

DOCUMENT NO 352

ORDINANCE NO. 1

Fixing Amt. of

Bonds to be given by

City Officers.

Book 2 Page 3 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 1 of the City of San Diego, California, adopted June 14, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 1.

AN ORDINANCE FIXING THE AMOUNT OF BONDS TO BE GIVEN BY  
THE OFFICERS OF THE CITY OF SAN DIEGO.

The Board of Trustees of the City of San Diego, do ordain  
as follows:

SECTION 1. The officers of said city hereinafter named are hereby required to execute to said City their bonds for the faithful discharge of their duties in the following amounts: City Treasurer, Twenty thousand dollars; City Marshal and ex-officio Tax Collector, Ten thousand dollars; City Assessor, Five thousand dollars; City Clerk and ex-officio Clerk of the Board of Trustees, Two thousand dollars; City Attorney, Two thousand dollars; City Attorney, Two thousand dollars; City Recorder, Two thousand dollars.

SECTION 2. All ordinances now in force in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its publication as provided by law.

Passed and approved by the Board of Trustees of the City of San Diego in adjourned meeting assembled this June 14th, 1886.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 1 of the City of San Diego, California, adopted June 14th, 1886, as found on page 339 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

By W. E. Baithy Deputy

(SEAL)

Filed 190

City Clerk

By Deputy.

Ordinance No. 1

Fixing, and of  
Bonds to be given by  
City Officers

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 353

ORDINANCE NO. 2.

Requiring Streets

kept at Original

Grade, by Companies

or Corporations.

Book 2    Page 3    File 3

Book 3    Page 312    File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 2 of the City of San Diego, California; adopted June 21, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed by  
6045 NS.

ORDINANCE NO. 2.

AN ORDINANCE REQUIRING ALL PERSONS, COMPANIES OR CORPORATIONS EXCAVATING IN OR USING ANY STREET OF THE CITY OF SAN DIEGO TO RESTORE AND KEEP THE STREET TO ITS ORIGINAL GRADE, FIXING THE DUTIES OF THE STREET SUPERINTENDENT WITH REFERENCE THERETO, AND PROVIDING A PENALTY.

The Board of Trustees of the City of San Diego do ordain as follows:

SECTION 1. All persons, companies, or corporations, who shall make any cuts, holes, or excavations of any kind in any street of said City, for the purpose of putting down, removing or repairing any water mains, gas mains, or sewer pipes, or for any other purpose are required to fill up such excavations even with the surface of the street, and keep the same in that condition continuously thereafter.

SEC. 2. It is hereby made the duty of the Street Superintendent of said city to superintend the making of such cuts, holes or excavations, and to see that this ordinance is fully complied with.

SEC. 3. It is also made the duty of said Street Superintendent upon the failure of any such person, company or corporation to keep such cuts or excavations flush with the streets to notify such person, company or corporation to make the necessary repairs, and they are required upon such notice, either verbal or written, being given to make said repairs and place the street in the condition required by Section 1 of this ordinance, forthwith.

SEC. 4. Any person, company or corporation, who shall fail to comply with any of the terms of this ordinance shall be guilty of a misdemeanor and be fined in any sum not exceeding \$300. for each offense.

SEC. 5. Each day that any such person, company, or corporation shall, after notice, fail to comply with any of the pro-

visions of this ordinance shall constitute a separate and distinct offense, and be punishable as such.

SEC. 6. All ordinances and 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 publication, as provided by law.

Passed and approved by the Board of Trustees of the City of San Diego, June 21, 1886, by the following vote:

Trustee Jno. H. Sloane, yea; Trustee C.S. Hamilton, yea; Trustee W.W. Stewart, yea; Trustee G. F. Judson, yea; Trustee W.H. Carlson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 2 of the City of San Diego, California, adopted June 21st, 1886, as found on page 342 of Book No. 3 record of the City of San Diego.



City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By  Deputy

Filed 190

City Clerk

By

Deputy.

Ordinance No. 2,  
*Resurfacing Streets  
Kept at Original  
Grade, by Companies  
or Corporations*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 3 3  
3 34 3

DOCUMENT NO. 354

ORDINANCE NO. 3

Establishing a  
Datum line for  
Grading Streets

(Repealed)

Book 2 Page 5 File 3

Book 3 Page 351 File 3

SERIES F

ORDINANCE NO. 3.

An Ordinance establishing a datum line for the grading of streets in the City of San Diego, State of California, and providing for the manner of establishing grades by Ordinance.

[Approved June 30th, 1886]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That a datum line as a basis for the establishment of street grades in said city is hereby fixed at an elevation of six feet above mean tide in San Diego Bay, as established by the United States Coast Survey of 1872.

Sec. 2. That hereafter all street grades shall be established by ordinance fixing the elevations of the street crossings above said datum line and the line of said grade between said crossings.

Section 3. The center of all street grades shall be one foot above the gutters at the curb line of the sidewalks, and the sidewalks shall be of a uniform height of one foot above the gutters at the curb, with a rise of twenty-five hundredths of a foot to the fence line.

Sec. 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

\* \* \* \* \*

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 3 of the City of San Diego, California, adopted June 30, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 3 of the City of San Diego, California, adopted June 30, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Series F.  
ORDINANCE NO. 3.

*An Ordinance establishing a datum line for the grading of streets in the City of San Diego, State of California, and providing for the manner of establishing grades by Ordinance.*

[Approved June 30th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That a datum line as a basis for the establishment of street grades in said city is hereby fixed at an elevation of six feet above mean tide in San Diego Bay, as established by the United States Coast Survey of 1872.

Sec. 2. That hereafter all street grades shall be established by ordinance fixing the elevations of the street crossings above said datum line and the line of said grade between said crossings.

Section 3. The center of all street grades shall be one foot above the gutters at the curb line of the sidewalks, and the sidewalks shall be of a uniform height of one foot above the gutters at the curb, with a rise of twenty-five hundredths of a foot to the fence line.

Sec. 4. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Sec. 5. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 351 of the City of San Diego, California, adopted June 30th, 1886, as found on page 351 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Bartley Deputy

✓  
DOCUMENT No. 354

Filed 190

*Filed*

City Clerk

By

Deputy.

Ordinance No. 3,  
*Establishing a  
Datum Line for  
Grading Streets*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

*(Repealed)*

3<sup>2</sup> 3<sup>5</sup> 3<sup>3</sup>

DOCUMENT NO. 355

File No. B-15

OEDINANCE NO. 4

Changing and Re-estab-

lishing Grade of

1st, 2nd 3rd & 4th

Streets and E, F, G, H,

I and J Streets.

Book 3    Page 354    File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 4 of the City of San Diego, California, adopted June 30, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

June 30, 1886

ORDINANCE NO. 4.

AN ORDINANCE CHANGING AND RE-ESTABLISHING THE GRADE OF FIRST, SECOND, THIRD AND FOURTH STREETS FROM J TO D STREETS AND E, F, G, H, I AND J STREETS FROM FRONT TO FIFTH STREETS IN THE CITY OF SAN DIEGO, STATE OF CALIFORNIA.

The Board of Trustees of the City of San Diego do ordain as follows:

SECTION I. That the grades of First, Second, Third and Fourth Streets from J to D streets and E, F, G, H, I and J streets from Front to Fifth streets are hereby changed from the grade known and designated as Lockling grade and re-established as follows: The elevations of the crossings of said streets above the datum line of levels fixed by Ordinance No. 3 passed on the 30th day of June, 1886, shall be as follows:

At the crossing of Front and J streets one and two tenths feet; at the crossing of Front and I streets seven feet; at the crossing of Front and H streets twelve and five tenths feet; at the crossing of Front and G streets eighteen feet; at the crossing of Front and F Streets twenty and six <sup>tenths</sup> feet; at the crossing of Front and E Streets twenty six feet; at the crossing of First and I streets eight feet; at the crossing of First and H Streets eleven and six tenths feet; at the crossing of First and G Streets thirteen and six tenths feet; at the crossing of First and F Streets seventeen and three tenths feet; at the crossing of First and E Streets twenty five feet; at the crossing of First and D Streets thirty two and nine tenths feet; at the crossing of Second and J Streets two and four tenths feet; at the crossing of Second and I Streets six feet; at the crossing of Second and H streets nine and one tenth feet; at the crossing of Second and G streets fourteen and four tenths feet; at the crossing of Second and F streets twenty and three tenths feet; at the crossing of Second and E streets twenty eight and three tenths feet; at the crossing of Second and D streets thirty six and

six tenths feet; at the crossing of Third and K streets five tenths of a foot; at the crossing of Third and J streets two and nine tenths feet; at the crossing of Third and I streets six and nine tenths feet; at the crossing of Third and H streets eleven and five tenths feet; at the crossing of Third and G Streets eighteen and five tenths feet; at the crossing of Third and F streets twenty four and one tenth feet; at the crossing of Third and E Streets thirty one and five tenths feet; at the intersection of Third Street and the South curb line of D street thirty nine and six tenths feet; at the crossing of Fourth and K Streets one and four-tenths feet; at the crossing of Fourth and J Streets five feet; at the crossing of Fourth and I streets ten feet; at the crossing of Fourth and H Streets fifteen and five tenths feet; at the crossing of Fourth and G Streets twenty one and seven tenths feet; at the crossing of Fourth and F Streets twenty eight and five tenths feet; at the crossing of Fourth and E Streets thirty five and five tenths feet; at the crossing of Fourth and D Streets forty four feet; at the crossing of Fifth and K Streets five and three tenths feet; at the crossing of Fifth and J streets nine and seven tenths feet; at the crossing of Fifth and I streets fifteen and five tenths feet; at the crossing of Fifth and H Streets twenty and nine tenths feet; at the crossing of Fifth and G Streets twenty-six and eight tenths feet; at the crossing of Fifth and F Streets thirty-three and five tenths feet; at the crossing of Fifth and E Streets forty and two tenths feet; at the crossing of Fifth and D streets forty seven and three tenths feet; And that the grades of each of said several streets, between the points fixed by this Ordinance shall be of a uniform ascent or descent as shown by the grade map made by the City Engineer and on file in the office of the City Engineer.

SECTION II. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION III. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 4 of the City of San Diego, California, adopted June 30th, 1886, as found on page 352 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

By W. E. Butler Deputy

(SEAL)

Filed 190

B-15

City Clerk

By

Deputy.

**Ordinance No. 4.**  
*Changing and Re-establishing Grade of 1st 2nd 3rd & 4th Streets and E. J. G. H. 1st & 2nd Streets*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 35 33

DOCUMENT NO. 356

ORDINANCE NO. 5

Repeals, Ordinance

No. 123, March 22, 1880,

Regulating Sale of

Liquors, etc.

Book 3 Page 357 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 5 of the City of San Diego, California, adopted June 30, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 5.

AN ORDINANCE REPEALING CHARTER ORDINANCE NO. 132, ENTITLED  
"AN ORDINANCE REGULATING THE SALE OF INTOXICATING LIQUORS," PASSED AND  
APPROVED MARCH 22ND 1886.

The Board of Trustees of the City of San Diego do ordain as  
follows:

SECTION I. That Charter Ordinance No. 132 entitled An Ordinance to regulate the sale of intoxicating liquors, passed and adopted by the Board of Trustees of said City on the 22nd day of March 1886, be and the same is hereby repealed.

SECTION II This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 5 of the City of San Diego, California, adopted June 30th, 1886, as found on page 357 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Bartlett Deputy

DOCUMENT No. 356

Filed 190

City Clerk

By Deputy.

**Ordinance No. 5,**  
*Repeals Ordinance*  
*(No. 132, March 22, 1886)*  
*Regulating Sale of*  
*Liquors etc*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

32 7 3

DOCUMENT NO. 357

ORDINANCE NO. 6

Imposing Municipal

License, Issuing &

Collecting, same, regulating

Manufacture & sale, Liquors.

Book 2 Page 7 File 3

Book 3 Page 363 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 6 of the City of San Diego, California, adopted July 6, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 6.

AN ORDINANCE IMPOSING MUNICIPAL LICENSES IN THE CITY OF SAN DIEGO, STATE OF CALIFORNIA, AND PROVIDING THE MANNER OF ISSUING AND COLLECTING THE SAME; REGULATING THE MANUFACTURE, SALE AND GIVING AWAY OF INTOXICATING LIQUORS IN SAID CITY, PRESCRIBING THE DUTIES OF CERTAIN OFFICERS OF SAID CITY AND FIXING A PENALTY FOR ITS VIOLATION.

The Board of Trustees of the city of San Diego do ordain as follows.

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

SECTION 2. The City Clerk shall issue all licenses provided for by this ordinance. Provided, that no license shall issue except upon an order of the Board of Trustees, made and entered on the minutes, nor without the payment of the amount hereinafter required to be paid therefor, and no license shall be issued for a longer term than one year.

SECTION 3. Said licenses shall be substantially in the following form:

This is to certify that (here insert the name), with the receipt of the City Tax Collector hereon written for the sum of \_\_\_\_\_ dollars, is hereby authorized to keep, conduct and carry on (here describe business) for the term of (here insert time) from the date hereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 188\_\_\_\_\_

\_\_\_\_\_  
Clerk

Countersigned by the President of the Board of Trustees.

SECTION 4. All licenses shall be signed by the Clerk and countersigned by the President of the Board of Trustees, and the amount to be paid therefor shall be paid to the city Tax Collector and his receipt therefor indorsed thereon before the delivery thereof.

SECTION 5. No license provided for herein shall be ordered by the Board of Trustees, or issued, except upon a petition from the applicant therefor, signed by five respectable tax payers of said city residing or doing business in the immediate neighborhood where said liquors are to be sold, stating the place where said liquors are to be sold and that the applicant is a person of good moral character and a sober and suitable person to keep and conduct such a place and business. No license shall be ordered issued until the next meeting of the Board of Trustees after such petition is received, and if the Board of Trustees find such person to be of good moral character and a sober and suitable person to keep such place and business they shall order the Clerk to issue such license. If they find that the applicant is not a person of good moral character or is not a sober or suitable person to keep and conduct such place or business, they shall deny the petition and no license shall be issued. Should the Board of Trustees at any time determine that any person keeping or conducting any such place is not a person of good moral character, or is not a sober or suitable person to keep and conduct such place or business, or that his or her place of business is kept in a noisy and disorderly way and that the peace and quiet of any person or neighborhood is disturbed, or that the same is conducted in any particular in violation of this ordinance, such Board may revoke such license.

And any citizen of said city may petition the Board of Trustees for the revocation of any license on any of said grounds, and said Board of Trustees shall hear the same, or refer the same to a

committee to investigate the charges and report to the Board, provided that said licensee shall have not less than five days' notice of the hearing, whether before the Board or a committee, and either party shall be heard in person, or by attorney, and allowed to introduce evidence.

If the Board shall find the petition or any material part thereof to be true, said license may be revoked and no further license shall issue to such person, otherwise the petition must be denied.

SECTION 6. The rates of licenses shall be as follows:

1. For every distillery, brewery, or place where spirituous, vinous, malt or other intoxicating liquors are manufactured, the sum of twenty-five dollars per month.

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

3. For every saloon, bar, bar-room, tippling house or any other place where any wine, ale or beer, or any other spirituous, vinous, malt, or other intoxicating liquors are sold in quantities of less than one-fifth of a gallon at a time, or to be drank on the premises where sold, the sum of fifty dollars per month.

SECTION 7. Every saloon, bar, bar-room, tippling house, or any other place where wine, beer, or ale, or any spirituous, vinous, malt, or other intoxicating liquors are sold shall close at eleven o'clock P.M. of each day and not be re-opened until 5 o'clock A.M. of the day following and it shall be unlawful for any person to sell barter, or give away any wine, beer, ale or any spirituous, vinous, or malt or other intoxicating liquors during the time said places of business are hereby required to be closed.

SECTION 8. Every person who shall sell, barter, or give away any wine, beer or ale, or any spirituous, vinous or malt, or any intoxicating liquors of any kind without having procured a license as provided in this ordinance, or between the hours of eleven o'clock

P.M. and five o'clock A.M., or shall violate any or the provisions of this ordinance, shall be fined in any sum not less than twenty-five nor more than three hundred dollars, or imprisoned in the county jail of San Diego for not exceeding three months, or by both such fine and imprisonment.

SECTION 9. Prosecutions under this ordinance may be in the name of the people of the State of California.

SECTION 10. Upon the conviction of any person for a violation of this ordinance a certified copy of the judgment of conviction shall be filed with the City Clerk, and the Board of Trustees shall thereupon revoke the license issued to such person.

