of the Southern California Railway Company's Right of Way, at not more than three hundred feet in distance apart, but not less than

there in all, and in front of each quarter block, and irregular block liable to be assessed, "Notice of Public Work," being notices of the adoption by the Common Council of the said City of San Diego, of the above-mentioned Resolution of Intention to order the opening and extending of 27th Street across the Right of Way of the Southern California Railway Company; and that he caused a notice similar in substance, to be published for ten days in the Daily Sun. Said Affidavits were received and filed.

Whereupon the following resolution ordering the opening and extending of said 27th Street across the Right of Way of the Southern California Railway Company, was read, and on motion of Delegate Nuttall adopted, by the following vote, to wit:-
 Ayes- Delegates Crippen: Pauley: Mason: Burns: Baker: Murtha:
 Eschew: Watson: Daud: Nuttall & Williams.
 Nays- None.

Excused- Delegate Rediger.

Absent- Delegate Thorpe: Miller: Prout & Mertzmann.

Said resolution as adopted is as follows, to wit:-

Resolution

Ordering the Opening and Extending of 27th Street across the Right of Way of the Southern California Railway Company.

Whereas, notice of the passage of the Resolution of Intention to open and extend 27th Street across the Right of Way of the Southern California Railway Company has been duly published for ten days, and posted along the line of the street in the manner prescribed by law, and Whereas, the written objections made and filed May 11th, 1892, by the Southern California Railway Company to the contemplated work, were duly set for hearing, heard and considered by the Common Council of the City of San Diego, in the manner prescribed by law; due notice of the time set for the hearing of said objections by the said Common Council having been first served upon the objector, the Southern California Railway Company as provided for by law; and Whereas, said objections after being heard were by

said Common Council, overruled, to wit: by the Board of Delegates, June 13th, 1892, and by the Board of Aldermen June 21st, 1892, and, Whereas, no other objections have been made or filed within the time prescribed by law, and Whereas, jurisdiction has thus been fully acquired to order said work to be done, Therefore,

Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening and extending of Twenty-seventh Street in said City across the Right of Way of the Southern California Railway Company, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit:

Beginning at a point on the west line of 27th Street where the northerly line of Right of Way of the Southern California Railway Company intersects said west line of 27th Street, thence easterly along said northerly line to its intersection with the east line of 27th Street, thence southerly projecting said east line of 27th Street to its intersection with the southerly line of said Right of Way, thence westerly along said southerly line of Right of Way to a point where a southerly projection of the west line of 27th Street would intersect said southerly line of Right of Way; thence northerly along said projected line to the point of beginning. And it is further ordered that the damages, costs and expenses of opening and extending said street, and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit:-

Beginning at a point on the south line of National Avenue three hundred (300) feet east of the east line of 27th Street, thence running south or southerly producing a line three hundred (300) feet from and parallel with the east line of 27th Street to a point where said line produced would intersect the northerly line of the Right of Way of the Southern

California Railway Company, thence westerly along said northerly line to a point on said northerly line where it would intersect a line between Lots 36 and 37 in Block 31 of Reed and Kabbell's addition, thence running north or northerly three hundred (300) feet from and parallel with the west line of 27th Street to a point on the south line of National Avenue, thence running easterly along said south line of National Avenue to the point of beginning.

The Clerk presented the affidavit of W. L. Tiestel, principal Clerk of the publishers of the Daily Sun, a Newspaper published and circulated in the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption, by the Common Council of said City, of the Resolution of Intention to order the opening and extending of 28th Street, in said City, across the Right of Way of the Southern California Railway Company, was published in said newspaper for a period of ten days, to wit: from the 22nd day of April, 1892, to the 11th day of May, 1892, both days inclusive;

Also, the affidavit of Amos Pettibell, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 28th Street, in said City, from the south line of National Avenue to the northerly line of the Southern California Railway Company's Right of Way, at not more than three hundred feet in distance apart but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Public Work," being notices of the adoption by the Common Council of the said City of San Diego, California, of the abovementioned Resolution of Intention to order the opening and extending of 28th Street in said City, across the Right of Way of the Southern California Railway Company; and that he caused a notice, similar in substance, to be published for the period of ten days in the Daily Sun.

Whereupon the following resolution ordering

Said 28th street opened and extended across the Right of Way of the Southern California Railway Company was read, and on motion of Delegate Nettell adopted by the following vote, to wit:
Ayes - Delegates Clippin: Pauley: Nelson: Burns: Baker: Murtha: Eschur: Watson: Lamb: Metzger and Williams.

Now - None.

Excused - Delegate Rediger.

Absent - Delegates Thorpe: Miller: Grant & Muthmann.

Said resolution as adopted is as follows, to wit:

Resolution

Ordering the opening and extending of 28th street across the Right of Way of the Southern California Railway Company.