SECTION 11. It is hereby made the duty of the city tax collector to collect all licenses provided for by this ordinance. He shall receipt for all licenses received, on the back of the license, and shall make return, under oath, on the first day of each month the amount collected by him for the preceding month and shall pay the same to the City Treasurer, taking his receipt therefor.

SECTION 12. No license issued under this ordinance shall be assigned or transferred except by permission of the Board of Trustees, and any person other than the licensee doing business under any license without the permission of the Board of Trustees first obtained, shall be guilty of a violation of this ordinance.

SECTION 13. It is made the duty of the City Marshal to see that all of the places of business named in section 7 of this ordinance close their places of business and keep them closed as in said section provided, and to forthwith arrest any person whose said place of business, shall be or remain open during said time, and to cause complaint to be filed against him in the Recorder's Court, and to see that every requirement of this ordinance is fully complied with.

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

SECTION 15. It shall be unlawful for any physician or person

claiming to be a physician to give a prescription to a druggist, or other person, for any intoxicating liquors except for medical purposes, and in case of necessity, or to give any such prescription for the purpose of evading or assisting to evade the provisions of this ordinance.

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

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

Passed, approved and adopted by the Board of Trustees of the city of San Diego, State of California, this July 6th, 1886, by the following vote:

Trustee J.G. Sloane, yea; Trustee W.W. Stewart, nay; Trustee W. H. Carlson, nay; Trustee C. S. Hamilton, yea; Trustee G. Frank Judson, yea.

CHAS. S. HAMILTON,

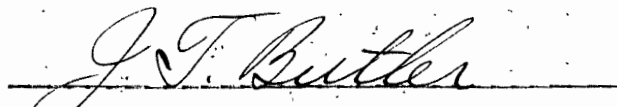
President of the Board of Trustees.

(SEAL)

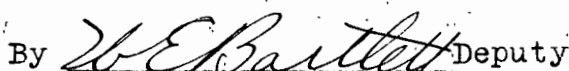
Attest:

H. T. CHRISTIAN, City Clerk,  
and Clerk of the Board of Trustees.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 6 of the City of San Diego, California, adopted July 6th, 1886, as found on page 363 of Book No. 3 record of the City of San Diego.

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By  Deputy

DOCUMENT No. 357

Filed 190

City Clerk

By

Deputy.

Ordinance No. 6.

*Imposing Municipal  
License, Issuing &  
Collecting Same, Regulating  
Manufacture & Sale, Liquors*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

23

7

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DOCUMENT NO. 358

ORDINANCE NO. 7.

Requiring Persons, Convicted  
of Violation, Ordinances  
to Labor on Streets and  
Public Work.

Book 2 Page 9 File 3

Book 3 Page 363 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 7 of the City of San Diego, California, adopted July 6, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 7.

AN ORDINANCE REQUIRING PERSONS CONVICTED OF VIOLATIONS OF THE ORDINANCES OF THE CITY TO LABOR ON THE STREETS AND PUBLIC WORKS OF THE CITY.

The Board of Trustees of the city of San Diego do ordain as follows:

SECTION 1. Any and all persons hereafter convicted of any violation of any ordinance of said city and imprisoned in the county jail or other prison, either as a part of the punishment or for a failure to pay any fine assessed for such violation, are hereby required to work upon the streets of said city or other public works thereof under the direction and in charge of the City Marshal or such other person as may be appointed for that purpose.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed and approved by the Board of Trustees of the city of San Diego, this July 6th, 1886, by the following vote:

Trustee Sloane, yea; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 7 of the City of San Diego, California, adopted July 6th, 1886, as found on page 363 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Bartlett Deputy

Filed 190

City Clerk

By

Deputy.

Ordinance No. 7.  
Regarding Persons, Convicted  
of Violation Ordinances  
to labor on streets and  
Public Work

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 359

ORDINANCE NO. 8

Granting Franchise to  
S.D. Flume Co, to Lay  
and Maintain, Mains  
on Public Streets.

Book 3    Page 365    File 3

ORDINANCE NO. 8

[Approved July 12th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The San Diego Flume Company, its successors and assigns, shall have the right, and said right is hereby given, to lay and maintain water mains or distributing pipes of iron or other material in any of the public streets, ways, alleys, parks or public places of the city of San Diego for supplying said city and its inhabitants with water.

Sec. 2. Said mains and pipes shall be so laid as not to interfere with any cistern, sewer, gas or water pipe belonging to said city, or lawfully laid by any person or corporation.

Sec. 3. Said San Diego Flume Company, its successors and assigns, may dig up or undermine any of the streets, alleys, ways, parks or other public places aforesaid in order to lay or gain access to any such pipes or mains, but shall as soon as possible complete the work, to accomplish which said ground has been dug up or undermined or disturbed, and without delay restore the ground to its former condition, removing all surplus earth, rock or rubbish, and all of such work shall be done under the supervision and direction of the City Engineer of the City of San Diego.

Sec. 4. The said City of San Diego shall be entitled to the use, free of charge, of all water needed for extinguishing fires, or other great public necessity within the intent of Section 549 of the Civil Code of California, and to that end the city may take any main or pipe so laid down as aforesaid and connect with any hydrant, fire-plug, cistern or reservoir belonging to said company in the city.

Sec. 5. The said company, its successors or assigns, may collect for the use of its waters by the inhabitants of said city such rates only as may be fixed by the Board of Trustees of said City of San Diego, or other legal mode of fixing the same.

\* \* \* \* \*

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 8 of the City of San Diego, California, adopted July 12, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 8 of the City of San Diego, California, adopted July 12, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]  
5

By \_\_\_\_\_ Deputy

Ord. no. 8

adopted

7-12-1886

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See Page 365

of M. Minutes.

Record Book 3

of Board of

Trustees

ORDINANCE NO. 8.

[Approved July 12th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The San Diego Flume Company, its successors and assigns, shall have the right, and said right is hereby given, to lay and maintain water mains or distributing pipes of iron or other material in any of the public streets, ways, alleys, parks or public places of the city of San Diego for supplying said city and its inhabitants with water.

Sec. 2. Said mains and pipes shall be so laid as not to interfere with any cistern, sewer, gas or water pipe belonging to said city, or lawfully laid by any person or corporation.

Sec. 3. Said San Diego Flume Company, its successors and assigns, may dig up or undermine any of the streets, alleys, ways, parks or other public places aforesaid in order to lay or gain access to any such pipes or mains, but shall as soon as possible complete the work, to accomplish which said ground has been dug up or undermined or disturbed, and without delay restore the ground to its former condition, removing all surplus earth, rock or rubbish, and all of such work shall be done under the supervision and direction of the City Engineer of the City of San Diego.

Sec. 4. The said City of San Diego shall be entitled to the use, free of charge, of all water needed for extinguishing fires, or other great public necessity within the intent of Section 549 of the Civil Code of California, and to that end the city may take any main or pipe so laid down as aforesaid and

connect with any hydrant, fire-plug, cistern or reservoir belonging to said company in the city.

Sec. 5. The said company, its successors or assigns, may collect for the use of its waters by the inhabitants of said city such rates only as may be fixed by the Board of Trustees of said City of San Diego, or other legal mode of fixing the same.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 7 of the City of San Diego, California, adopted July 6<sup>th</sup>, 1886, as found on page 363 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City

(SEAL)

By W. E. Bailett Deputy

Filed ..... 190

..... City Clerk

By ..... Deputy.

**Ordinance No. 8,**  
*Granting Franchise to*  
*J. D. Stone & Co. to Lay*  
*and Maintain Mains*  
*in Public Streets.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 360

ORDINANCE NO. 9

Provides, Manner  
of Prosecuting Actions  
Violation, City  
Ordinances.

Book 2    Page 9    File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 9 of the City of San Diego, California, adopted July 12, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 9.

AN ORDINANCE PROVIDING FOR THE MANNER OF PROSECUTING ACTIONS FOR THE VIOLATION OF CITY ORDINANCES.

The Board of Trustees of the City of San Diego do ordain as follows:

SECTION 1. Any prosecution or suit hereafter brought for the violation of any ordinance of said city may be brought and prosecuted in the name of the People of the State of California, or as a civil action in the name of the City of San Diego as the City Attorney may elect.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Passed and approved by the Board of Trustees of the city of San Diego this July 12th, 1886, by the following vote: Trustee Sloane, yea; Trustee Stewart, absent and not voting; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

H. T. Christian, City Clerk,  
and Clerk of said Board.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 9 of the City of San Diego, California, adopted July 12th, 1886, as found on page 368 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

BY W. E. Eastley Deputy

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 9.**  
*Provides Manner  
of Prosecuting Actions  
Violation City  
Ordinances*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 361

ORDINANCE NO. 10.

Fixing Compensation

Certain City Officers.

Book 2    Page 17    File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 10 of the City of San Diego, California, adopted July 13, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 10.

AN ORDINANCE FIXING THE SALARIES AND OTHER COMPENSATION OF CERTAIN OFFICERS OF THE CITY OF SAN DIEGO.

THE BOARD OF TRUSTEES of the City of San Diego do ordain as follows:

SECTION 1. That the salaries and compensation of the officers of said city herein named be and the same are fixed as follows:

The City Clerk seventy-five dollars per month, payable monthly.

The City Assessor seven hundred and fifty dollars per annum to be paid when the assessment is made and accepted.

The City Attorney one hundred dollars per month for all services rendered the city.

The City Superintendent of Streets seventy-five dollars per month

The City Engineer such fees as are now or may be allowed him by law for street work, to be collected from property owners, the city not to be liable therefor.

The City Marshal and Tax Collector one hundred dollars per month, and two per cent. on all moneys collected by him as such tax collector as taxes (except school moneys) and for licenses collected such salary and per centage to be his compensation in full for all services rendered by him or his deputies, for the city, by virtue of his office of Marshal and ex-officio tax collector.

The Recorder seventy-five dollars per month for all services rendered by him as such Recorder for the city and in all matters arising under the ordinances of the city.

Policemen seventy-five dollars per month.

To the Health Officer fifty dollars per month.

To the members of the Board of Trustees while sitting as a board of equalization, the sum of five dollars per day each.

And none of said officers shall collect or receive from the city any fees, directly or indirectly, in any suit or prosecution

brought by or against the city, or receive any additional compensation for any service rendered the city by virtue of their offices.

SECTION 2. All ordinances and parts of ordinances in conflict with this ordinance, are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Passed and approved by the Board of Trustees of the city of San Diego, this July 13th, 1886, by the following vote: Trustee Sloane, yea; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 10 of the City of San Diego, California, adopted July 13th, 1886 as found on page 372 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Baitley Deputy

DOCUMENT No. 361

Filed ..... 190

*City Clerk*

By .....

*Deputy.*

**Ordinance No. 10,**  
*Fixing Compensation*  
*Certain City Officers*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 362

ORDINANCE NO. 11

Levying Street

Poll Tax

Providing for Collection

Same.

Book 2 Page 11 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 11 of the City of San Diego, California, adopted July 13, 1886.

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 11.

AN ORDINANCE LEVYING A STREET POLL TAX AND PROVIDING FOR ITS COLLECTION.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 1. That a street poll tax of two dollars is hereby levied on every male inhabitant of San Diego between the ages of twenty-one and sixty years for the present fiscal year. Provided: That where a county road poll tax for the present year has been levied and actually collected from any person he shall upon the production to the City Tax Collector of his receipt therefor be excused from the payment of the tax hereby levied.

Section 2. That tax collector shall proceed at once to collect the tax hereby levied in the manner provided by law for the collection of a road poll tax by counties.

Section 3. This ordinance shall be in force from and after its adoption and publication as provided by law.

Passed and approved by the Board of Trustees of the city of San Diego, this July 13th, 1886, by the following vote:

Trustee Sloane, yea; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

(SEAL)

President of the Board of Trustees.

ATTEST:

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

I hereby certify that the above and foregoing is a full,  
true and correct copy of Ordinance No. 11 of the City of San Diego,  
California, adopted July 13th, 1886, as found on page 372 of  
Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Bartlett Deputy

✓  
DOCUMENT No. 362

Filed ..... 190

City Clerk

By .....

Deputy.

Ordinance No. //

*Laying out  
Fall St.  
Providing for Collection  
Same*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 363

ORDINANCE NO. 12

Establishing Fire

Limits, both sides 6th

St. between C & F Street

Book 2 Page 13 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 12 of the City of San Diego, California, adopted August 2, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 12.

AN ORDINANCE ESTABLISHING FIRE LIMITS ALONG BOTH SIDES OF SIXTH STREET BETWEEN C AND J STREETS, IN THE CITY OF SAN DIEGO, CALIFORNIA.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 1. The fire limits of the City of San Diego shall extend along Sixth street on both sides from C to J street, in Horton's Addition to San Diego, and shall include one tier of lots one hundred feet in depth on each side of said street.

Section 2. Hereafter no person shall erect any frame or wooden building on either side of Sixth street within said limits.

Section 3. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than twenty-five dollars nor more than three hundred dollars; or imprisoned in the County jail of San Diego County for not exceeding three months, or by both such fine and imprisonment, and the continuance or maintaining of such violation shall be deemed a new offense for each day on which the same is so continued or maintained, and shall be punished accordingly.

Section 4. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Passed and approved by the Board of Trustees of the City of San Diego, this 2d day of August, 1886, by the following vote: Trustee Sloane, absent not voting; Trustee Stewart, absent not voting; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee

Judson, yea.  
(SEAL)

CHAS. S. HAMILTON,  
President of the Board of Trustees.

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 12 of the City of San Diego, California, adopted August 2d, 1886, as found on page 391 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Bartlett Deputy

Filed 190

City Clerk

By

Deputy.

**Ordinance No. 12,**  
*Establishing Time*  
*Limits, both sides 6th*  
*St. between C & J Street*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 364

ORDINANCE NO. 13

Granting Franchise,  
to Geo. Neale for  
Street Railway

Book 2 Page 13 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 13 of the City of San Diego, California, adopted August 9, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 13.

AN ORDINANCE GRANTING TO JAMES MCCOY AND GEORGE NEALE A FRANCHISE FOR THE CONSTRUCTION AND OPERATION OF A STREET RAILROAD IN THE CITY OF SAN DIEGO.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the right of way be, and the same is hereby granted to James McCoy and George Neale, and their assigns, over and along the public streets of said city named in this ordinance, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying, down and maintaining a line of street railroad track, with iron or steel rails, with its necessary turnouts and switches, and running cars thereon to be drawn by horses, steam or other power authorized by law.

PROVIDED, That the use of steam as a propelling power may be prohibited by order of the Board of Trustees at any time in their discretion, and

PROVIDED, further, that such steam power shall not be used for any other purpose than that of propelling street cars.

Section 2. The line of said road shall be as follows: Commencing at the crossing of "D" street and Arctic Avenue, in New San Diego, and running thence through Middletown on Arctic Avenue, Winder and Third streets to Old Town, thence through Old Town on Witherby, Jay (or Moon), Trias, Jefferson, Ampudia, Congress, Arista streets, and San Diego Avenue to Washington Square therein.

Section 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made

in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantees or their assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet, eight and one-half inches between the rails, and there shall be a space between the main tracks and side-tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side-tracks, switches, or turnouts shall conform in all cases, where the grade of any of said streets has been established and such street graded, to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof

shall be made to conform therewith.

PROVIDED, That 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 cost of the holders of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road, shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required he shall receive such fees as are customary for such services, and the same shall be paid by the holders of this franchise.

6. The rate of fare, for any distance along said road, shall at no time exceed five cents for one passenger, and transfers shall be given with all roads running within one hundred feet of said road, without extra charge, for one single ride over all the routes of this franchise, and those of any other street railroad, for one single ride, not exceeding one mile on such other road.

7. The owners of said road shall pay to the city of San Diego such license for each car as may be required by any ordinance of said city.

8. Said road shall be commenced within six months and be fully completed, equipped, stocked and in running order within one year after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work

a forfeiture of all the rights and privileges granted by this ordinance.

Section 4. The city, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or to permit any other person or company to lay down pipes, for water, gas, or other purposes, such work to be done so as to obstruct or injure said road as little as possible; the owners of said road shall shift and re-shift their roadbed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantees or their assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance said grantees shall pay to the city of San Diego not less than twenty-five nor more than three hundred dollars, to be recovered in an action in the name of said city.

Passed and approved and ordered published by the Board of Trustees of the city of San Diego, State of California, this August 9th, 1886, by the following vote:

Trustee J. H. Sloane, yea; Trustee W.W. Stewart, yea; Trustee W. H. Carlson, yea; Trustee C. S. Hamilton, yea; Trustee G. Frank Judson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

H. T. CHRISTIAN, City Clerk,  
and Clerk of the Board of Trustees.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 13 of the City of San Diego, California, adopted August 9th, 1886, as found on page 395 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Butlett Deputy

Filed 190

City Clerk

By

Deputy.

**Ordinance No. 13,**  
*Granting Franchise  
to Geo Heale for  
Street Rail Way*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 365

ORDINANCE NO. 14

Repeals Ordinance

119 re. to Sprink-

ling Streets with Salt

or Sea Water.

Book 2 Page 15 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 14 of the City of San Diego, California, adopted August 9, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 14.

AN ORDINANCE REPEALING CHARTER ORDINANCE NUMBER 19.

The Board of Trustees of the City of San Diego do ordain as follows:

Section I. That charter ordinance number one hundred and nineteen, making it unlawful to water or sprinkle any of the streets of said city with salt water, be and the same is hereby repealed.

Section II. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

Passed, approved and ordered published by the Board of Trustees of the city of San Diego, this August 9th, 1886, by the following vote: Trustee Sloane, yea; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent, not voting.

CHAS. S. HAMILTON,


President of the Board of Trustees.

(SEAL)

ATTEST:

H. T. CHRISTIAN, City Clerk,

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 14 of the City of San Diego, California, adopted August 9th, 1886, as found on page 396 of Book No. 3 record of the City of San Diego.

  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By  Deputy

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 14.**  
*Repeals Ordinance  
119. Re to Sprink-  
ling Streets with Salt  
or Sea Water.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 366

ORDINANCE NO. 15

Fixing time and place  
Board Meetings.

Book 2 Page 17 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 15 of the City of San Diego, California, adopted August 9, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed by Ord. 66-1887

ORDINANCE NO. 15.

AN ORDINANCE FIXING THE TIME AND PLACE OF MEETINGS OF THE BOARD OF TRUSTEES.

The Board of Trustees of the City of San Diego, do ordain as follows:

Section I. That hereafter the meetings of the Board of Trustees of the City of San Diego shall be held at their council chamber in the Sun Building on the Plaza in said City.

Section II. The regular meetings of the board shall be held on the first Monday of each month at 7:30 o'clock P.M. and at such other times during each month as may be fixed by the adjournment of the Board.

Section III. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section IV. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 15 of the City of San Diego, California, adopted August 9th, 1886, as found on page 396 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Butler Deputy

DOCUMENT No. 366

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 15.**  
*Fixing time and place  
Board Meetings.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 367

ORDINANCE NO. 16

Establishing Grade of  
H. Street Atlantic  
to 25th Street.

Book 2 Page 19 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 16 of the City of San Diego, California, adopted August 9, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*See Ord # 37 Aug 9-1886*

ORDINANCE NO. 16.

AN ORDINANCE ESTABLISHING THE GRADE OF H STREET FROM ATLANTIC STREET TO TWENTY-FIFTH STREET.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 1. That the grade of H street from Atlantic to Twenty-fifth street be and the same is hereby fixed and established as follows:

At the crossing of Atlantic street five-tenths of a foot below said datum line.

At California street on a level with said datum line.

At the crossing of Arctic street five-tenths of a foot.

At the crossing of India street one and five-tenths feet.

At the crossing of Columbia street five and five-tenths feet.

At the crossing of State street eight and five-tenths feet.

At the crossing of Union street eleven feet.

At the crossing of Front street twelve feet.

At the crossing of First street twelve and five-tenths feet.

At the crossing of Second street nine feet.

At the crossing of Third street eleven and five-tenths feet.

At the crossing of Fourth street fifteen and five-tenths feet.

At the crossing of Fifth street twenty and nine-tenths feet.

At the crossing of Sixth street twenty-five and three-tenths

At the crossing of Seventh street twenty-six and five-tenths<sup>feet</sup>feet

At the crossing of Eighth street twenty-nine feet.

At the crossing of Ninth street thirty-three feet.

At the crossing of Tenth street thirty-eight and five-tenths feet

At the crossing of Eleventh street forty-four feet.

At the crossing of Twelfth street forty-seven and five-tenths<sup>feet</sup>feet.

At the crossing of Thirteenth street forty-nine feet.

At the crossing of Fourteenth street forty-six feet.

Passed and approved by the Board of Trustees of the city of San Diego, this August 9th, 1886, by the following vote:

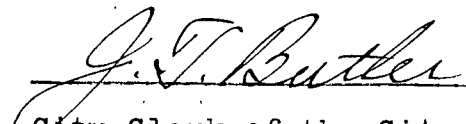
Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent.

CHAS. S. HAMILTON,


President of the Board of Trustees.

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 16 of the City of San Diego, California, adopted August 9th, 1886, as found on page 397 of Book No. 3 record of the City of San Diego.

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By  Deputy

Filed ..... 190

*City Clerk*

By .....  
*Deputy.*

**Ordinance No. 16.**  
*Establishing Grade of*  
*N. Street Atlantic*  
*to 25th Street*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 368

ORDINANCE NO. 17

Establishing Grade

"K" Street- 3rd

to 24th Street.

Book 2 Page 19 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 17 of the City of San Diego, California, adopted August 9, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO: 17.

AN ORDINANCE ESTABLISHING THE GRADE OF K STREET, FROM THIRD TO TWENTY-FOURTH STREETS, IN THE CITY OF SAN DIEGO, STATE OF CALIFORNIA.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 1. The grade of K street, from Third street to Twenty-fourth street, is hereby established as follows:

The elevations of the crossing<sup>s</sup> of said streets above and below the datum line of levels fixed by ordinance No. 3, passed on the 30th day of June, 1886, shall be as follows:

At the crossing of Third street five-tenths feet below said datum line.

At the crossing of Fourth street one and four-tenths feet above said datum line.

At the crossing of Fifth street five and three-tenths feet above said datum line.

At the crossing of Sixth street seven and fifty-seven hundredths feet above said datum line.

At the crossing of Seventh street eleven feet above said datum line.

At the crossing of Eighth street fourteen feet above said datum line.

At the crossing of Ninth street seventeen feet above said datum line.

At the crossing of Tenth street nineteen and five-tenths feet above said datum line.

At the crossing of Eleventh street twenty-two and five-tenths feet above said datum line.

At the crossing of Twelfth street twenty feet above said datum line.

At the crossing of Thirteenth street eleven feet above said datum line.

At the crossing of Fourteenth street twelve and five-tenths feet above said datum line.

At a point two hundred and fifty feet east of Fourteenth street thirteen feet above said datum line.

At the crossing of Fifteenth street sixteen and five-tenths feet above said datum line.

At the crossing of Sixteenth street twenty-six and five tenths feet above said datum line.

At the crossing of Seventeenth street forty feet above said datum line.

At the crossing of Eighteenth street fifty-two and five-tenths feet above said datum line.

At the crossing of Nineteenth street sixty-five and five-tenths feet above said datum line.

At the crossing of Twentieth street eighty-four feet above said datum line.

At the crossing of Twenty-first street ninety-three and five-tenths feet above said datum line.

At the crossing of Twenty-second street one hundred and five tenths feet above said datum line.

At a point two hundred feet east of Twenty-second street ninety-four feet above said datum line.

At the crossing of Twenty-fourth street seventy-eight feet above said datum line.

And the grade of said K street between the points fixed by this ordinance shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in the office of the City Engineer.

Section 2. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Passed and approved by the Board of Trustees of the City of San Diego, this 9th day of August, 1886, by the following vote: Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent.

CHAS. S. HAMILTON,  
President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full true and correct copy of Ordinance No. 17 of the City of San Diego, California, adopted August 9th, 1886, as found on page 397 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Butler Deputy

Filed ..... 190

City Clerk

By .....

Deputy.

Ordinance No. 17.

Establishing Grade  
"K" Street 3rd  
to 24th Street

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 369

ORDINANCE NO. 18.

Granting San Diego

Street Car Co. a

franchise for Street

Railway.

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Book 2 Page 21 File 3

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ORDINANCE NO. 18

An Ordinance granting to the San Diego Street Car Company a franchise for the construction and operation of a street railroad in the City of San Diego.

[Approved August 16th, 1886.]

The Board of Trustees of the City of San Diego, do ordain as follows:

Section 1. That the right of way be and the same is hereby granted to the San Diego Street Car Company (a corporation duly organized and existing under the laws of the State of California and having its office in the said city), and its assigns, over and along the public streets of said city named in this ordinance, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of street railroad track, with iron or steel rails, with its necessary turnouts and switches, and running cars thereon to be drawn by horses, steam or other power authorized by law.

Provided, that the use of steam as a propelling power may be prohibited by the order of the Board of Trustees at any time in their discretion, and

Provided, further, that such steam power shall not be used for any other purpose than that of propelling street cars.

Sec. 2. The lines of said road shall be as follows: From the intersection of M street and Twenty-second street, in Manasse & Schiller's addition; thence easterly along said M street and National Avenue to Thirtieth street. Also on Fir street from First street to Fifth street.

Sec. 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the street along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require

any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantee or its assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet eight and one-half inches between the rails, and there shall be a space between the main tracks and side tracks, turnouts and switches, sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail and must not be more than three-fourths or an inch below the top of the rail.

4. The laying of said track and all side tracks, switches or turnouts, shall conform in all cases where the grade of any said streets has been established and such street graded to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, that 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 cost of the holders of this franchise whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required, he shall receive such fees as are customary for such services, and the same shall be paid by the holders of this franchise.

6. The rate of fare for any distance along this and all other roads owned or operated by said company shall at no time exceed five cents for one passenger, and transfers shall be given with all roads owned or operated by any other person running within one hundred feet of said road, without extra charge, for one single ride over all the routes of this franchise, and those of any other street railroad, for one single ride, not exceeding one mile on such other road.

7. The ~~owners~~ of said road shall pay to the City of San Diego such license for each car as may be required by any ordinance of said city.

8. Said road shall be commenced within six months, and be fully completed, equipped, stocked and in running order within one year after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the rights and privileges granted by this ordinance.

Sec. 4. The city in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets, or any part thereof, or to lay down, or to permit any other person or company to lay down pipes for water, gas or other purposes, such work to be done so as to obstruct or injure said road as little as possible; the owners of said road shall shift and reshift their road-bed and rails so as to avoid obstructions made thereby.

Sec. 5. Any failure of said grantee or its assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance, said grantee shall pay to the City of San Diego not less than twenty-five nor more than three hundred dollars, to be recovered in an action in the name of said city.

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 18 of the City of San Diego,  
California, adopted August 16, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 18 of the City of San Diego, California, adopted August 16, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed  
(part)

#### ORDINANCE NO. 18.

*An Ordinance granting to the San Diego Street Car Company a franchise for the construction and operation of a street railroad in the City of San Diego.*

[Approved August 16th, 1886.]

The Board of Trustees of the City of San Diego, do ordain as follows:

Section 1. That the right of way be and the same is hereby granted to the San Diego Street Car Company (a corporation duly organized and existing under the laws of the State of California and having its office in the said city), and its assigns, over and along the public streets of said city named in this ordinance, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of street railroad track, with iron or steel rails, with its necessary turnouts and switches, and running cars thereon to be drawn by horses, steam or other power authorized by law.

Provided, that the use of steam as a propelling power may be prohibited by order of the Board of Trustees at any time in their discretion, and

Provided, further, that such steam power shall not be used for any other purpose than that of propelling street cars.

Sec. 2. The lines of said road shall be as follows: From the intersection of M street and Twenty-second street, in Manasse & Schiller's addition; thence easterly along said M street and National Avenue to Thirtieth street. Also on Fir street from First street to Fifth street.

Sec. 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the street along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantee or its assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet eight and one-half inches between the rails, and there shall be a space between the main tracks and side tracks, turnouts and switches, sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side tracks, switches or turnouts, shall conform in all cases where the grade of any said streets has been established and such street graded to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, that 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 cost of the holders of this franchise whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road shall set grade stakes along the line, indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required, he shall receive such fees as are customary for such services, and the same shall be paid by the holders of this franchise.

6. The rate of fare for any distance along this and all other roads owned or operated by said company shall at no time exceed five cents for one passenger, and transfers shall be given with all roads owned or operated by any other person running within one hundred feet of said road, without extra charge, for one single ride over all the routes of this franchise, and those of any other street railroad, for one single ride, not exceeding one mile on such other road.

7. The owners of said road shall pay to the City of San Diego such license for each car as may be required by any ordinance of said city.

8. Said road shall be commenced within six months, and be fully completed, equipped, stocked and in running order within one year after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the rights and privileges granted by this ordinance.

Sec. 4. The city in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets, or any part thereof, or to lay down, or to permit any other person or company to lay down pipes for water, gas or other purposes, such work to be done so as to obstruct or injure said road as little as possible; the owners of said road shall shift and reshift their road-bed and rails so as to avoid obstructions made thereby.

Sec. 5. Any failure of said grantee or its assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance, said grantee shall pay to the City of San Diego not less than twenty-five nor more than three hundred dollars, to be recovered in an action in the name of said city.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 18 of the City of San Diego, California, adopted August 16th, 1886, as found on page 401 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

By W. E. Baithy Deputy

(SEAL)

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 18,**  
*Granting San Diego*  
*Street Car Co. a*  
*franchise for Street*  
*Railway.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 370

ORDINANCE NO. 19

For Prevention

Offenses against Peace

Good Order & Health.

etc.

(Repealed by #1052)

Book 2 Page 27 File 3

## ORDINANCE NO. 19

An ordinance for the prevention of offenses against the Peace, Good Order and Health of the City of San Diego.

[Approved August 23d, 1886]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. Any person who shall be guilty of any riotous or disorderly conduct in any house, street or other public place within the corporate limits of said city, or shall be guilty of any act whereby the quiet, peace or good order of said city shall be disturbed, or who may be found upon any sidewalk, street, alley or other public place in a state of intoxication, or who shall knowingly suffer or permit any person or persons to be guilty of any such noisy, riotous or disorderly conduct in any house, saloon or other place, owned, occupied or controlled by him, shall, upon conviction thereof, be fined in any sum not less than five nor more than three hundred dollars, or imprisoned for a period of not exceeding three months, or by both such fine and imprisonment.

Section 2. It is hereby made unlawful for any person to fire or discharge any pistol, gun or rifle, or any description of firearms, or to discharge any air-gun, bow, anvil loaded with powder, or any cannon within the populated part of said city.

Section 3. It shall be unlawful for any person to fire, discharge or set off within the corporate limits of said city any rocket, fire-cracker, squib, torpedo, Roman candle, chaser or any other fireworks; provided, however, that the City Marshal may, on national holidays, or fete days, or other celebrations, grant permission to fire or discharge any of the articles mentioned in this section, and upon granting such permission he shall use due diligence and care to prevent evil or injury resulting from the exercise thereof, and to this end may revoke such permission at any time, and shall do so if ordered by the Board of Trustees.

Sec. 4. It shall be unlawful for any person to ride or drive any mule, horse or team upon the business streets of the city at a greater speed than six miles per hour, or in other populated part of the city at a greater rate of speed than ten miles per hour.

Sec. 5. It shall be unlawful for any person to lead, ride or drive any horse, mule, team, or any beast of burden, upon or over any sidewalks in this city, except in crossing the same at regular crossings or entrance to property, or to purposely suffer such animal or team to go upon such sidewalk.

Sec. 6. It shall be unlawful for any person to move any building upon or over any of the streets of said city without first securing a permit to do so, and in his application for such permit he shall designate the kind of building to be removed, where to and from, and the line of removal.

Sec. 7. It shall be unlawful for any person to injure or to obstruct, or cause to be obstructed, any public street, road, alley or other public highway within said city, or any public bridge, wharf or sidewalk therein, or to render the same, or any part thereof, inconvenient or dangerous to pass, and the Street Superintendent is hereby required to cause any and all such obstructions to be removed, first giving to the party causing such obstruction notice to remove the same, and upon his failure to do so to cause the same to be done at the expense of the city.

Sec. 8. It shall be unlawful for any person driving or having charge of any vehicle, or team of whatsoever description, to stop the same upon any crosswalk within the limits of said city so as to impede or obstruct public travel over and along said cross-walk.