Whereas, notice of the passage of the Resolution of Intention to open and extend 28th street across the Right of Way of the Southern California Railway Company has been duly published for ten days, and posted along the line of the street in the manner prescribed by law, and, Whereas, the written objections made and filed May 11th, 1892, by the Southern California Railway Company, to the contemplated work, were duly set for hearing, heard and considered by the Common Council of the City of San Diego, in the manner prescribed by law - due notice of the time set for the hearing of said objections by the said Common Council having first been served upon the objector, the Southern California Railway Company, as provided for by law, and, Whereas, the said objections after being heard, were by said Common Council overruled to wit: by the Board of Delegates June 13th 1892, and by the Board of Aldermen June 20th 1892, and, Whereas, no other objections have been made or filed within the time prescribed by law, and, Whereas jurisdiction has thus been fully acquired to order said work to be done, Therefore,

Be it Resolved,

that the Common Council of the City of San Diego, deem it to be required by the public interest and convenience and hereby orders the opening and extending of Twenty-eighth street in said City, across the Right of Way of the Southern California Railway Company, for which

purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point on the west line of 28th Street at its intersection with the northerly line of Right of Way of the Southern California Railway Company thence easterly along said northerly line to its intersection with the east line of 28th Street, thence southerly, producing said east line of 28th Street to its intersection with the southerly line of said Right of Way, thence westerly along said southerly line of Right of Way to a point where a southerly projection of the west line of 28th Street would intersect said southerly line of Right of Way, thence northerly along said projected line to the point of beginning. And it is further ordered that the damages, costs and expenses of opening and extending said street, and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the south line of National Avenue three hundred (300) feet east of the east line of 28th Street thence running south or southerly producing a line three hundred (300) feet from and parallel with the east line of 28th Street to a point where said line produced would intersect the northerly line of the Right of Way of the Southern California Railway Company, thence westerly along said northerly line to a point where a line three hundred (300) feet west of the west line of 28th Street would intersect said northerly line of Right of Way, thence running north or northerly three hundred (300) feet from and parallel with the west line of 28th Street to a point on the south line of National Avenue, thence running easterly along said south line of National Avenue to the point of beginning.

The Clerk presented the affidavit of N. H. Kestel principal Clerk of the publishers of the Daily Sun a newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to order the opening and extending of 29th Street in said City across the Right of Way of the Southern California Railway Company, was published in said newspaper for the period of ten days, to wit: from the 22^d day of April, 1892, to the 1st day of May, 1892, both days inclusive.

Also, the affidavit of Amos Pettigell, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 29th Street in said City from the south line of National Avenue to the northerly line of the Southern California Railway Company's Right of Way at not more than three hundred feet in distance apart, but not less

than three in all, and in front of each quarter block, and, irregular block liable to be assessed, "Notices of Public Work", being notices of the adoption by the Common Council of said City of San Diego, of the ^{above mentioned} Resolution of Intention to order the opening and extending of 29th Street across the Right of Way of the Southern California Railway Company, and that he caused a notice, similar in substance, to be published for ten days in the Daily Sun. Said affidavits were received, and filed.

Whereupon the following resolution ordering the opening and extending of said 29th Street across the said Southern California Railway Company's Right of Way was read, and adopted by the following vote, to wit:-

Aye. Delegates Crigden: Pauly: Burns: Baker: Murtha: Escher:
Watson: Laid: Nuttall & Williams.

Nays. None.

Excused- Delegates Nason & Rediger.

Absent- Delegates Thorpe: Miller: Prout & Mortzmann.

Said resolution as adopted is as follows, to wit:

Resolution

Ordering the opening and extending of 29th Street across the Right of Way of the Southern California Railway Company.

Whereas, Notice of the passage of the Resolution of Intention to open and extend 29th Street across the Right of Way of the Southern California Railway Company, has been duly published for ten days, and posted along the line of the Street in the manner prescribed by law, and Whereas, the written objections made and filed May 14th 1892, by the Southern California Railway Company to the contemplated work, were duly set for hearing, heard and considered by the Common Council of the City of San Diego, in the manner prescribed by law - due notice of the time set for the hearing of said objections by the said Common Council having been first served upon the objector, the Southern California Railway Company, as provided for by law, and Whereas, the said objections after being heard, were by said Common Council, overruled, to wit: by the Board of Delegates June 13th, 1892, and by the Board of Aldermen June 21st 1892. And Whereas no other objections have been made or filed within the time prescribed by law, and Whereas, jurisdiction has thus been fully acquired to order said work to be done.

Therefore, Be it Resolved, that the Common

Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby orders the opening and extending of Twenty-ninth Street, in said City across across the Right of Way of the Southern California Railway Company, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point on the west line of 29th Street where the northerly line of Right of Way of the Southern California Railway Company intersects said west line of 29th Street, thence southeasterly along said northerly line to its intersection with the east line of 29th Street, thence southerly, projecting said east line of 29th Street to its intersection with the southerly line of said Right of Way, thence ^{North}westwardly along said southerly line of Right of Way to a point where a projection of the west line of 29th Street would intersect said southerly line of Right of Way, thence northerly along said projected line to the point of beginning.

And it is further ordered, that the damages, costs and expenses of opening and extending said street, and the making of said improvements shall be assessed in proportion to benefit upon a district the exterior boundaries of which are hereby fixed as follows, to wit: Beginning at a point on the South line of National Avenue three hundred ⁽³⁰⁰⁾ feet east of the east line of 29th Street, thence running south, or southerly producing a line three hundred (300) feet from and parallel with the east line of 29th Street to a point where said line produced would intersect the northerly line of the Right of Way of the Southern California Railway Company, thence northwesterly along said northerly line to a point where a line three hundred (300) feet west of the west line of 29th Street would intersect said northerly line of Right of Way, thence running north or northerly three hundred (300) feet from and parallel with the west line of 29th Street to the south line of National Avenue, thence easterly along said south line of National Avenue to the point of beginning.