Sec. 9. It shall be lawful to use so much of any street as may be absolutely necessary for the removal of old buildings, or for the purpose of depositing such building materials thereon as are to be used in the erection of new buildings, not exceeding one-third of said street; but no such building material shall be placed on any sidewalk and all obstructions to the streets shall be removed with due diligence and said street placed in as good condition as when said work was commenced. And in constructing any building near any sidewalk a shed shall be erected over the entire width of the sidewalk along said building, so as to protect persons passing the same.

Sec. 10. It shall be unlawful for any person, either owner or agent, in the erection or repair of any building, or in the construction of awnings, to use, in the construction, or for the support of them, any post or other support resting upon the sidewalk or street; but all such awnings must be placed and securely fastened to the building suspended on iron or other sufficient stays fastened to the building, and shall not be less than seven feet above the sidewalk, and all posts or other supports to awnings resting upon the sidewalk, are hereby declared to be nuisances and are required to be removed; and the Street Superintendent is required to see that this section is complied with.

Sec. 11. It shall be unlawful for any person to leave any horse, mule or team, except it be attached to a dray, truck, car, delivery or freight wagon, standing on any of the streets without being held by some person, or securely hitched or fastened.

Sec. 12. It shall be unlawful for any merchant, trader or other person, to suspend, hang or place a sign of any description over or across any sidewalk, street or avenue in said city, or to suffer or permit any sign now hanging or suspended over or across any such sidewalk, street or avenue to remain so hanging and suspended after the adoption and publication of this ordinance;

provided, that this section shall not apply to signs suspended where the same do not project more than two feet beyond the inner line of the sidewalk and are placed not less than seven feet above the sidewalk.

Sec. 13. It shall be unlawful for three or more persons to congregate or assemble on any public throughfare, or on any street, or crossing, or public square or alley, or in or about any theater building, public hall or church, in said city, and make a disturbance, or in any way interfere with the free and peaceful use of such street, square, alley, building, hall or church, or the approaches thereto.

Sec. 14. It shall be unlawful for any person to make any loud noise or disturbance, or to use any loud, noisy, boisterous, vulgar or indecent language on any of the streets, sidewalks, or other public places in said city.

Sec. 15. The failure of any person, company or corporation to whom a franchise to construct and operate any street railroad in said city, or their assigns, to do any act required by the ordinance granting such franchise, is hereby declared to be unlawful.

Sec. 16. It shall be unlawful for any person to throw earth or other matter into the Bay of San Diego, or to throw any bottles, glass, crockery, tinware, tin scraps, nails, paper or other matter into any street, avenue or public place in said city.

Sec. 17. All persons owning or occupying property within said city are required to keep their premises clean and free from filth, and it is hereby made the duty of the Health Officer to see that this section is strictly complied with, and to that end he may at any time require any premises to be cleaned and put in proper condition, and upon the failure of the occupant or owner to clean

and put the same in proper order, it is hereby made the duty of the Health Officer to cause it to be done, and present his bill therefor to the Board of Trustees for allowance, and from the time the same is paid by the city the sum shall be a lien upon the property, and be recovered by the city from either such occupant or owner, or both, provided that the owner of property occupied by another cannot be made liable except he or his agent shall have been notified by the Health Officer and given an opportunity to clean up such premises. Any person violating this section shall pay not less than twenty-five nor more than one hundred dollars (which shall be in addition to the amount above provided for expense and penalty for failure to clean up premises), or be imprisoned not exceeding three months, or both.

Sec. 18. It shall be unlawful for any person to erect, establish or maintain in the populated part of said city any offensive trade, manufacture or business, or to pollute any slough, bay or sewer; or to continue such pollution so as to render the same offensive or unwholesome to the neighborhood, or to discharge through any sewers, pipes or otherwise, any unwholesome or offensive matter into the streets or sidewalks of the city, or onto or near the premises of any inhabitant of the city so as to be offensive or unwholesome to such person or members of his family.

Sec. 19. All persons desiring to erect any building or buildings within the city are hereby required to procure a permit from the Board of Trustees, or such other person as the Board may designate, and to designate in their application therefor the kind of building to be erected and for what use. And no building shall be erected until the boundaries of the lot or tract upon which it is to be constructed has been accurately determined by a survey made by the City Engineer or other competent surveyor.

Sec. 20. It is hereby made unlawful for any person or persons within the limits of said city to deal, play, carry on, open or cause to be opened or carried on, or to conduct either as owner or employee, whether for hire or not, any game of poker, stud-horse poker, tan, fan-tan, faro, monte, roulette, lasquet, rouge-et-noire, rondo, chuck-a-luck, props, percentage game, or any other game played with cards, dice or any other device, when the same is played for money, checks, notes or any other representation of value, or to permit any house or any other building to be used for playing or carrying on any such games.

Sec. 21. It is hereby declared to be unlawful for any person within the corporate limits of said city to knowingly be present at the opening, dealing or playing of any game of faro, monte, roulette, lasquet, rouge-et-noire, rondo, chuck-a-luck, props, banking or percentage, poker, stud-horse poker, tan or fan-tan, or any other game played with cards, dice, or other device, checks, notes or other representatives of money, or where there are kept on exhibition any cards, dice or other device to be used in dealing, playing, conducting or carrying on any such game, or after having entered such house, room or place to knowingly remain therein while any such game is being dealt, played or carried on; provided, that this section shall not apply to any officer who shall visit, resort to, enter or be present in any such house or place in the discharge of his duty.

Sec. 22. It shall be unlawful for any person to have in his possession, or under his control any table, mat, cloth, wheel, ball, cup, or any other device or thing used in playing or carrying on roulette, rouge-et-noire, rondo, tan or fan-tan.

Sec. 23. It shall be unlawful for any person to watch, guard or stand in front of, or about, the entrance to any room or premises where any of the games

mentioned in this ordinance are carried on with intent to give notice or alarm to the person or persons in such house, or room, or premises, or to act as door-keeper, or as an employee in any capacity in, upon or about any premises used for any such games.

Sec. 24. A banking game within the meaning of this ordinance is any game of chance played with cards, dice or any other device, which is dealt, played, conducted or carried on by a person who has, or claims to have, a fund to be staked against all bets which may be offered on such game.

Sec. 25. A percentage game, within the meaning of this ordinance, is any game of chance played with cards, dice or any other device, in which the person who deals, plays, conducts or carries on the same, or who owns, possesses or controls the devices with which the same is played, receives from the persons betting on such games, or any of such persons, or receives out of the money, checks, or other representatives of value, bet on said game, any sum of money for the use of the gaming devices, or for the privilege of betting on such game, or for the services of such person in dealing, conducting or carrying on such game.

Sec. 26. It shall be unlawful for any person owning or having charge of any drinking cellar, saloon, or other place in said city, where intoxicating liquors are sold at retail, to suffer or to permit any person under the age of sixteen years to be or remain in such cellar, saloon or place.

Sec. 27. It shall be unlawful for the owner, keeper or keepers of any saloon or any place licensed to sell liquors, bawdy house, house of assignation or house of ill-fame, or room or house having the reputation of being a bawdy house, assignation house, or house of ill-fame, to permit, keep up or continue

on Sunday, commonly known as the Sabbath day, or in the evening of such day, or after 11 o'clock at night of any week day, any musical entertainment, dancing, banjo or violin playing, or any music of any kind, nor shall it be lawful for any person to permit any play, performance or show calculated to or which does disturb the quiet of the neighborhood, to take place or be held at any hour of the day or night.

Sec. 28. It shall be unlawful to sell, barter or give away any malt, vinous, spirituous or other intoxicating liquors to a person under the age of sixteen years.

Sec. 29. It shall be unlawful for any person owning, or having charge of, or control of any drinking cellar or saloon where malt, vinous or spirituous liquors are sold at retail, to suffer or permit any female person to be or remain in such drinking cellar or saloon or place, and no female person shall be or remain in such cellar, saloon or place; provided, that this section shall not apply to any female person who is a relative of and member of the family of such person owning or having charge of such drinking cellar or saloon.

Sec. 30. It shall be unlawful for any person residing in or frequenting any bawdy house, assignation house, or house of ill-fame, or any house having the reputation of being such, to stand or be at or in the vicinity of any door or window of any such room or house, or on the sidewalk or street in front thereof, and by looks, actions or words solicit, entice or endeavor to entice any person to enter such room or house, or by lewd or indecent behavior to denote to or inform any passer-by of the character or reputation of such house or room, or of the persons residing in or frequenting the same, or to attempt to do so.

Sec. 31. It shall be unlawful for any person to keep a dance or fandango house within the limits of the city.

Sec. 32. The smoking of opium or the inhaling of the fumes of opium being injurious to the public health, contrary to public morals and against the peace and good order of the city, it shall be unlawful for any person, either as owner, agent, employee, or otherwise, to keep, conduct or maintain, or cause to be kept, conducted or maintained, any house, room or place of any description where persons assemble for the purpose of smoking opium or inhaling the fumes of opium.

Sec. 33. It shall be unlawful for any person keeping or conducting any lodging house, hotel or other place for the accommodation of the public, or any place of public resort, to knowingly suffer or permit any person to smoke opium or inhale the fumes of opium therein.

Sec. 34. It shall be unlawful for two or more persons to assemble, be or remain smoking opium or inhaling the fumes of opium.

Sec. 35. It shall be unlawful for any person to knowingly be or remain in any room or place where opium is smoked or where persons assemble for the purpose of smoking opium or inhaling the fumes of opium.

Sec. 36. It shall be unlawful for the owner of any building or portion of building, or the agent of such owner, or the tenant, lessee, occupant or person having control of any building or part thereof, to knowingly suffer or permit any such building, or any part of it, to be used for the purpose of smoking opium or for the purpose of inhaling the fumes of opium.

Sec. 37. It shall be unlawful for any person to aid, abet or assist another person in the smoking of opium or inhaling the fumes of opium.

Sec. 38. It shall be unlawful for any person to stand, or be before, upon or in the vicinity of any building, room or place where two or more persons have assembled for the purpose of smoking opium, or inhaling the fumes of opium, with the intent to, or for the purpose of giving warning of the approach of any person to such building, room or place.

Sec. 39. It shall be unlawful for any person not being a peace officer or traveler, not having a permit from the President of the Board of Trustees of said city to wear or carry concealed about his person, within the limits of said city, any pistol, slung-shot, brass or iron knuckles, or iron bars, such as are usually carried by Chinamen, sand-club, dirk or bowie-knife, or any other dangerous or deadly weapon, or to carry any such weapon openly, with the intent or avowed purpose of injuring any person or to do any injury therewith. Such persons, and no others, shall be deemed travelers under this section as may be actually making a journey at the time. The President of the Board of Trustees, or in his absence, the acting President, may grant permission to any peaceable person whose profession or occupation may require him to be out at late hours of the night, to carry concealed weapons, and to no other person.

Sec. 40. It shall be unlawful for any person to have in his possession, within said city, any nippers of the description known as burglars' nippers, pick-lock skeleton key, key to be used with a bit or bits, jimmy or other burglars' tools, unless it be shown that said possession is innocent or for a lawful purpose.

Sec. 41. It shall be the duty of the Marshal and police officers to arrest any and all persons they find violating Sections 1, 2, 3, 13, 14, 16, 20, 21, 22, 23, 26, 27, 29, 30, 31 to 38, 39, 40 and 41 of this ordinance, or either of them, and the failure to do so by such officers is hereby made unlawful and a violation this ordinance.

Sec. 42. Every person, company or corporation constructing, repairing, managing, owning, leasing or operating any line of street railroad, or occupying any of the streets of said city by the permission of the Board of Trustees, is hereby required, where the surface of any street is broken or excavated by them, to place and keep the street in as good condition as before such excavation was made, with as smooth and even surface flush with the grade of the street, and it shall be the duty of any such person, company or corporation to remove from all streets, immediately, any and all loose dirt or debris of any kind deposited or thrown up by such construction, repair or management.

Sec. 43. Every person violating any of the provisions of this ordinance, or any portion thereof, shall, except with some other punishment therefor is prescribed, be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County Jail of the County of San Diego for not exceeding three months, or by both such fine and imprisonment.

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 19 of the City of San Diego,  
California, adopted AUGUST 23, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

I hereby certify that the above and foregoing is a full, true and  
correct copy of Ordinance No. 19 of the City of San Diego,  
California, adopted August 23, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO 19.

*An ordinance for the prevention of offenses against the Peace, Good Order and Health of the City of San Diego.*

[Approved August 23d, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. Any person who shall be guilty of any riotous or disorderly conduct in any house, street or other public place within the corporate limits of said city, or shall be guilty of any act whereby the quiet, peace or good order of said city shall be disturbed, or who may be found upon any sidewalk, street, alley or other public place in a state of intoxication, or who shall knowingly suffer or permit any person or persons to be guilty of any such noisy, riotous or disorderly conduct in any house, saloon or other place, owned, occupied or controlled by him, shall, upon conviction thereof, be fined in any sum not less than five nor more than three hundred dollars, or imprisoned for a period of not exceeding three months, or by both such fine and imprisonment.

Sec. 2. It is hereby made unlawful for any person to fire or discharge any pistol, gun or rifle, or any description of firearms, or to discharge any air-gun, bow, anvil loaded with powder, or any cannon within the populated part of said city.

Sec. 3. It shall be unlawful for any person to fire, discharge or set off within the corporate limits of said city any rocket, fire-cracker, squib, torpedo, Roman candle, chaser or any other fireworks; provided, however, that the City Marshal may, on national holidays, or fete days, or other celebrations, grant permission to fire or discharge any of the articles mentioned in this section, and upon granting such permission he shall use due diligence and care to prevent evil or injury resulting from the exercise thereof, and to this end may re-

voke such permission at any time, and shall do so if ordered by the Board of Trustees.

Sec. 4. It shall be unlawful for any person to ride or drive any mule, horse or team upon the business streets of the city at a greater speed than six miles per hour, or in other populated part of the city at a greater rate of speed than ten miles per hour.

Sec. 5. It shall be unlawful for any person to lead, ride or drive any horse, mule, team, or any beast of burden, upon or over any sidewalks in this city, except in crossing the same at regular crossings or entrance to property, or to purposely suffer such animal or team to go upon such sidewalk.

Sec. 6. It shall be unlawful for any person to move any building upon or over any of the streets of said city without first securing a permit to do so, and in his application for such permit he shall designate the kind of building to be removed, where to and from, and the line of removal.

Sec. 7. It shall be unlawful for any person to injure or to obstruct, or cause to be obstructed, any public street, road, alley or other public highway within said city, or any public bridge, wharf or sidewalk therein, or to render the same, or any part thereof, inconvenient or dangerous to pass, and the Street Superintendent is hereby required to cause any and all such obstructions to be removed, first giving to the party causing such obstruction notice to remove the same, and upon his failure to do so to cause the same to be done at the expense of the city.

Sec. 8. It shall be unlawful for any person driving or having charge of any vehicle, or team of whatsoever description, to stop the same upon any cross-walk within the limits of said city so as to impede or obstruct public travel over and along said cross-walk.

Sec. 9. It shall be lawful to use so much of any street as may be absolutely necessary for the removal of old buildings, or for the purpose of depositing such building materials thereon as are to be used in the erection of new buildings, not exceeding one-third of said street; but no such building material shall be placed on any sidewalk; and all obstructions to the streets shall be removed with due diligence and said street placed in as good condition as when said work was commenced. And in constructing any building near any sidewalk a shed shall be erected over the entire width of the sidewalk along said building, so as to protect persons passing the same.

Sec. 10. It shall be unlawful for any person, either owner or agent, in the erection or repair of any building, or in the construction of awnings, to use, in the construction, or for the support of them, any post or other support resting upon the sidewalk or street; but all such awnings must be placed and securely fastened to the building suspended on iron or other sufficient stays fastened to the building, and shall not be less than seven feet above the sidewalk, and all posts or other supports to awnings resting upon the sidewalk, are hereby declared to be nuisances and are required to be removed; and the Street Superintendent is required to see that this section is complied with.

Sec. 11. It shall be unlawful for any person to leave any horse, mule or team, except it be attached to a dray, truck, car, delivery or freight wagon, standing on any of the streets without being held by some person, or securely hitched or fastened.

Sec. 12. It shall be unlawful for any merchant, trader or other person, to suspend, hang or place a sign of any description over or across any sidewalk, street or avenue in said city, or to suffer or permit any sign now hanging or suspended over or across any such sidewalk, street or avenue to remain so hanging and suspended after the adoption and publication of this ordinance; provided, that this section shall not apply to signs suspended where the same do not project more than two feet beyond the inner line of the sidewalk and are placed not less than seven feet above the sidewalk.