The Clerk presented the affidavit of N. L. Vesta principal clerk of the publishers of the San Diego Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work", being a notice of the adaption by the Common Council of the City of San Diego, of the Resolution

of Intention to order the opening and extending of Irving Avenue in said City, from the north line of Mannasse and Schiller's Addition to "N" Street, was published in said newspaper for the period of ten days, to wit: from the 16th to the 25th days of April, 1892, both days inclusive.

Also, the affidavit of Amos Cutting, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously along the line of Irving Avenue, in said City, from the south line of Sherman's Addition to the east line of the Land and Power Co's Addition, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed "Notices of Public Work," being notices of the adoption by the Common Council of the City of San Diego, of the above-mentioned Resolution of Intention to order the opening and extending of Irving Avenue from the north line of Mannasse and Schiller's Addition to "N" Street, and that he caused a notice, similar in substance, to be published for the period of ten days in the Daily Sun. Said affidavits were received and filed.

Whereupon the following Resolution ordering said Irving Avenue opened and extended from the north line of Mannasse and Schiller's Addition to "N" Street, was read and on motion of Delegate Escher adopted by the following vote, to wit:--

Ayes-Delegates Crippen: Pauley: Burns: Barker: Murtha: Escher:
Watson: Daud: Nitgall & Williams.

Nays-None.

Excused-Delegates Nason & Rediger.

Absent-Delegates Thorpe: Miller: Prout & Mortensen.

Said Resolution as adopted is as follows, to wit:--

Resolution.

Ordering the Opening and Extending of Irving Avenue from North line of Mannasse and Schiller's Addition northwesterly through Fractional Block 64 of Sherman's Addition.

Whereas, notice of the passage of the Resolution of Intention to open and extend Irving Avenue from the north line of Mannasse and Schiller's Addition northwesterly through Fractional Block 64 of Sherman's Addition has been duly published for ten days and posted along

the line of the street, and, Whereas, the period of ten days has expired within which objections to the contemplated work could be presented, and no such objections have been made or filed, and, Whereas, jurisdiction has thus been fully acquired to order said work to be done,

Therefore, Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening and extending of Irving Avenue from the north line of Mannasse and Schiller's addition, northwesterly through Fractional Block 64 of Sherman's addition: for which purpose it is deemed necessary to take and appropriate and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point on the north line of Mannasse and Schiller's addition with its intersection with the northeasterly line of Irving Avenue, thence westwily along said north line of Mannasse and Schiller's addition to its intersection with the southwesterly line of Irving Avenue, thence northwesterly along a projection of the southwesterly line of Irving Avenue to the east line of Twenty-second Street thence northwily along the east line of Twenty-second Street to the south line of "N" Street, thence easterly along the south line of "N" Street to a point where a projection northwesterly of the northeasterly line of Irving Avenue would intersect the south line of "N" Street, thence southeasterly along said projecting northeasterly line of Irving Avenue to the point of beginning: And it is further ordered that the damages, costs and expenses of opening and extending said street and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are as follows, to wit: Beginning at a point on the south line of Pueblo Lot 1154 where said south line intersects the southwesterly line of Alley in Fractional Block 238, of Land and Prawn Co's addition thence southeasterly along southwesterly line of alley in said frac. Block 238, in Blocks 239, 240, 241 and 242 and in Frac Block 243 to the west line of Pueblo Lot 1159, thence southwily and along the west line of Pueblo Lot 1159 to its intersection with the northeasterly line of alley in Frac. Block 222 of Land and Prawn Co's addition, thence northwesterly along northeasterly line of alley in said Frac. Block 222 in Blocks 223, 224, 225 and 226, and

in Arac. Block 227 to the southeasterly line of South 22nd Street, thence northeasterly along southeasterly line of South 22nd Street to the north line of Pueblo Lots 1157, thence easterly along the north line of Pueblo Lots 1157 and 1158 to the point of beginning.

The Clerk presented the affidavit of N.L. Nestor, principal clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work", being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to order the opening and extending of 19th Street in said City, from the south line of Sherman's Addition to South 21st Street, was published in said newspaper for the period of ten days, to wit: from the 16th to the 25th day of April, 1892, both days inclusive:

Also, the affidavit of Amos Pittingell, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 19th Street and Kearney Avenue in said City, from the south line of "N" Street to the westerly line of South 22nd Street, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Public Work", being notices of the adoption by the Common Council of said City of San Diego, of the above-mentioned Resolution of Intention to order the opening and extending of 19th Street from the south line of Sherman's Addition to South Twenty-first Street, and that he caused to be a notice, similar in substance, to be published for ten days in the San Diego Sun. Said affidavits were received and filed:

Whereupon the following Resolution ordering the opening and extending of said 19th Street from the south line of Sherman's Addition to South 21st Street, was read and an motion of Delegate Nettell adopted by the following vote, to wit:-

Ayes-Delegates Crispen: Pauly: Burns: Baker: Murtha: Escher:
Watson: Dand: Nettell & Williams.

Noes-None.

Excused-Delegates Nason & Rediger.

Absent-Delegates Thorge: Miller: Prout & Morthmann.

Said resolution as adapted is as follows, to wit:-

Resolution

Ordering the opening and extending of Nineteenth Street from the south line of Sherman's Addition to South Twenty-first Street.

Whereas, notice of the passage of the Resolution of Intention to open and extend Nineteenth from the south line of Sherman's Addition to South Twenty-first Street has been duly published for ten days and posted along the line of the Street, and, Whereas, the period of ten days has expired within which objections to the contemplated work could be presented, and no such objections have been made or filed, and, Whereas, jurisdiction has thus been fully acquired to order said work to be done.