Sec. 13. It shall be unlawful for three or more persons to congregate or assemble on any public thoroughfare, or on any street, or crossing, or public square or alley, or in or about any theater building, public hall or church, in said city, and make a disturbance, or in any way interfere with the free and peaceful use of such street, square, alley, building, hall or church, or the approaches thereto.

Sec. 14. It shall be unlawful for any person to make any loud noise or disturbance, or to use any loud, noisy, boisterous, vulgar or indecent language on any of the streets, sidewalks, or other public places in said city.

Sec. 15. The failure of any person, company or corporation to whom a franchise to construct and operate any street railroad in said city, or their as-

Sec. 28. It shall be unlawful to sell, barter or give away any malt, vinous, spirituous or other intoxicating liquors to a person under the age of sixteen years.

Sec. 29. It shall be unlawful for any person owning, or having charge of, or control of any drinking cellar or saloon where malt, vinous or spirituous liquors are sold at retail, to suffer or permit any female person to be or remain in such drinking cellar or saloon or place, and no female person shall be or remain in such cellar, saloon or place; provided, that this section shall not apply to any female person who is a relative of and member of the family of such person owning or having charge of such drinking cellar or saloon.

Sec. 30. It shall be unlawful for any person residing in or frequenting any bawdy house, assignation house, or house of ill-fame, or any house having the reputation of being such, to stand or be at or in the vicinity of any door or window of any such room or house, or on the sidewalk or street in front thereof, and by looks, actions or words solicit, entice or endeavor to entice any person to enter such room or house, or by lewd or indecent behavior to denote to or inform any passer-by of the character or reputation of such house or room, or of the persons residing in or frequenting the same, or to attempt to do so.

Sec. 31. It shall be unlawful for any person to keep a dance or fandango house within the limits of the city.

Sec. 32. The smoking of opium or the inhaling of the fumes of opium being injurious to the public health, contrary to public morals and against the peace and good order of the city, it shall be unlawful for any person, either as owner, agent, employe, or otherwise, to keep, conduct or maintain, or cause to be kept, conducted or maintained, any house, room or place of any description where persons assemble for the purpose of smoking opium or inhaling the fumes of opium.

Sec. 33. It shall be unlawful for any person keeping or conducting any lodging house, hotel or other place for the accommodation of the public, or any place of public resort, to knowingly suffer or permit any person to smoke opium or inhale the fumes of opium therein.

Sec. 34. It shall be unlawful for two or more persons to assemble, be or remain smoking opium or inhaling the fumes of opium.

Sec. 35. It shall be unlawful for any person to knowingly be or remain in any room or place where opium is smoked or where persons assemble for the purpose of smoking opium or inhaling the fumes of opium.

Sec. 36. It shall be unlawful for the owner of any building or portion of building, or the agent of such owner, or the tenant, lessee, occupant or person having control of any building or part thereof, to knowingly suffer or permit any such building, or any part of it, to be used for the purpose of smoking opium or for the purpose of inhaling the fumes of opium.

Sec. 37. It shall be unlawful for any person to aid, abet or assist another person in the smoking of opium or inhaling the fumes of opium.

Sec. 38. It shall be unlawful for any person to stand, or be before, upon or in the vicinity of any building, room or place where two or more persons have assembled for the purpose of smoking opium, or inhaling the fumes of opium, with the intent to, or for the purpose of giving warning of the approach of any person to such building, room or place.

Sec. 39. It shall be unlawful for any person not being a peace officer or traveler, not having a permit from the President of the Board of Trustees of said city to wear or carry concealed about his person, within the limits of said city, any pistol, slung-shot, brass or iron knuckles, or iron bars, such as are usually carried by Chinamen, sand-club, dirk or bowie-knife, or any other dangerous or deadly weapon, or to carry any such weapon openly, with the intent or avowed purpose of injuring any person or to do any injury therewith. Such persons, and no others, shall be deemed travelers under this section as may be actually making a journey at the time. The President of the Board of Trustees, or in his absence, the acting President, may grant permission to any peaceable person whose profession or occupation may require him to be out at late hours of the night, to carry concealed weapons, and to no other person.

Sec. 40. It shall be unlawful for any person to have in his possession, within said city, any nippers of the description known as burglars' nippers, pick-lock, skeleton key, key to be used with a bit or bits, jimmy or other burglars' tools, unless it be shown that said possession is innocent or for a lawful purpose.

Sec. 41. It shall be the duty of the Marshal and police officers to arrest any and all persons they find violating Sections 1, 2, 3, 13, 14, 16, 20, 21, 22, 23, 26, 27, 29, 30, 31 to 38, 39, 40 and 41 of this ordinance, or either of them, and the failure to do so by such officers is hereby made unlawful and a violation of this ordinance.

Sec. 42. Every person, company or corporation constructing, repairing, managing, owning, leasing or operating any line of street railroad, or occupying any of the streets of said city by the permission of the Board of Trustees, is hereby required, where the surface of any street is broken or excavated by them, to place and keep the street in as good condition as before such excavation was made, with a smooth and even surface flush with the grade of the street, and it shall be the duty of any such person, company or corporation to remove from all streets, immediately, any and all loose dirt or debris of any kind deposited or thrown up by such construction, repair or management.

Sec. 43. Every person violating any of the provisions of this ordinance, or any portion thereof, shall, except when some other punishment therefor is prescribed, be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County Jail of the County of San Diego for not exceeding three months, or by both such fine and imprisonment.

Sec. 44. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 45. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 19 of the City of San Diego, California, adopted August 23rd, 1886, as found on page 405 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Smith Deputy

DOCUMENT No. 370

Filed

190

City Clerk

By

Deputy

Ordinance No. 19

*For Prevention  
Offences against Peace  
Good Order & Health,  
etc*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

*(Repealed  
by #1052)*

DOCUMENT NO. 371

ORDINANCE NO. 20

Fixing Width of  
Sidewalks

Book 2   Page 23   File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 20 of the City of San Diego, California, adopted September 13, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 20.

AN ORDINANCE FIXING THE WIDTH OF SIDEWALKS IN THE CITY OF SAN DIEGO.

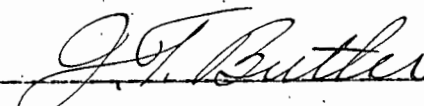
The Board of Trustees of the city of San Diego, do ordain as follows:

Section 1. The width of all sidewalks in the city of San Diego shall be, and they are hereby established as follows: On all streets less than seventy-five feet in width, ten feet; on streets seventy-five feet in width, twelve feet; on streets eighty and not exceeding one hundred feet in width, sixteen feet; on streets exceeding one hundred feet in width, twenty feet.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 20 of the City of San Diego, California, adopted September 13th, 1886, as found on page 418 of Book No. 3 record of the City of San Diego.

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By  Deputy

V  
DOCUMENT No. 371

Filed ..... 190

City Clerk

By .....

Deputy.

Ordinance No. 20.

*Fixing Width of  
Sidewalks*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 23 3

DOCUMENT NO. 372

ORDINANCE NO. 21

Provides for Proper  
Construction and Regula-  
tion, of use of privies.

Book 2 Page 23 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 21 of the City of San Diego, California, adopted September 27, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 21.

AN ORDINANCE PROVIDING FOR THE PROPER CONSTRUCTION AND REGULATING THE USE OF PRIVIES.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 1. From and after the taking effect of this ordinance all privies shall be constructed, used and maintained according to the dry earth system, except where some other system is permitted by the written consent of the health officer, and the same shall be constructed and maintained to the approval of such health officer. And to the end that the same shall be constructed with some uniformity, such health officer may adopt a model for such dry-earth closet, to be followed in all cases, and it shall be the duty of the health inspector to see that all such closets are constructed in accordance with the model so adopted.

Section 2. All privy vaults now existing within the city limits shall be immediately filled up with clean earth to the surface of the ground, unless permitted to remain open by the written consent of the health officer.

Section 3. If any person shall fail to fill in any such vault on his premises the health officer may cause the same to be done, the expense thereof to be paid by the city, and upon such payment being made the amount shall be a lien on such property, and the collection thereof may be enforced by an action in the name of the city.

Section 4. Charter Ordinance No. 94 is hereby continued in force; so far as the same is not in conflict with this ordinance, and all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. Any person failing to comply with any of the requirements of this ordinance shall be punished by a fine of not exceeding three hundred dollars, or by imprisonment for not exceeding three months, or by both such fine and imprisonment.

Section 6. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, this 27th day of September, 1886, by the following vote:

Trustee Sloane, yea; Trustee Stewart, yea; Trustee Carlson, absent; Trustee Hamilton, yea; Trustee Judson, absent.

CHAS. S. HAMILTON,  
President of the Board of Trustees.

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 21 of the City of San Diego, California, adopted September 27th, 1886, as found on page 429 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By W. E. Baith Deputy

Y  
DOCUMENT No. 372

Filed ..... 190

.....  
City Clerk

By .....  
Deputy.

**Ordinance No. 21.**

*Provides for proper  
Construction and Regulation  
of use of Driveways*

.....  
Adopted by Board of Delegates

.....  
Adopted by Board of Aldermen

.....  
Approved by the Mayor

DOCUMENT NO. 373

ORDINANCE NO. 22

Amends Section 27  
of Ordinance No. 19, Preven-  
tion offenses against good  
order Peace and Health.

Book 2 Page 25 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 22 of the City of San Diego, California, adopted October 11, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 22.

AN ORDINANCE TO AMEND SECTION 27 OF ORDINANCE NO. 19  
FOR THE PREVENTION OF OFFENSES AGAINST THE GOOD ORDER, PEACE  
AND HEALTH OF THE CITY OF SAN DIEGO.

The Board of Trustees of the city of San Diego do ordain as  
follows:

Section 1. Section 27, of Ordinance No. 19, is hereby  
amended to read as follows:

Section 27. It shall be unlawful for the owner, keeper or  
keepers, of any saloon, or any place licensed to sell liquors, bawdy  
house, house of assignation, or house of ill-fame, or room or  
house having the reputation of being a bawdy house, assignation  
house, or house of ill-fame, to permit any musical entertainment,  
dancing, or violin or banjo playing, or any music of any kind,  
or any play, show or performance, calculated to, or which does,  
disturb the quiet of the neighborhood, to take place at any  
time.

Section 2. This ordinance shall take effect and be in  
force from and after its adoption and publication as provided by  
law.

Passed and approved by the Board of Trustees of the City of  
San Diego, this 11th day of October, 1886, by the following  
vote: Trustee Sloane, yea; Trustee Stewart, absent; Trustee  
Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 22 of the City of San Diego, California, adopted October 11th, 1886, as found on page 440 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Butler Deputy

✓  
DOCUMENT No. 373

Filed 190

City Clerk

By

Deputy.

**Ordinance No. 22,**  
*Amends Section 27  
of Ordinance No. 19, Preven-  
tion of offenses against good  
order Peace and Health*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 25 3

DOCUMENT NO. 374

ORDINANCE NO. 23

Regulating use

Vehicles on Streets

Provides Penalty, for

Violation thereof.

Book 2    Page 25    File 3

REPEALED

ORDINANCE NO. 23

An ordinance regulating the use of vehicles on the streets of the City of San Diego, California, and the numbering of the same, and providing a penalty for the violation thereof.

The Board of Trustees of the City of San Diego, do ordain as follows:

Section 1. Every vehicle, except railroad cars, buggies, and rockaways, which shall be used in this City for conveyance of persons by land from place to place for hire shall be deemed a hackney carriage within the meaning of this ordinance.

Section 2. Every vehicle which shall be used for the conveyance of goods, packages, or freights from place to place in this City for hire, (except hand carts and except also vehicles used by merchants, dealers, and manufacturers exclusively for the delivery of their wares to customers) shall be deemed a job waggon within the meaning of this ordinance.

Section 3. Whenever several hackney carriages attend any place for or with passengers, the Marshall, or any policeman, may give directions respecting the standing of such carriages while

waiting for, taking up, or putting down, their passengers and the route they shall go when leaving such place, and the owner, driver, or other person having the care of any such carriage shall obey such directions.

Section 4. It shall be unlawful for any person having charge of a hackney carriage, job waggon, or other vehicle used for hire, to allow the same to stand on any street, except in front of public squares, railroad depots, and wharves, within fifteen feet of any street crossing, or at a greater distance than one foot from the outer edge of the sidewalk, or any any public street, without first obtaining the written permission of the Marshall and the written consent of the tenant or occupant of the lot, or store or ground floor of any building thereon, to use that portion of the street in front of said lot, building, or any part thereof, for such purpose; provided, the Marshall shall not grant permits to allow more than two hackney carriages to stand waiting for employment in any one block.

Section 5. It shall be unlawful for the owner or driver, or any person having control of any omnibus, or railroad car, or any hack, cart, or any vehicle whatsoever, or of any horse, or animal whatsoever, to allow, permit or suffer, the said omnibus, railroad car, hack or vehicle, or said horse or animal, to be or remain in such a manner as to obstruct the crossing of any public street from one sidewalk to another, for any period of time whatever.

Section 6. Every vehicle which by the provisions of any ordinance is required to be licensed and every vehicle used in the transaction of any business shall have a number. Such number shall be designated by the Marshall, and shall be permanent, without regard to the ownership of the vehicle. No two vehicles shall have the same number. The Marshall upon designating a number of the vehicle, shall furnish the owner thereof with two tins with such number printed (or painted) thereon in plain figures, not less than one inch and a half in height and of proportionate width. The said number shall be placed on any vehicle by tacking thereupon the tins furnished by the Marshall, or by painting such number upon the vehicle to correspond with said tins.

Section 7. The numbers of vehicles shall be placed as follows:  
On both sides of each omnibus, truck or waggon with a body - on the end of the driver's seat. On both sides of each dray - on the side rail six inches forward of the wheel.

On both sides of each waggon without a body - on the bolster of the hind axle, as near the wheel as practicable.

On both sides of each water or sprinkling vehicle - on the center of the cask or tank, between six and ten inches above the wheel.

On both sides of each cart - near the forward end and not on the side boards.

On both sides of all other vehicles for hire or required to procure a license - at a place designated by the Marshall.

Section 8. No person shall use, or permit to be used, or driven, any vehicle belonging to him, or under his control, which by any provision of this ordinance is required to be numbered, without having the appropriate number thereof, and no other, placed thereupon in the manner and place provided for in this ordinance, nor with such number inverted, covered, mutilated, obliterated, or obscurely painted, or illegible.

Section 9. The Marshall shall collect from each owner of any vehicle required to be numbered the sum of fifty cents for each number furnished.

Section 10. Every person violating any provision of this ordinance, or any section thereof, shall be fined in any sum not exceeding three hundred dollars or be imprisoned in the county jail of the County of San Diego for not exceeding three months or by both such fine and imprisonment.

Section 11. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

Passed, approved and adopted by the Board of Trustees of the City of San Diego, this 18th day of October, 1886, by the following vote:

Trustee Sloane Yea; Trustee Stewart Absent; Trustee Carlson Yea; Trustee Hamilton Yea; Trustee Judson Absent.

ATTEST:

H.T. Christian  
City Clerk and  
Clerk of said Board

Chas. S. Hamilton  
President of the Board  
of Trustees

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 23 of the City of San Diego, California, adopted October 18, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed

## Ordinance No 23 -

An ordinance regulating the use of vehicles on the streets of the City of San Diego, California, and the numbering of the same, and providing a penalty for the violation thereof.

The Board of Trustees of the City of San Diego, do ordain as follows:

Section 1. Every vehicle, except railroad cars, buggies, and rockaways, which shall be used in this City for conveyance of persons by land from place to place for hire shall be deemed a hackney carriage within the meaning of this ordinance.

Section 2. Every vehicle which shall be used for the conveyance of goods, packages, or freights from place to place in this City for hire, (except hand carts and except also vehicles used

On both sides of each water or sprinkling vehicle - on the center of the cask or tank, between six and ten inches above the wheel.

On both sides of each cart - near the forward end and not on the side boards.

On both sides of all other vehicles for hire or required to procure a license - at a place designated by the Marshall.

Section 8. No person shall use, or permit to be used, or driven, any vehicle belonging to him, or under his control, which by any provision of this ordinance is required to be numbered, without having the appropriate number thereof, and no other, placed thereupon in the manner and place provided for in this ordinance, nor with such number inverted, covered, mutilated, obliterated, or obscurely painted, or illegible.

Section 9. The Marshall shall collect from each owner of any vehicle required to be numbered the sum of fifty cents for each number furnished.