Therefore, Be it Resolved that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience, and hereby orders the opening and extending of Nineteenth Street, in said City, from the south line of Sherman's Addition to South Twenty-first Street, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point where the west line of Nineteenth Street intersects the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to a point where the said south line of Sherman's Addition intersects the northwesterly line of South 21st Street, thence southwesterly along the northwesterly line of South 21st Street to its intersection with the northeasterly line of Kearney Avenue, thence northwesterly along the northeasterly line of Kearney Avenue to the intersection with the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to the point of beginning; And it is further ordered that the damage, cost and expense of opening and extending said Street, and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are as follows, to wit: Beginning at a point on the south line of Sherman's Addition at its intersection with the southwesterly line of the alley in Fractional Block 186

of Mannass and Schiller's Addition, thence southeasterly along the southwesterly line of said alley to the northwesterly line of south 22^d street, thence southwesterly along the northwesterly line of south 22^d street to the northeasterly line of alley in Block 179 of Mannass and Schiller's Addition, thence northwesterly along the northeasterly line of the alley in Block 179 and Fractional Block 180 of Mannass and Schiller's Addition to the point where the line between lots 29 and 30 intersects said northeasterly line in Fractional Block 180, thence northeasterly along line between said lots 29 and 30 to the south line of Sherman's Addition, thence east or easterly along the south line of Sherman's Addition to a point on said line between lots 9 and 10 in Fractional Block 68 of Sherman's Addition, thence north or northerly on a line between lots 3, 10, 2, 11, 1 and 2 in said Block 68 to the south line of "N" Street, thence east or easterly along the south line of "N" Street to a point between lots 1 and 12 in Fractional Block 67 Sherman's Addition, thence south or southerly on a line between lots 1, 12, 2, 11, 3 and 10 in said Block 67 to the south line of Sherman's Addition, thence west or westerly along south line of Sherman's Addition to the point of beginning.

The Clerk presented the affidavit of N. L. Vestal principal clerk of the publishers of the San Diego Sun, a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work," being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to order the opening and extending of 21st Street in said City from the south line of Sherman's Addition to Julian Avenue, was published in said newspaper for the period of ten days, to wit: from the 16th to the 25th days of April, 1892, both days inclusive.

Also the affidavit of Amos Pittenburgh, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 21st Street and Julian Avenue from the south line of "N" Street to the westerly line of south 23rd Street, "Notices of Public Work," being notices of the adoption by the Common Council of the said City of San Diego, of the ^{above mentioned} Resolution of Intention to order the opening and extending of 21st Street

from the south line of Sherman's addition to Julian Avenue, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed; and that he caused a notice, similar in substance, to be published for ten days in the Daily Sun. Said affidavits were received and placed on file.

Whereupon the following resolution ordering said 21st Street opened and extended from the south line of Sherman's addition to Julian Avenue, was read and on motion of Delegate Nettell adopted by the following vote, to wit:-
Ayes- Delegates Crispin: Pauley: Burns: Baker: Murtha: Escher:
 Watson: Dand: Nettell & Williams.

Nays- None.

Excused- Delegates Nason & Rediger.

Absent- Delegates Thorpe: Miller: Trout & Mortensen.

Said Resolution as adopted is as follows, to wit:-

Resolution

Ordering the opening and extending of 21st Street from the south line of Sherman's addition to Julian Avenue.

Whereas,

Notice of the passage of the Resolution of Intention to open and extend Twenty-first Street from the south line of Sherman's addition to Julian Avenue has been duly published for ten days and posted along the line of the Street, and, Whereas, the period of ten days has expired within which objections to the contemplated work could be presented and no such objections have been made or filed, and, Whereas, jurisdiction has thus been fully acquired to order said work to be done, Therefore,

Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening and extending of 21st Street from the south line of Sherman's addition to Julian Avenue, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit:- Beginning at a point where the east line of Twenty-first Street intersects the south line of Sherman's addition thence south or southerly projecting the east line of Twenty-first to a point where said east line

intersects the northeasterly line of Julian Avenue, thence northwesterly along the northeasterly line of Julian Avenue to a point where said northeasterly line intersects the south line of Sherman's Addition, thence easterly along the south line of Sherman's Addition to the point of beginning: And it is further ordered that the damages, costs and expenses of opening and extending said street and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are as follows, to wit: Beginning at a point on the south line of Sherman's Addition where said south line intersects the line between Lots 3 and 10 of Fractional Block 65 of Sherman's Addition, thence easterly along the south line of Sherman's Addition to the southwesterly line of Alley in Trac. Block 228 of Mannasse and Schiller's Addition, thence southeasterly along southwesterly line of alley in Trac. Blks 228 and 227 in Mannasse and Schiller's Addition to the northwesterly line of South 23^d Street, thence southwesterly along northwesterly line of South 23^d Street to the northeasterly line of Alley in Block 187 of Mannasse and Schiller's Addition, thence northwesterly along northeasterly line of Alley in Block 187 and Trac. Block 186 of Mannasse and Schiller's Addition to the south line of Sherman's Addition thence easterly along said south line to a point where said south line intersects the line between Lots 3 and 10 of Fractional Block 66 of Sherman's Addition, thence northerly on the line between Lots 3, 10, 2, 11, 1 and 12 of Trac. Block 66 Sherman's Addition to the south line of N Street, thence easterly along the south line of N Street to a point where said south line intersects the line between Lots 1 and 12 in Fractional Block 65 of Sherman's Addition, thence southerly along line between Lots 1, 12, 2, 11, 3 and 10 in Trac. Block 65 of Sherman's Addition to the point of beginning.

The Clerk presented the affidavit of N. D. Vestal principal Clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, California, showing that a "Notice of Public Work," being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to order the opening and extending of 22^d Street from the south line of Sherman's Addition to South 22^d Street, was published in said news-

paper for the period of ten days, to wit: from the 16th to the 25th days of April, 1892. Each day inclusive.

Also the affidavit of Amos Fittieguell, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of 22^d Street, in said City, from the south line of "N" Street, to the south line of Sherman's Addition, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Public Work" being notices of the adoption by the Common Council of the said City of San Diego, of the Resolution of Intention to order the opening and extending of 22^d Street from the south line of Sherman's Addition to South 22^d Street; and that he caused a notice, similar in substance to be published for ten days in the Daily San. Said affidavits were received and filed.

Whereupon the following resolution ordering said 22^d Street opened and extended from the south line of Sherman's Addition to South 22^d Street was read and on motion of Delegate Wetzel adopted, by the following vote, to wit:
Ayes-Delegates Rippen: Pauly: Nelson: Burns: Baker: Murtha:
 Escher: Watson: Doud: Wetzel & Williams.
Noes-None.

Absent-Delegates Thorpe: Miller: Crout & Muthmann.

Said resolution as adopted is as follows, to wit:-
 Resolution

Ordering the opening and extending of 22^d Street from the south line of Sherman's Addition to South 22^d Street.
 Whereas,

Notice of the passage of the Resolution of Intention to open and extend Twenty-second Street from the south line of Sherman's Addition to South Twenty-second Street has been duly published for ten days, and posted along the line of the Street, and Whereas, the period of ten days has expired, within which objections to the contemplated work could be presented, and no such objections have been made or filed, and Whereas, jurisdiction has thus been fully acquired to order said work to be done.

Therefore, Be it Resolved that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening and

extending of Twenty-second Street in said City, from the south line of Sherman's Addition to South 22nd Street, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered, that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point on the south line of Sherman's Addition where said south line intersects the northwesterly line of South 22nd Street, thence southwesterly along northwesterly line of South 22nd Street to the northeasterly line of Alley in Fractional Block 228 of Morrison and Schiller's Addition, thence northwesterly along said northeasterly line of alley to the south line of Sherman's Addition, thence easterly along said south line of Sherman's Addition to the point of beginning; And it is further ordered, that the damages, costs and expenses of opening and extending said street and the making of said improvements shall be assessed in proportion to benefits upon a district the exterior boundaries of which are as follows, to wit: Beginning at a point on the south line of Sherman's Addition where it intersects the west line of Twenty-second Street, thence west along said south line of Sherman's Addition to a point where said south line intersects the line between Lots 3 and 10 in Fractional Block 65 of Sherman's Addition, thence northerly along line between Lots 3, 10, 2, 11, 1 and 12 in said Fractional Block 65 to the south line of "N" Street, thence easterly along south line of N Street to the west line of Twenty-second Street thence southerly along west line of Twenty-second Street to the point of beginning, being otherwise described as the east 1/2 of Fractional Block 65 of Sherman's Addition.

The Clerk presented the affidavit of H. L. Vestal, principal clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work", being a notice of the adoption by the Common Council of said City of San Diego ^{of the Resolution of Intention} to open Main Street from the west line of Pueblo Lot 116 Northwesterly through Block 35 of H. P. Whitely's Addition, and to straighten Main Street through Block 20 of Reed and Schubert's Addition", was published in said newspaper for the period of ten days, to wit: from the 22nd day of April 1892 to the 1st day of May 1892, both days inclusive; Also,

The affidavit of Amos Pettigull, Street Superintendent of the City of San Diego, State of California, showing, that he caused to be conspicuously posted along the line of Main Street in said City, from the east line of Whitney's addition to the easterly line of South 25th Street, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notice of Public Work" being notices of the adoption by the Common Council of the abovementioned Resolution of Intention to order the opening and straightening of Main Street in said City, and that he caused a notice, similar in substance, to be published for ten days in The Sun. Said affidavits were received and filed.

Whereupon the following Resolution ordering the opening and straightening of said Main Street was read and an motion of Delegate Nuttall adopted by the following vote, to wit:-

Ayes- Delegates Crippen: Pauley: Nason: Burns: Baker: Rediger:
Merritt: Escher: Watson: Doud: Nuttall & Williams.

Noes- None.

Absent- Delegates Harpe: Miller: Prout & Methmann.

Said resolution as adopted is as follows, to wit:-

Resolution

Ordering the opening and extending of Main Street from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N. P. Whitney's Addition and to straighten Main Street through Block 20 of Pugh and Hubbell's Addition.

Whereas,

Notice of the passage of the Resolution of Intention to open and extend Main Street from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N. P. Whitney's Addition and to straighten Main Street through Block 20 of N. P. Whitney's Addition has been duly published for ten days and posted along the line of the street, and, Whereas, the period of ten days has expired, within which objections to the contemplated work could be presented and no such objections have been made or filed, and, Whereas, jurisdiction has thus been fully acquired to order said work to be done.