Section 10. Every person violating any provision of this ordinance, or any section thereof, shall be fined in any sum not exceeding three hundred dollars or be imprisoned in the County jail of the County of San Diego for not exceeding three months or by both such fine and imprisonment.

Section 11. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

Passed, approved and adopted by the Board of Trustees of the City of San Diego, this 18th day of October, 1886, by the following vote:

Trustee Sloane Yea; Trustee Stewart  
Absent; Trustee Carlson Yea; Trustee  
Hamilton Yea; Trustee Judson Absent,  
Attest;

H. T. Christian

City Clerk and  
Clerk of said Board

Chas. S. Hamilton

President of the Board

of Trustees

Oct 20 one time

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 23**

*Regulating use  
Vehicles on Streets  
Provides Penalty for  
Violation thereof*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 375

ORDINANCE NO. 24

Granting Wharf

Franchise to

Wm. Carlson et al

Book 2    Page 354    File 3

ORDINANCE NO. 24

AN ORDINANCE GRANTING A WHARF FRANCHISE IN THE CITY OF SAN DIEGO.

Application having been made to the Trustees of the City of San Diego, County of San Diego, State of California, by Wm. H. Carlson and Frank J. Higgins, hereinafter called the applicants, for a franchise, giving them and their assignees the right to construct and maintain a wharf upon the water front of said city at the place and in the manner and upon the conditions set out in their application, filed on the 4th day of September, 1886, with the Clerk of this Board, and it appearing to this Board that the Petition of the applicants is in due form and substance, and was filed as required by law, together with the plan of the wharf proposed to be constructed, and the lands within three hundred feet thereof and a map of the waters, with the name and locality thereof, and of the adjoining lands. And the Board having heard proof of the publication of the notice of this application, and being satisfied that the said notice is good and sufficient, and has been published and posted as required by law, and having fully heard and considered the allegations of the said petition, and the proofs in support of each, and it appearing therefrom that the public good and convenience will be prompted by granting the application now made,

NOW THE SAID CITY OF SAN DIEGO,

by its Trustees does ordain and enact as follows: Sec. 1. That the said applicants or their assigns shall have, and they are

hereby granted the right and the authority to construct and maintain a wharf in the locations hereinafter described, together with the right to collect and take toll for the use of the same as allowed by law, for a term of twenty years from the date hereof.

Sec. 2. The said wharf, commencing at a point 50 feet south of the northwest corner of Atlantic and Commercial streets, thence 80 feet due west, thence in a south-westerly direction 1000 feet to a point 468 feet south of a point 880 feet west of the starting point, thence in a north-westerly direction 250 feet to a point 350 feet south of a point 1100 west of the starting point, thence 150 feet west to a point, thence in a south-easterly direction 580 feet to a point 744 feet west of a point 627 feet south of the starting point, thence in a north-easterly direction 75 feet to a point 706 feet west of a point 560 feet south of the starting point, thence in a north-westerly direction 140 feet to a point 820 feet west of a point, 495 feet south of the starting point, thence in a north-easterly direction 945 feet to a point 80 feet west of a point 50 feet south of the starting point, thence 80 feet east, thence 50 feet north to the place of beginning, being partly in the bay of San Diego and partly in New San Diego, according to the map thereof, made by A.B. Gray and T.D. Johns, and now on file in the office of County Recorder of San Diego county, California. The pier, 50 feet in width, and averaging  $972\frac{1}{2}$  feet in length, running in a south-westerly direction from the 50 feet

north of the south-west corner of Atlantic and Commercial streets, thence connecting with the wharf proper, which is 75 feet in width, and 580 feet in length, fronting on the ship channel in said bay of San Diego, along which it runs in a south-easterly and north-westerly direction, it being intersected by and connected to the pier of said wharf, near the center and towards the east.

Sec. 3. That the applicants shall have, and they are hereby granted the right of way and all necessary use for the purposes of the said wharf of all overflowed, submerged or tide lands in the location above described, belonging to the said State, and which comprises 9,694 square yards or thereabouts, together also with the right to have, unencumbered and unobstructed, the land and water on each side of the said wharf, from high water mark to navigable waters, a distance of 150 feet, for their convenience in landing, loading and unloading vessels, but for no other purpose.

Sec. 4. That the said wharf shall be constructed of piles firmly driven in the ground, properly capped, braced and planked, and so as to provide a good, safe and commodious wharf for commercial purposes.

Sec. 5. That the completion of one-half of said wharf in amount, by an expenditure of \$10,000, shall be within six months after

the receipt of the franchise, and the completion of the whole shall be within the time prescribed by law.

Sec. 6. That the said wharf shall not extend, anything herein contained to the contrary, notwithstanding, into the waters of the said bay so far as to obstruct the free navigation of the same.

Sec. 7. That this grant is made as an amendment to a franchise heretofore granted to the applicants herein, for the construction and maintenance of a wharf, which former one they abandon upon the granting of this new franchise.

Sec. 8. That the Clerk of this Board shall make a proper record of this ordinance, and cause the same to be published for the time and in the manner required by law.

Passed this 25th day of October A.D., 1886, by the following vote:

Trustee, J.G. Sloane, Yea  
Trustee, W.W. Stewart, Absent  
Trustee, W.H. Carlson, Not Voting  
Trustee, C.S. Hamilton, Yea  
Trustee, G.F. Judson, Yea  
Being the unanimous vote of all present who voted of the Board of Trustees of said City of San Diego.

Charles S. Hamilton  
President of the Board of Trustees.

ATTEST:  
H.T. Christian  
City Clerk and Clerk of said Board.

(SEAL)

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 24 of the City of San Diego,  
California, adopted OCTOBER 25, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

An Ordinance Granting a Wharf Franchise in the City of San Diego

Application having been made to the Trustees of the city of San Diego, County of San Diego, State of California, by Wm. H. Carlson and Frank J. Higgins, hereinafter called the applicants, for a franchise, giving them and their assignees the right to construct and maintain a wharf upon the water front of said city at the place and in the manner and upon the conditions set out in their application, filed on the 4th day of September, 1886, with the Clerk of this Board, and it appearing to this Board that the petition of the applicants is in due form and substance and was filed as required by law, together with the plan of the wharf proposed to be constructed, and the lands within three hundred feet thereof and a map of the waters, with the name and locality thereof, and of the adjoining lands. And the Board having heard proof of the publication of the notice of this application, and being satisfied that the said notice is good and sufficient, and has been published and posted as required by law, and having fully heard and considered the allegations of the said petition, and the proofs in support of each, and it appearing therefrom that the public good and convenience will be promoted by granting the application now made;

Now the said City of San Diego,

by its Trustees does ordain and enact as follows:

Sec. 1. That the said applicants, or their assigns shall have, and they are hereby granted the right and the authority to construct and maintain a wharf in the locations hereinafter described, together with the right to collect and take toll for the use of the same, as followed by law, for a term of twenty years from the date hereof.

Sec. 2. The said wharf, commencing at the north-west corner of Atlantic and Commercial streets thence in a south-westerly direction 1000 feet to a point 50 feet south of a point 80 feet west of the starting point, thence in a north-westerly direction 250 feet to a point 62 1/2 feet south of a point 1100 feet west of the starting point, thence 150 feet west to a point, thence in a south-easterly direction 580 feet to a point 74 feet west of a point 62 1/2 feet south of the starting point, thence in a north-easterly direction 75 feet to a point 706 feet west of a point 62 1/2 feet south of the starting point, thence in a north-westerly direction 140 feet to a point 820 feet west of a point, 62 1/2 feet south of the starting point, thence in a north-easterly direction 945 feet to a point 62 1/2 feet south of the starting point, thence south to the place of beginning, being partly in the bay of San Diego and partly in New San Diego, according to the map thereof, made by A. B. Gray and T. D. Johns, and now on file in the office of County Recorder of San Diego county, California. The pier 50 feet in width, and averaging 62 1/2 feet in length, running in a south-westerly direction from the 50 feet south of the north-west corner of Atlantic and Commercial streets, thence connecting with the wharf proper, which is 75 feet in width, and 580 feet in length, fronting on the ship channel in said bay of San Diego, along which it runs in a south-easterly and north-westerly direction, it being intersected by and connected to the pier of said wharf at its center and towards the east.

Sec. 3. That the said applicants shall have, and they are hereby granted the right of way and all necessary use for the purposes of the said wharf of all overflowed, submerged, or tide lands in the location above described, belonging to the said State, and which comprises

9694 square yards or thereabouts, together also with the right to have, unincumbered and unobstructed, the land and water on each side of the said wharf, from high water mark to navigable waters, a distance of 150 feet, for their convenience in landing, loading and unloading vessels, but for no other purpose.

Sec. 4. That the said wharf shall be constructed of piles firmly driven in the ground, properly capped, braced and planked, and so as to provide a good, safe and commodious wharf for commercial purposes.

Sec. 5. That the completion of one-half of said wharf in amount, by an expenditure of \$10,000, shall be within six months after the receipt of the franchise, and the completion of the whole shall be within the time prescribed by law.

Sec. 6. That the said wharf shall not extend, anything herein contained to the contrary, notwithstanding, into the waters of the said bay so far as to obstruct the free navigation of the same.

Sec. 7. That this grant is made as an amendment to a franchise heretofore granted to the applicants herein, for the construction and maintenance of a wharf, which former one they abandon upon the granting of this new franchise.

Sec. 8. That the Clerk of this Board shall make a proper record of this Ordinance, and cause the same to be published for the time and in the manner required by law.

Passed this 25th day of October A. D. 1886, by the following vote:

Trustee, J. G. Sloane, *Yea*  
Trustee, W. W. Stewart, *Abstinent*  
Trustee, W. H. Carlson, *Abstinent*  
Trustee, C. S. Hamilton, *Yea*  
Trustee, G. F. Judson, *Yea*

Being the unanimous vote of all present of the Board of Trustees of said City of San Diego.

Chas. S. Hamilton

President of the Board of Trustees.

Attest:

H. T. Christian

City Clerk and Clerk of said Board.

468 — a point 50 feet south of  
thence 80 feet due west,  
1000  
350  
62 1/2  
560  
495  
945 — thence 80 feet east,  
972 1/2  
south-west  
80 feet west of a point 50 feet  
north

tenance

who voted

15

Filed

190

City Clerk

By

Deputy.

Ordinance No. 24.

Granting Wharf  
Franchise to  
J. H. Carlson et al

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 376

ORDINANCE NO. 25

Levying Tax for City  
Purposes for  
Fiscal year. 1886.

Book 2 Page 31 File 3

ORDINANCE NO. 25.

An Ordinance Levying Tax for City Purposes  
for the fiscal Year 1886.

(Approved November 3d, 1886.)

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The following taxes are hereby levied for the fiscal year ending December 31st, 1886, on all taxable property assessed and situated within the City of San Diego, State of California, to-wit: One dollar and five cents on each \$100 valuation of taxable property, apportioned as follows: For the General Fund, 40 cents; for the Street Fund, 27 1/2 cents; for the School Fund, 20 cents; for the Bond Interest Fund, 12 1/2 cents; for the establishment of the Library Fund, 5 cents.

Section 2. This ordinance shall be in force and effect from and after its adoption and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 25 of the City of San Diego, California, adopted November 3, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 25.

*An Ordinance Levying Tax for City Purposes for the fiscal Year 1886.*

[Approved November 3d, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The following taxes are hereby levied for the fiscal year ending December 31st, 1886, on all taxable property assessed and situated within the City of San Diego, State of California, to-wit: One dollar and five cents on each \$100 valuation of taxable property, apportioned as follows: For the General Fund, 40 cents; for the Street Fund, 27½ cents; for the School Fund, 20 cents; for the Bond Interest Fund, 12½ cents; for the establishment of the Library Fund, 5 cents.

Sec. 2. This ordinance shall be in force and effect from and after its adoption and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 25 of the City of San Diego, California, adopted November 3rd, 1886, as found on page 457 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Butler Deputy

✓  
DOCUMENT No. 376

Filed 190

City Clerk

By

Deputy.

Ordinance No. 25  
Leaving Tax for City  
Purposes for  
Fiscal year 1886.

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 377

ORDINANCE NO. 26

Prevention of Offenses  
against Peace and  
Good Order of City.

Book 2 Page 33 File 3

ORDINANCE NO 26

AN ORDINANCE FOR THE PREVENTION OF OFFENSES AGAINST THE PEACE AND GOOD ORDER OF THE CITY OF SAN DIEGO, AND FOR THE CONSTRUCTION AND USE OF STOVE PIPES. THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, DO ORDAIN AS FOLLOWS:

SECTION, 1:- IT SHALL BE UNLAWFUL FOR ANY PERSON TO LEAVE ANY PERSON TO LEAVE ANY HORSE MULE OR TEAM, STANDING IN ANY OF THE STREETS OF THIS CITY, WITHOUT BEING HELD BY SOME PERSON, OR SECURELY HITCHED OR FASTENED.

SECTION, 1. ALL PERSONS ARE HEREBY PROHIBITED FROM SELLING HORSES, MULES, HOGS, JACKS, JENNIES, HORNED CATTLE, SHEEP, GOATS, OR OTHER LIVE STOCK, OR WARES, OR MERCHANDISE, OR ARTICLES OF ANY DESCRIPTION, AT AUCTION, IN ANY OF THE PUBLIC STREETS OF SAID CITY.

SECTION, 2. NO PERSON SHALL EXPLODE A BLAST WITHOUT FIRST COVERING THE SAME IN SUCH A MANNER AS TO PREVENT THE FRAGMENTS OF ROCKS, OR EARTH, FROM BEING THROWN AGAINST OR UPON ADJACENT BUILDINGS, OR LOTS, OR UPON A PUBLIC HIGHWAY.

SECTION, 4:- WHENEVER IN THE JUDGEMENT OF THE CHIEF OF THE FIRE DEPARTMENT, OR UPON THE COMPLAINT OF ANY RESIDENT ADJACENT THERETO, ANY SMOKESTACK, CHIMNEY, FLUE OR STOVE PIPE ENDANGERS

THE SURROUNDING PROPERTY BY FIRE, THE CHIEF OF THE FIRE DEPARTMENT SHALL CAUSE THE SAME TO BE ABATED, ALTERED, OR IMPROVED, AS HE MAY THINK MOST SUITABLE, AND MOST CONDUCTIVE TO THE COMFORT OF THE RESIDENTS IN THE VICINITY.

SECTION, 5. ALL STOVE-PIPES NOW IN USE, OR THAT MAY BE HERE AFTER PLACED IN USE IN THIS CITY, SHALL IN ALL CASES HAVE THE OPENINGS WHERE THE PIPE GOES THROUGH THE ROOF, OR THE SIDE OF A BUILDING, AT LEAST FOUR INCHES LARGER IN DIAMETER THAN THE PIPE, AND SUCH, OPENING SHALL HAVE A DOUBLE TIN OR EARTHEN RECEIVING PIPE, OR REGISTER, AND TIN OR SHEET IRON ON THE INSIDE AND OUTSIDE OF SUCH OPENINGS. NO STOVE PIPE SHALL BE PLACED NEARER THAN SIX INCHES TO THE SIDE OF THE BUILDING TO WHICH IT IS ATTACHED, OR TO THE ADJOINING BUILDING, AND ALL OWNERS OR OCCUPANTS OF BUILDINGS WITHIN THE CITY IN WHICH THERE IS A STOVEPIPE, SHALL WHEN NOTIFIED BY THE CHIEF OF THE FIRE DEPARTMENT, COMPLY FORTHWITH WITH THE PROVISIONS OF THIS SECTION, AND ALSO REPLACE A BAD OR DEFECTIVE STOVEPIPE, WITH A NEW ONE WHEN SO ORDERED.

SECTION, 3. THE STREET SUPERINTENDENT ON FINDING OBSTRUCTIONS OF WHATEVER KIND, EITHER ON A SIDEWALK OR STREET, SHALL NOTIFY THE PERSON OR PERSONS TO WHOM THEY BELONG TO REMOVE THE SAME, OR IN WHOSE CHARGE OR POSSESSION THE SAME MAY BE, TO REMOVE SUCH OBSTRUCTIONS, AND UNLESS THE SAME BE REMOVED WITHIN SIX HOURS AFTER SUCH NOTICE, HE SHALL REMOVE THE SAME AND AFTER PUBLICATION

OF THREE DAYS IN A NEWSPAPER PUBLISHED IN SAID CITY, OF THE TIME AND PLACE OF THE SALE THEREOF, HE SHALL SELL THE SAME AT PUBLIC AUCTION TO THE HIGHEST BIDDER, AND AFTER DEDUCTING THE COSTS AND EXPENSES OF REMOVING, ADVERTISING KEEPING AND SELLING THE SAME, SHALL PAY THE BALANCE OF THE SELLING PRICE INTO THE CITY TREASURY, FOR THE BENEFIT OF THE OWNER, KNOWN OR UNKNOWN AS THE CASE MAY BE, WHICH BALANCE IF UNCLAIMED BY THE OWNER WITHIN THREE MONTHS THEREAFTER, SHALL BE BY THE CITY TREASURER TRANSFERRED TO THE GENERAL FUND.