Therefore,

Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the opening

and extending of Main Street in said City from the west line of Pueblo Lot 1161 northwesterly through Block 35 of N.P. Whitney's addition, and the straightening of Main Street in said City through Block 20 of Reid and Subbels addition, for which purpose it is deemed necessary to take and appropriate, and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit: Beginning at a point where the northeasterly line of Main Street in Pueblo Lot 1161, projected northwesterly would intersect the south line of Main Street, in N.P. Whitney's addition, thence westerly along the south line of Main Street in N.P. Whitney's addition to a point where the southwesterly line of Main Street in Pueblo Lot 1161 projected northwesterly would intersect said south line of Main Street in N.P. Whitney's addition, thence southeasterly along said projected southwesterly line of Main Street to the west line of Pueblo Lot 1161, thence northerly along the line of Pueblo Lot 1161 to its intersection with the northeasterly line of Main Street in Pueblo Lot 1161, thence northwesterly along projection of said northeasterly line of Main Street in Pueblo Lot 1161, to the point of beginning; Also beginning at a point on the north line of Main Street one hundred and seventy-seven and $\frac{30}{100}$ (127.30) feet east from the east line of 26th Street, thence west or westerly along said north line of Main Street to the east line of 26th Street, thence north or northerly along the east line of said 26th Street one hundred and six and $\frac{18}{100}$ (106.18) feet, thence southeasterly one hundred and sixty-six and $\frac{7}{100}$ (166.07) feet to the point of beginning; And it is further ordered that the damages, costs and expenses of opening and extending and of straightening said street, and the making of said improvements shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are as follows, to wit: Beginning at a point on the east line of Block 36 of N.P. Whitney's addition one hundred and forty (140) feet north from the southeast corner of said Block 36, thence running west or westerly producing a line one hundred and forty (140) feet from, and parallel with the north line of Main Street to a point on the east line of 26th Street, thence northwesterly to the intersection of the west line of 26th Street with the southwesterly line of Alley in Block 99 of Lamb and Pown Co's addition, thence northwesterly along southwesterly

line of alleys in Blocks 99, 98 and 97 of Land and Paxon Co's addition to the southeasterly line of South 25th Street, thence southwesterly along said southeasterly line of South 25th Street to its intersection with the northeasterly line of alley in Block 80 of Land and Paxon Co's addition, thence southeasterly along northeasterly line of alley in Blocks 80, 79 and 78 of Land and Paxon Co's addition to the west line of 26th Street, thence southeasterly to the intersection of the east line of 26th Street with the north line of alley in Block 21 of Ruf and Stubbins addition, thence east or easterly one hundred and forty (140) feet from and parallel with the south line of Main Street to the east line of Block 35 of A. P. Whitney's addition, thence northerly along the east line of Blocks 35 and 36 of A. P. Whitney's addition to the point of beginning.

The Clerk presented the affidavit of N. H. Vestal principal Clerk of the Publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption by the Common Council of said City of San Diego, of the Resolution of Intention to order the closing of a portion of Union Avenue, in said City, was published in said newspaper for the period of ten days to wit: from the 22nd day of April, 1892, to the 1st day of May, 1892, both days inclusive, also.

The affidavit of Amos Pittenger, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of Union Avenue, in said City, in front of lots 12, 13 & 14, Block 174, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block and irregular block liable to be assessed, "Notices of Public Work," being notices of the adoption by the Common Council of said City of San Diego, California, of the Resolution of Intention to order the closing up of a portion of Union Avenue, and that he caused a notice, similar in substance, to be published for ten days in the San Diego Sun. Said affidavits were placed on file.

Whereupon the following resolution ordering the closing of a portion of said Union Avenue was read and an motion of Delegate Watson adopted by the following vote, to wit:-

Ayes-Delegates Crippen: Pauly: Nason: Burns: Baker: Rediger:
 Martha: Eschler: Watson: Daud: Nygel & Willard.
Nays-None.

Absent-Delegates Thorpe: Miller: Frank & Merthmann.

Said resolution as adopted is as follows, to wit:-

Resolution

Ordering the closing of a portion of Union Avenue in the San Diego Land and Town Company's addition.

Whereas.

Notice of the passage of the Resolution of Intention to close a portion of Union Avenue in the Land and Town Company's addition has been duly published for a period of ten days and posted along the line of said Avenue and. Whereas, the period of ten days has expired within which objections to the contemplated work could be presented, and no such objections have been made or filed, and, Whereas, jurisdiction has thus been fully acquired to order said work to be done.

Therefore, be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required by the public interest and convenience and hereby orders the closing up of a portion of Union Avenue at the intersection of said Union Avenue with Twenty-sixth street in the San Diego Land and Town Company's addition to the City of San Diego, California, bounded and described as follows, to wit: Beginning at a point on the north line of Union Avenue sixty-eight and four tenths (68.4) feet westerly from the southwesterly line of alley in Fractional Block 174 San Diego Land and Town Company's addition thence westerly along said north line of Union Avenue sixty-two and ninety-one, one hundredths (62.91) feet, to the westerly line of Twenty-sixth street thence south along the westerly line of Twenty-sixth street twenty-six and eighty-five, one hundredths (26.85) feet, thence northeasterly sixty-eight and four tenths (68.4) feet to the point of beginning; And it is further ordered that the damages, costs and expenses of closing said avenue and the making of said improvements, shall be assessed in proportion to benefits upon a district, the exterior boundaries of which are hereby fixed as follows, to wit: All the property contained in Lots 12, 13, 14, of Fractional Block 174 San Diego Land and Town Company's addition in said City.

The Clerk presented the affidavit of W. L. Votel, principal clerk of the publishers of the San Diego Sun a daily newspaper published and circulated at the City of San Diego, State of California, showing that a "Notice of Public Work" being a notice of the adoption by the Common Council of the City of San Diego, California, of the Resolution of Intention to order the straightening of Logan Avenue through fractional block H of Reed and Hubbell's addition, was published in said newspaper for the period of ten days, to wit: from the 22^d day of April, 1892, to the 1st day of May, 1892, both days inclusive; also.

The affidavit of Amos Pettengell, Street Superintendent of the City of San Diego, State of California, showing that he caused to be conspicuously posted along the line of Logan Avenue in said City from the east line of 26th Street to the west line of 32^d Street, at not more than three hundred feet in distance apart, but not less than three in all, and in front of each quarter block, and irregular block liable to be assessed, "Notices of Public Work", being notices of the adoption by the Common Council of said City of San Diego, of the above-mentioned Resolution of Intention to order the straightening of Logan Avenue through fractional block H of Reed and Hubbell's addition, and that he caused a notice, similar in substance, to be published for ten days in the San Diego Daily Sun: Said affidavits were received and filed.

Whereupon the following resolution ordering the straightening of said Logan Avenue was read and on motion of Delegate Watson adopted by the following vote, to wit:

Ayes - Delegates Crippen: Pauly: Nason: Burns: Baker: Rediger:
Murtha: Escher: Watson: Roub: Nettell & Williams.

Noes - None.

Absent - Delegates Thorpe: Miller: Trout & Mertymann.

Said resolution as adopted is as follows, to wit:

Resolution

Ordering the straightening of Logan Avenue through Fractional Block H of Reed and Hubbell's addition.

Whereas notice of the passage of the Resolution of Intention to straighten Logan Avenue through Fractional Block H of Reed and Hubbell's Addition has been duly

published for ten days, and posted along the line of the street, and Whereas, the period of ten days has expired, within which objections to the contemplated work could be presented and no such objections have been made or filed, and Whereas, jurisdiction has thus been fully acquired to order said work to be done, Therefore,

Be it Resolved, that the Common Council of the City of San Diego, California, deems it to be required, by the public interest and convenience, and hereby orders the straightening of Logan Avenue in said City, through Fractional Block 4 of Reed and Hubbell's addition for which purpose it is deemed necessary to take and appropriate and it is hereby ordered that there shall be taken and appropriated the property bounded and described as follows, to wit:

Beginning at a point on the north line of Logan Avenue eighty-nine and $\frac{50}{100}$ (89.50) feet east from the southwest corner of Fractional Block 4 in Reed and Hubbell's addition thence west or westerly along the north line of Logan Avenue to the east line of 26th Street, thence north or northerly along the east line of 26th Street seventy-four and $\frac{58}{100}$ (74.58) feet, thence southeasterly one hundred and sixteen and $\frac{73}{100}$ (116.73) feet to the point of beginning. And it is further ordered that the damages, costs and expenses of straightening said street, and the making of said improvements, shall be assessed in proportion to benefits upon a district the exterior boundaries of which are as follows, to wit: Beginning at a point on the easterly line of 26th Street one hundred and forty (140) feet north from the north line of Logan Avenue, thence running east or easterly producing a line one hundred and forty (140) feet from and parallel to the west line of 32nd Street, thence south or southerly along the west line of 32nd Street to a point one hundred and forty (140) feet south of the south line of Logan Avenue, thence running west or westerly one hundred and forty (140) feet from and parallel to the south line of Logan Avenue to the east line of 26th Street, thence north or northerly along said east line of 26th Street to the point of beginning.

An Ordinance granting a franchise to the San Diego Electric Railway Company for an additional street railway track along and over Arctic Street heretofore presented and action thereon deferred 30 days in accordance with the provisions of the City Charter, was read and on motion of Delegate Nason adopted, by the following vote, to wit:-

Ayes-Delegate Crippen: Pauley: Nason: Burns: Baker: Rediger: Murtha:
Escher: Watson: Daud: Wetzel & Williams.

Noes-None.

Absent-Delegates Thorpe: Miller: Prout & Muthmann.

Said Ordinance as adopted is as follows, to wit:-

Ordinance N^o 176.

An Ordinance granting a franchise to the San Diego Electric Railway Company for authority to construct, and maintain and operate for the period of twenty-five years an additional street railway track along and over Arctic Street, from the center of "H" Street to the center of "D" 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. That the San Diego Electric Railway Company, a corporation, have, and it is hereby granted authority, to construct, and maintain and operate for the period of twenty-five years, an additional street railway track along and upon the following streets in the City of San Diego, California. To wit: On Arctic Street, from the center of "H" Street to the center of "D" Street. Upon the following conditions and limitations, viz:

I.

That the cars upon said railway shall be propelled by electricity. But if at any time the said railway cannot be operated by electricity, owing to accident to the machinery or appurtenances, horses or mules may be used to propel cars thereon during the time necessary to repair such machinery or appurtenances.

II.

That the grantee or its assigns shall plank, pave or macadamize, as the said Council may direct, the entire length of that portion of said streets, used by said railway tracks between the rails and for two feet on each side thereof; and between the tracks, and keep the

same constantly in repair, flush with the streets and with good crossings.

III.

That the track shall be four feet eight and one-half inches within the rails; and shall have a space between them, and between sidetracks, turnouts and switches, of not exceeding six feet four inches, being sufficient to allow the cars to pass each other freely.