SECTION, 4. ANY PERSON OR PERSONS, FIRM OR CORPORATION, PLACING OR CAUSING TO BE PLACED ANY BUILDING MATERIAL IN THE STREETS, SHALL SWING TWO LIGHTED LANTERNS, ONE AT EACH END OF SAID MATERIAL (OR BARRIER, HEREIN PROVIDED FOR) SO PROVIDED AND ARRANGED AS TO BURN FOURTEEN HOURS, TWO FEET ABOVE THE GROUND, AT AN HALF HOUR AFTER SUNSET, AND KEEP THE SAME BURNING UNTIL AN HALF HOUR BEFORE SUNRISE OF EACH DAY; AND SHALL ALSO WHEN ORDERED BY THE SUPERINTENDENT OF STREETS, ERECT AND SO LONG AS THE SAME REMAINS ON THE STREET, MAINTAIN AROUND THE PORTION OF THE STREET OR SIDEWALK SO USED, A GOOD AND SUBSTANTIAL BARRIER.

SECTION, 5. ALL PERSONS OWNING, OR OCCUPYING PROPERTY BORDERING UPON ANY STREET OR SIDEWALK IN THIS CITY, ARE REQUIRED TO KEEP SUCH SIDEWALK AND SUCH STREET TO THE CENTER THEREOF, IN FRONT OF THE SAME, CLEAN AND FREE FROM FILTH, OR OTHER MATTER, AND IT IS THE DUTY OF THE HEALTH INSPECTOR TO SEE THAT THE STREETS AN

SIDEWALKS ARE KEPT CLEAN, AND IT IS HIS DUTY TO GIVE SAID PROPERTY OWNER OR OCCUPANT NOTICE TO CLEAN THE SAME, WHENEVER HE MAY DEEM IT NECESSARY THAT THE SAME SHOULD BE CLEANED, AND IF SAID NOTICE IS NOT COMPLIED WITH WITHIN TWENTY FOUR HOURS, IT SHALL BE HIS DUTY TO CLEAN THE SAME, AND TO REMOVE ANY FILTH OR OTHER MATTER UPON THE SAME, AND PRESENT HIS BILL THEREFOR TO SAID PROPERTY OWNER, OR OCCUPANT, AND IF SAID PROPERTY OWNER OR OCCUPANT REFUSES OR NEGLECTS FOR ONE DAY, TO PAY SAID BILL, HE SHALL PRESENT THE SAME TO THE BOARD OF TRUSTEES OF SAID CITY FOR ALLOWANCE AND FROM THE TIME THE SAME IS PAID BY THE CITY, THE SUM SO PAID TOGETHER WITH A PENALTY OF TWENTY FIVE DOLLARS, SHALL BE A LIEN UPON SAID PROPERTY AND BE RECOVERED BY THE CITY FROM EITHER THE OCCUPANT OR OWNER, OR BOTH.

SECTION, 6. EVERY PERSON VIOLATING ANY PROVISION OF THIS ORDINANCE SHALL BE FINED IN ANY SUM NOT EXCEEDING THREE HUNDRED DOLLARS, OR BE IMPRISONED IN THE COUNTY JAIL OF SAN DIEGO COUNTY FOR NOT EXCEEDING THREE MONTHS OR BY BOTH SUCH FINE AND IMPRISONMENT.

SECTION, 7. THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS ADOPTION AND PUBLICATION AS REQUIRED BY LAW. PASSED AND APPROVED BY THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, THIS FIRST<sup>8</sup> DAY OF NOVEMBER 1886, BY THE FOLLOWING VOTE.

Trustee Sloane Yea;  
Trustee Carlson Yea -  
Trustee Judson Yea

Trustee Stewart Absent --  
Trustee Hamilton Absent -

Attest:

H.J. Christian  
City Clerk and  
Clerk of said Board

G. Frank Judson  
President pro tempore  
of the Board of Trustees

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 26 of the City of San Diego, California, adopted November 8, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 26

AN ORDINANCE ~~for~~ THE PREVENTION OF OFFENSES AGAINST THE PEACE AND  
GOOD ORDER OF THE CITY OF SAN DIEGO, ~~AND FOR THE CONSTRUCTION AND~~  
~~USE OF STOVE PIPES.~~ THE BOARD OF TRUSTEES OF THE CITY OF  
SAN DIEGO, DO ORDAIN AS FOLLOWS:

SECTION 1. IT SHALL BE UNLAWFUL FOR ANY PERSON TO LEAVE ANY  
HORSE, MULE OR TEAM STANDING IN ANY OF THE STREETS OF THIS CITY,  
WITHOUT BEING HELD BY SOME PERSON, OR SECURELY LITCHED OR FASTENED.

SECTION 1. ALL PERSONS ARE HEREBY PROHIBITED FROM SELLING  
HORSES, MULES, HOGS, JACKS, JENNIES, HORNED CATTLE, SHEEP, GOATS, OR OTH-  
ER LIVE STOCK, OR WARES, OR MERCHANDISE, OR ARTICLES OF ANY DESCRIP-  
TION, AT AUCTION, IN ANY OF THE PUBLIC STREETS OF SAID CITY.

SECTION 2. NO PERSON SHALL EXPLODE A BLAST WITHOUT FIRST COVER-  
ING THE SAME IN SUCH A MANNER AS TO PREVENT THE FRAGMENTS OF  
ROCKS, OR EARTH, FROM BEING THROWN AGAINST OR UPON ADJACENT BUILD-  
INGS, OR LOTS, OR UPON A PUBLIC HIGHWAY.

FOR THE BENEFIT OF THE OWNER, KNOWN OR UNKNOWN AS THE CASE MAY BE,  
WHICH BALANCE IF UNCLAIMED BY THE OWNER <sup>within</sup> THREE MONTHS THEREAFTER,  
SHALL BE BY THE CITY TREASURER TRANSFERRED TO THE GENERAL FUND.

SECTION ~~4~~ ANY PERSON OR PERSONS, FIRM OR CORPORATION, PLACING OR  
CAUSING TO BE PLACED ANY BUILDING MATERIAL IN THE STREETS, SHALL  
SWING TWO LIGHTED LANTERNS, ONE AT EACH END OF SAID MATERIAL (OR  
BARRIER, HEREIN PROVIDED FOR) SO PROVIDED AND ARRANGED AS TO BURN  
FOURTEEN HOURS, TWO FEET ABOVE THE GROUND, AT AN HALF HOUR AFTER  
SUNSET, AND KEEP THE SAME BURNING UNTIL AN HALF HOUR BEFORE SUN-  
RISE OF EACH DAY; AND SHALL ALSO WHEN ORDERED BY THE SUPERINTEND-  
ENT OF STREETS, ERECT AND SO LONG AS THE SAME REMAINS ON THE STREET,  
MAINTAIN AROUND THE PORTION OF THE STREET OR SIDEWALK SO USED, A  
GOOD AND SUBSTANTIAL BARRIER.

SECTION ~~4~~ 5 ALL PERSONS OWNING, OR OCCUPYING PROPERTY BORDER-  
ING UPON ANY STREET OR SIDEWALK IN THIS CITY, ARE REQUIRED TO KEEP  
SUCH SIDEWALK AND SUCH STREET TO THE CENTER THEREOF, IN FRONT OF  
THE SAME, CLEAN AND FREE FROM FILTH, OR OTHER MATTER, AND IT IS THE  
DUTY OF THE HEALTH INSPECTOR TO SEE THAT THE STREETS AND SIDE-  
WALKS ARE KEPT CLEAN, AND IT <sup>is</sup> HIS DUTY TO GIVE SAID PROPERTY OWNER  
OR OCCUPANT NOTICE TO CLEAN THE SAME, WHENEVER HE MAY DEEM IT NEC-  
ESSARY THAT THE SAME SHOULD BE CLEANED, AND IF SAID NOTICE IS NOT  
COMPLIED WITH WITHIN TWENTY FOUR HOURS, IT SHALL BE HIS DUTY TO  
CLEAN THE SAME, AND TO REMOVE ANY FILTH OR OTHER MATTER UPON THE  
SAME, AND PRESENT HIS BILL THEREFOR TO SAID PROPERTY OWNER, OR OC-  
CUPANT, AND IF SAID PROPERTY OWNER OR OCCUPANT REFUSES OR NEG-  
LECTS FOR ONE DAY, TO PAY SAID BILL, HE SHALL PRESENT THE SAME TO  
THE BOARD OF TRUSTEES OF SAID CITY FOR ALLOWANCE AND FROM THE TIME  
THE SAME IS PAID BY THE CITY, THE SUM SO PAID TOGETHER WITH A PE-  
NALTY OF TWENTY FIVE DOLLARS, SHALL BE A LIEN UPON SAID PROPERTY  
AND BE RECOVERED BY THE CITY FROM EITHER THE OCCUPANT OR OWNER,  
OR BOTH.

SECTION, ~~6~~ <sup>7</sup> EVERY PERSON VIOLATING ANY PROVISION OF THIS ORDINANCE SHALL BE FINED IN ANY SUM NOT EXCEEDING THREE HUNDRED DOLLARS, OR BE IMPRISONED IN THE COUNTY JAIL OF SAN DIEGO COUNTY FOR NOT EXCEEDING THREE MONTHS OR BY BOTH SUCH FINE AND IMPRISONMENT.

SECTION, ~~16~~ <sup>7</sup> THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS ADOPTION AND PUBLICATION AS REQUIRED BY LAW.

PASSED AND APPROVED BY THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, THIS <sup>8th</sup> ~~FIRST~~ DAY OF NOVEMBER 1886, BY THE FOLLOWING VOTE.

Trustee Sloane Yeas Trustee Stewart Absent  
Trustee Carlson Yeas Trustee Hamilton Absent  
Trustee Judson Yeas

G. Frank Judson

President pro Tempore  
of the Board of Trustees

Attest:  
H. T. Christian  
City Clerk  
Clerk of said Board

Filed 190

City Clerk

By Deputy.

**Ordinance No. 26.**  
*Prevention of Offences  
Against Peace and  
Good Order of City*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

(Duplicate)  
DOCUMENT NO. 377

ORDINANCE NO. 26

To prevent offenses,  
In re. blasting etc.

Book 3 Page 464.

Book 2 Page 33 File 3

ORDINANCE NO. 26

An ordinance for the prevention of offenses against the peace and good order of the City of San Diego.

(Approved November 8th 1886.)

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. All persons are hereby prohibited from selling horses, mules, hogs, jacks, jennies, horned cattle, sheep goats, or other live stock, or wares, or merchandise, or articles of any description at auction, in any of the public streets of said city.

Section 2. No person shall explode a blast without first covering the same in such a manner as to prevent the fragments of rocks, or earth, from being thrown against or upon adjacent buildings, or lots, or upon a public highway.

Section 3. The Street Superintendent, on finding obstructions of whatever kind, either on a sidewalk or street, shall notify the person or persons to whom they belong, to remove the same, or in whose charge or possession the same may be, to remove such obstructions, and unless the same be removed within six hours after such notice, he shall remove the same, and after publication of three days in a newspaper published in said city,

of the time and place of the sale thereof, he shall sell the same at public auction to the highest bidder, and after deducting the costs and expenses of removing, advertising, keeping and selling the same, shall pay the balance of the selling price into the City Treasury, for the benefit of the owner, known or unknown, as the case may be, which balance, if unclaimed by the owner within three months thereafter, shall be by the City Treasurer transferred to the general fund.

Section 4. Any person or persons, firm or corporation, placing or causing to be placed, any building material in the streets, shall swing two lighted lanterns, one at each end of said material (or barrier herein provided for), so provided and arranged as to burn fourteen hours, two feet above the ground, at an half hour after sunset, and keep the same burning until an half hour before sunrise of each day; and shall also, when ordered by the Superintendent of Streets, erect, and so long as the same remains on the street, maintain around the portion of the street or sidewalk so used a good and substantial barrier.

Section 5. All persons owning or occupying property bordering upon any street or sidewalk in this city, are required to keep such sidewalk and such street to the center thereof, in front of the same, clean and free from filth, or other matter, and it is the duty of the health inspector to see that the streets and sidewalks are kept clean, and it is his duty to give said

property owner or occupant notice to clean, and it is his duty to give said property owner or occupant notice to clean the same, whenever he may deem it necessary that the same should be cleaned, and if said notice is not complied with within twenty-four hours, it shall be his duty to clean the same, and to remove any filth or other matter upon the same, and present his bill therefor to said property owner, or occupant, and if said property owner, or occupant, refuses or neglects for one day to pay said bill, he shall present the same to the Board of Trustees of said city for allowance, and from the time the same is paid by the city, the sum so paid, together with a penalty of twenty-five dollars, shall be a lien upon said property and be recovered by the city from either the occupant or owner, or both.

Section 6. Every person violating any provision of this ordinance shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County Jail of San Diego County for not exceeding three months, or by both such fine and imprisonment.

Section 7. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 26 of the City of San Diego,  
California, adopted NOVEMBER 8, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

ORDINANCE NO. 26.

*An ordinance for the prevention of offenses against the peace and good order of the City of San Diego.*

[Approved November 8th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. All persons are hereby prohibited from selling horses, mules, hogs, jacks, jennies, horned cattle, sheep goats, or other live stock, or wares, or merchandise, or articles of any description at auction, in any of the public streets of said city.

Sec. 2. No person shall explode a blast without first covering the same in such a manner as to prevent the fragments of rocks, or earth, from being thrown against or upon adjacent buildings, or lots, or upon a public highway.

Sec. 3. The Street Superintendent, on finding obstructions of whatever kind, either on a sidewalk or street, shall notify the person or persons to whom they belong, to remove the same, or in whose charge or possession the same may be, to remove such obstructions, and unless the same be removed within six hours after such notice, he shall remove the same, and after publication of three days in a newspaper published in said city, of the time and place of the sale thereof, he shall sell the same at public auction to the highest bidder, and after deducting the costs and expenses of removing, advertising, keeping and selling the same, shall pay the balance of the selling price into the City Treasury, for the benefit of the owner, known or unknown, as the case may be, which balance, if unclaimed by the owner within three months thereafter, shall be by the City Treasurer transferred to the general fund.

Sec. 4. Any person or person, firm or corporation, placing or causing to be placed, any building material in the streets, shall swing two lighted lanterns, one at each end of said material (or barrier herein provided for), so provided and arranged as to burn fourteen hours, two feet above the ground, at an half hour after sunset, and keep the same burning until an half hour before sunrise of each day; and shall also, when ordered by the Superintendent of Streets, erect, and so long as the same remains on the street, maintain around the portion of the street or sidewalk so used a good and substantial barrier.

Sec. 5. All persons owning or occupying property bordering upon any street or sidewalk in this city, are required to keep such sidewalk and such street to the center thereof, in front of the same, clean and free from filth, or other matter, and it is the duty of the health inspector to see that the streets and sidewalks are kept clean, and it is his duty to give said property owner or occupant notice to clean the same, whenever he may deem it necessary that the same should be cleaned, and if said notice is not complied with within twenty-four hours, it shall be his duty to clean the same, and to remove any filth or other matter upon the same, and present his bill therefor to said property owner, or occupant, and if said property owner, or occupant, refuses or neglects for one day to pay said bill, he shall present the same to the Board of Trustees of said city for allowance, and from the time the same is paid by the city, the sum so paid, together with a penalty of twenty-five dollars, shall be a lien upon said property and be recovered by the city from either the occupant or owner, or both.

Sec. 6. Every person violating any provision of this ordinance shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County jail of San Diego County for not exceeding three months, or by both such fine and imprisonment.

Sec. 7. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 26 of the City of San Diego, California, adopted November 8th, 1886, as found on page 464 of Book No. 3 record of the City of San Diego.

*G. T. Butler*

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By *W. E. Butler* Deputy

(Duplicate)

DOCUMENT No. 377

Filed 190

City Clerk,

By Deputy.