IV.

That work on the construction of said railway shall commence within two days after the granting of the franchise therefor, and the same shall be wholly completed within sixty days thereafter, and electric cars shall be in operation thereon within ninety days thereafter.

V.

That the right to grade, sewer, pave, macadamize or otherwise improve, alter or repair the said streets shall be reserved to the City of San Diego; such work to be done so as to obstruct the said railway as little as possible. The grantee or its assigns shall shift and reshift its rails so as to avoid the obstructions created thereby.

VI.

That the laying of said tracks and all sidetracks, turnouts, switches or curves, shall conform in all cases with the grades of said streets which have been graded, and in all other cases as near to the natural grade of such street as practicable. And when at any time any part of said route shall be graded, or the grade thereof altered or changed by the said Common Councils, the bed of the road and the tracks thereon shall be made to conform therewith by the grantee or its assigns. The said tracks shall be so constructed and laid that each track on said Arctic street shall be of equal distance from the curb lines of said street.

VII.

No switch shall be constructed or maintained within fifty feet of any cross street, and the location of such switches and of all turnouts shall be changed at the expense of the grantee or its assigns whenever so ordered by said Common Councils.

VIII.

That the City Engineer shall, under the direction of the Common Councils, give the established grades of the streets.

along the line of construction of said railway, and set stakes indicating the said grade; he shall see that the said railway is constructed and maintained in conformity to the terms and requirements of the franchise; and for his services as herein required he shall receive such pay as are provided therefor, and the same shall be paid by the grantee or its assigns.

IX.

That the failure to comply with any of the provisions of the franchise shall work a forfeiture of the rights and privileges granted thereby.

That the right to ^{repeal} amend or modify the ordinance granting the franchise shall be reserved to the said Common Council.

Section 2. That this ordinance shall take effect and be in force from and after its passage and approval and one publication thereof in the San Diego Daily Sun, a newspaper printed and published in said City of San Diego, and being the official paper.

On motion of Delegate Nitzel the President was authorized to appoint a Committee of three to act with a like Committee from the Board of Aldermen to select three citizens to act as Commissioners to assess benefits and damages in the matter of opening certain streets in the eastern portion of the City.

An Ordinance establishing the grade of 5th street from Upas Street to University Avenue was read and on motion of Delegate Watson adopted by the following vote, to wit:-

Ayes - Delegates Griffen: Pauly: Nasson: Burns: Baker: Rediger:
Merkle: Escher: Watson: Dand: Nitzel & Williams.

Noes - None.

Absent - Delegates Thorpe: Miller: Prout & Northmann.

Said Ordinance as adopted is as follows, to wit:

Ordinance No 172.

An Ordinance Establishing the grade of 5th street from the north line of Upas Street to the north line

of University Avenue in the City of San Diego, State of California.

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

Section 1. The grade of 5th Street from the north line of Upas Street to the north line of University Avenue, 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 5th and Upas streets, 285.0 feet; at the northeast corner thereof, 286.0 feet.

At the southwest corner of 5th St. and Walnut Avenue 284.5 feet; at the northwest corner thereof, 284.0 feet.

At the southeast corner of 5th St. and Ivy Lane 282.6 feet; at the northeast corner thereof, 282.2 feet.

At the southwest corner of 5th St. and Brooks Avenue 280.0 feet; at the northwest corner thereof, 280.0 feet; at the southeast corner thereof, 279.0 feet; and at the northeast corner thereof, 279.0 feet.

At the southeast corner of 5th St. and Anderson Place 280.4 feet; at the northeast corner thereof, 280.6 feet.

At the southwest corner of 5th St. and Thornton Avenue, 282.0 feet; at the northwest corner thereof, 282.5 feet; at the southeast corner thereof, 282.0 feet; and at the northeast corner thereof, 282.5 feet.

At the southeast corner of 5th St. and Evans Place 284.5 feet; at the northeast corner thereof, 285.0 feet.

At the southwest corner of 5th St. and Robinson Avenue, 287.5 feet; at the northwest corner thereof 288.0 feet; at the southeast corner thereof, 287.5 feet; and at the northeast corner thereof, 288.0 feet.

At the southwest corner of 5th St. and University Avenue, 290.0 feet; at the northwest corner thereof, 290.0 feet; at the southeast corner thereof, 290.0 feet; and at the northeast corner thereof, 290.0 feet.

And the grade of said 5th Street between the points fixed by this Ordinance, shall be of uniform ascent and 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 the average of the curb grades.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed, and this Ordinance shall take effect and be in force from and after its passage and one publication thereof in The Sun.

An Ordinance regulating the manner of the erection and maintenance of the Poles, Trolley, Roads, and Under Wires of Electric Street Railways in the City, was read and referred to the Committee on Gas, Electric Lights and Telephones.

On motion of Delegate Baker it was ordered that the Board now proceed to the consideration of the proposed Charter Amendments. Thereupon on motion of Delegate Nathe the Board goes into Committee of the Whole for the consideration of said amendments, with Delegate Escher in the Chair.

Upon re-convening as a Board of Delegates the Chairman of the Committee of the Whole reports progress and asks for further time which was on motion granted.

Thereupon on motion of Delegate Baker the Board adjourned until Monday July 18th, 1897, at 7:30 o'clock P. M.

W. J. Ware
City Clerk
By Geo. D. Buchanan
Deputy

H. H. Williams
Trust Board Delegate