Ordinance No. 26

To prevent offences,  
In re. blasting etc

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

Book 3. Page - 464

2 Pa 33. 3

DOCUMENT NO. 378

ORDINANCE NO. 27

Establishing Grade  
5th Street Ivy to  
Upas.

Book 2 Page 33 File 3

ORDINANCE NO. 27

AN ORDINANCE ESTABLISHING THE GRADE OF FIFTH STREET, FROM IVY STREET TO THE NORTH LINE OF UPAS STREET, IN THE CITY OF SAN DIEGO CALIFORNIA. THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, DO ORDAIN AS FOLLOWS:

SECTION, 1. THE GRADE OF FIFTH STREET FROM IVY STREET TO THE NORTH LINE OF UPAS STREET IN SAID CITY, IS HEREBY ESTABLISHED AS FOLLOWS:

THE ELEVATIONS OF THE CROSSINGS AND POINTS HEREIN NAMED, ABOVE THE DATUM LINE OF LEVELS FIXED BY ORDINANCE NO. 3. SHALL BE AS FOLLOWS: AT THE SOUTH SIDE OF IVY STREET 212.5 FEET; AT THE NORTH WEST CORNER OF IVY AND FIFTH STREETS 213.5 FEET. AND AT AT THE NORTH EAST CORNER THEREOF 214 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND JUNIPER STREETS 232 FEET; AT THE SOUTH EAST CORNER THEREOF 233 FEET; AT THE NORTH WEST CORNER THEREOF 232.5 FEET; AND AT THE NORTH EAST CORNER THEREOF 233.5 FEET. AT A POINT 150 FEET NORTH OF JUNIPER STREET ON THE WEST SIDE OF FIFTH STREET 234 FEET AND AT A POINT OPPOSITE SAID LAST NAMED POINT ON THE EAST SIDE OF FIFTH STREET 235 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND KALMIA STREETS 241.5 FEET; AT THE SOUTH EAST CORNER THEREOF 242.5 FEET; AT THE NORTH WEST CORNER THEREOF 242.5 FEET; AND AT THE NORTH EAST CORNER THEREOF 243.5 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND LAUREL STREETS 250 FEET; AT THE SOUTH EAST CORNER THEREOF 251 FEET; AT THE NORTH WEST CORNER THEREOF. 251 FEET; AND AT THE NORTH EAST CORNER THEREOF 252 FEET. AT THE SOUTH WEST OF FIFTH AND MAPLE STREETS 258 FEET; AT THE SOUTH EAST CORNER THEREOF 259 FEET; AT THE NORTH WEST CORNER THEREOF 258 FEET; AND AT THE NORTH EAST CORNER THEREOF 259

FEET. AT THE SOUTH WEST CORNER OF FIFTH AND NUIMEG STREETS 263 FEET; AT THE SOUTH EAST CORNER THEREOF 263.5 FEET; AT THE NORTH WEST CORNER THEREOF 263.5 FEET; AND AT THE N.E. CORNER, THEREOF 264.5 FEET. AT A POINT 150 FEET N. OF NUIMEG STREET ON THE WEST SIDE OF FIFTH STREET 268.5 FEET; AND AT A POINT OPPOSITE SAID LAST NAMED POINT ON THE EAST SIDE OF FIFTH STREET 269.5 FEET.

AT THE S.W. CORNER OF FIFTH AND OLIVE STREETS 270 FEET; AT THE S.E. CORNER THEREOF 271 FEET; AT THE N.W. CORNER THEREOF 270.5 FEET AND AT THE N.E. CORNER Thereof 271.5 FEET. AT THE S.W. CORNER OF FIFTH AND PALM STREETS 275.5 FEET; AT THE SOUTH EAST CORNER THEREOF 276 FEET; AT THE N.W. CORNER THEREOF 276.5 FEET; AND AT THE N.E. THEREOF 277 FEET. AT THE S.W. CORNER OF FIFTH AND QUINCE STREETS 279 FEET; AT THE S.E. CORNER THEREOF 279.5 FEET; AT THE N.W. CORNER THEREOF 279 FEET; AND AT THE N.E. CORNER THEREOF 279.5 FEET.

AT THE S.W. CORNER OF FIFTH AND REDWOOD STREETS 280.5 FEET; AT THE S.E. CORNER THEREOF 281.5 FEET; AT THE N.W. CORNER THEREOF 281 FEET; AND AT THE N.E. CORNER THEREOF 282 FEET. AT THE S.W. CORNER OF FIFTH AND SPRUCE STREETS 280.5 FEET; AT THE S.E. CORNER THEREOF 281.5 FEET; AT THE N.W. CORNER THEREOF 280.5 FEET; AND AT THE N.E. CORNER THEREOF 281.5 FEET AT THE S.W. CORNER OF FIFTH AND THORN STREETS 279 FEET; AT THE S.E. CORNER THEREOF 280 FEET; AT THE N.W. CORNER THEREOF 280 FEET; AND AT THE N.E. CORNER THEREOF 281 FT.

AT THE S.W. CORNER OF FIFTH AND UPAS STREETS 286 FEET; AT THE S.E. CORNER THEREOF 287 FEET; AT THE N.W. CORNER THEREOF 286.5 FEET; AND AT THE N.E. CORNER THEREOF 287 FEET.

AND THE GRADE OF SAID FIFTH STREET BETWEEN THE POINTS FIXED BY THIS ORDINANCE SHALL BE OF UNIFORM ASCENT or DESCENT AS SHOWN BY THE GRADE MAP MADE BY THE CITY ENGINEER AND ON FILE IN HIS OFFICE.

SECTION, 2. THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE AND PUBLICATION, AS REQUIRED BY LAW.

PASSED ~~and~~ APPROVED and adopted, and ordered published BY THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, THIS 8th DAY OF NOVEMBER, 1886, BY THE FOLLOWING VOTE:

Trustee Sloane Yea; Trustee Stewart Absent; Trustee Carlson Yea; Trustee Hamilton Absent; Trustee Judson Yea.

Attest:

H.T. Christian,  
City Clerk and  
Clerk of said Board

G. Frank Judson,  
President of the Board of  
Trustees pro tempore

(SEAL)

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 27 of the City of San Diego,  
California, adopted NOVEMBER 8, 1886.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

ORDINANCE NO. 27

AN ORDINANCE ESTABLISHING THE GRADE OF FIFTH STREET, FROM IVY STREET TO THE NORTH LINE OF UPAS STREET, IN THE CITY OF SAN DIEGO CALIFORNIA.

THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, DO ORDAIN AS FOLLOWS:

SECTION, 1. THE GRADE OF FIFTH STREET FROM IVY STREET TO THE NORTH LINE OF UPAS STREET IN SAID CITY, IS HEREBY ESTABLISHED AS FOLLOWS:

THE ELEVATIONS OF THE CROSSINGS AND POINTS HEREIN NAMED, ABOVE THE DATUM LINE OF LEVELS FIXED BY ORDINANCE NO. 3, SHALL BE AS FOLLOWS:

AT THE SOUTH SIDE OF IVY ~~XXXXXXXXXX~~ STREET 212.5 FEET; AT THE NORTH WEST CORNER OF IVY AND FIFTH STREETS 213.5 FEET. AND AT AT THE NORTH EAST CORNER THEREOF 214 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND JUNIPER STREETS 232 FEET; AT THE SOUTH EAST CORNER THEREOF 233 FEET; AT THE NORTH WEST CORNER THEREOF 232.5 FEET; AND AT THE NORTH EAST CORNER THEREOF 233.5 FEET. AT A POINT 150 FEET NORTH OF JUNIPER STREET ON THE WEST SIDE OF FIFTH STREET 234 FEET AND AT A POINT OPPOSITE SAID LAST NAMED POINT ON THE EAST SIDE OF FIFTH STREET 235 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND KALMIA STREETS 241.5 FEET; AT THE SOUTH EAST CORNER THEREOF 242.5 FEET; AT THE NORTH WEST CORNER THEREOF 242.5 FEET; AND AT THE NORTH EAST CORNER THEREOF 243.5 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND LAUREL STREETS 250 FEET; AT THE ~~NORTH~~ <sup>South</sup> EAST CORNER THEREOF 251 FEET; AT THE NORTH WEST CORNER THEREOF 251 FEET; AND AT THE NORTH EAST CORNER THEREOF 252 FEET. AT THE SOUTH WEST OF FIFTH AND MAPLE STREETS 258 FEET; AT THE SOUTH EAST CORNER THEREOF 259 FEET; AT THE NORTH WEST CORNER THEREOF 258 FEET; AND AT THE NORTH EAST CORNER THEREOF 259 FEET. AT THE SOUTH WEST CORNER OF FIFTH AND NUTMEG STREETS 268 FEET; AT THE SOUTH EAST CORNER THEREOF 263.5 FEET; AT THE NORTH WEST CORNER THEREOF 268.5 FEET; AND AT THE N.E. CORNER THEREOF 264.5 FEET.

Filed ..... 190

City Clerk

By .....  
Deputy.

**Ordinance No. 77**  
*Establishing Grade  
5th Street Joy to  
Upas*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 33 33  
5 16 33

DOCUMENT NO. 379

ORDINANCE NO. 28

Imposing Licenses

Book 2 Page 35 File 3

Repealed

ORDINANCE NO. 28

AN ORDINANCE IMPOSING LICENSES IN THE CITY OF SAN DIEGO,  
California, THE BOARD OF TRUSTESS OF THE CITY OF SAN DIEGO,  
~~CALIFORNIA~~, DO ORDAIN AS FOLLOWS:

SECTION 1. IT SHALL BE UN-LAWFUL FOR ANY PERSON, WITHIN THE CITY  
OF SAN DIEGO, CALIFORNIA, TO ENGAGE IN , OR CARRY ON ANY BUSINESS  
Show, exhibitions OR CALLING, IN THIS ORDINANCE SPECIFIED,  
WITHOUT FIRST TAKING OUT OR PROCURING THE LICENSE HEREIN REQUIRED  
THEREFOR.

SECTION 2. ALL LICENSES MENTIONED IN THIS ORDINANCE SHALL BE  
COLLECTED BY THE TAX COLLECTOR OF SAID CITY.

SECTION 3. THE CITY CLERK MUST PREPARE AND HAVE PRINTED BLANK  
LICENSES WITH DUPLICATE STUBS WHICH SHALL BE NUMBERED IN THEIR  
ORDER, WITH A BLANK RECEIPT ATTACHED FOR THE SIGNATURE OF THE TAX  
COLLECTOR WHEN ISSUED.

SECTION 4. THE CITY CLERK MUST AFFIX HIS OFFICIAL SEAL TO,  
NUMBER AND SIGN ALL LICENSES, AND FROM TIME TO TIME DELIVER THEM  
TO THE TAX COLLECTOR OF SAID CITY IN SUCH QUANTITY AS MAY BE  
REQUIRED TAKING HIS RECEIPT THEREFOR, AND CHARGE HIM THEREWITH,  
GIVING IN THE ENTRY THE NUMBER THEREOF.

SECTION 5. THE CITY CLERK MUST KEEP IN HIS OFFICE DUPLICATE  
STUBS OF ALL LICENSES SOLD, AND ISSUED BY THE TAX COLLECTOR, AND  
A LEDGER IN WHICH HE MUST KEEP THE COLLECTORS ACCOUNT FOR ALL  
LICENSES DELIVERED TO HIM, SOLD, OR RETURNED UNSOLD BY HIM. A

CORRECT STATEMENT OF THE COLLECTOR'S LICENSE ACCOUNT MUST BE CERTIFIED TO THE CITY TREASURER ON THE FIRST MONDAY IN EACH MONTH BY THE CLERK.

SECTION 6. THE TAX COLLECTOR MUST MAKE DILIGENT INQUIRY AS TO ALL PERSONS IN THIS CITY LIABLE TO PAY LICENSE AS PROVIDED IN THIS ORDINANCE, AND MUST REQUIRE EACH PERSON, WHEN IT IS NECESSARY, TO STATE UNDER OATH OR AFFIRMATION, THE PROBABLE AMOUNT OF BUSINESS WHICH HE OR THE FIRM OF WHICH HE IS A MEMBER, OR FOR WHICH HE IS AN AGENT, OR THE CORPORATION OF WHICH HE IS AN OFFICER OR AGENT, WILL DO IN THE NEXT SUCCEEDING THREE MONTHS; AND THEREUPON SUCH PERSON, AGENT OR OTHER OFFICER MUST PROCURE A LICENSE FROM THE TAX COLLECTOR FOR THE TERM DESIRED AND THE CLASS FOR WHICH ~~the~~ such PARTY IS LIABLE TO PAY; AND IN ALL CASES WHERE AN UNDERESTIMATE HAS BEEN MADE INTENTIONALLY BY THE PARTY APPLYING, THE PARTY MAKING SUCH UNDERESTIMATE, OR THE COMPANY HE REPRESENTS, ARE REQUIRED TO PAY FOR A LICENSE FOR THE NEXT month ~~QUARTER~~ DOUBLE THE SUM OTHERWISE REQUIRED.

SECTION 7. ON THE FIRST DAY OF EACH MONTH THE COLLECTOR MUST RETURN TO THE CITY CLERK ALL LICENSES UNSOLD, AND MUST MAKE SETTLEMENT THEREFOR AND BE CREDITED THEREWITH; AND MUST PAY INTO THE CITY TREASURER ALL MONIES COLLECTED FOR LICENSES SOLD DURING THE PRECEDING MONTH, TAKE THE TREASURERS RECEIPT THEREFOR, AND FILE DUPLICATES THEREOF WITH THE CITY CLERK, WHO MUST CREDIT THE COLLECTOR WITH THE SAME AND CHARGE THE TREASURER THEREWITH.

SECTION 8. THE FOLLOWING RATES OF LICENSE ARE HEREBY ESTABLISHED FOR THE CITY OF SAN DIEGO, AND NO LICENSE SHALL BE GRANTED FOR A

SHORTER PERIOD THAN (THAT SPECIFIED IN FIXING THE RATES FOR EACH CLASS, OR FOR A LONGER PERIOD THAN) one year ~~six months~~; TOWIT: AUCTIONEERS, \$5.00, PER MONTH.

ASSAYERS, \$5.00 PER QUARTER.

BANKS OR BANKERS, FIRST CLASS, DOING BUSINESS ON CAPITAL OF \$100,000 \$20.00 PER MONTH.

BANKS OR BANKERS, SECOND CLASS, DOING BUSINESS ON CAPITAL OF \$50,000, \$15.00 PER MONTH.

BANKS OR BANKERS, THIRD CLASS, DOING BUSINESS ON CAPITAL OF \$25,000 \$10.00 PER MONTH.

BANKS OR BANKERS, FOURTH CLASS, DOING BUSINESS ON CAPITAL OF 5,000 OR LESS, \$5.00 PER MONTH.

BAKERIES, \$2.00 PER MONTH

BATH HOUSES, (Salt Water) \$2.00 PER MONTH.

Barber Shops, \$2.00 per quarter for each chair.

BILL POSTERS, \$2.00 PER MONTH.

BOOT BLACK STANDS: \$1.00 per quarter for each chair

ONE CHAIR, \$1.00 PER MONTH.

TWO CHAIRS, \$2.00 PER MONTH

BROKER (GENERAL), \$5.00 PER MONTH.

BROKER (PAWNBROKER) \$10.00 PER MONTH.

BUTCHERS, MONTHLY SALES LESS THAN \$500., FOR EACH STALL OR SHOP, \$3.00 PER MONTH.

BUTCHERS, MONTHLY SALES MORE THAN \$500., FOR EACH STALL OR SHOP,

\$5.00 PER MONTH.

BUTCHERS (HAVING NO STALLS), PEDDLING, PER MONTH ~~\$2.50~~ \$3.00.

BOOK AGENTS AND CANVASSERS, \$2.50 PER MONTH.

BILLIARDS, POOL TABLES, ETC. (EXCEPT FOR EXCLUSIVE PRIVATE USE)  
EACH TABLE, \$2.00 PER MONTH.

BOATS (SAIL), FOR HIRE, CAPACITY OF TEN OR MORE PERSONS \$10.00  
PER YEAR.

LESS THAN TEN PERSONS, \$5.00 PER YEAR.

BOATS (ROW), FOR HIRE, \$2.00 PER YEAR.

Coffee Stands, having no tables \$1.00 per month -

CANVASSERS FOR PICTURES, RETOUCHING PHOTOGRAPHS, ETC. PER MONTH  
\$2.50

COMMISSION HOUSES IN COUNTRY PRODUCE \$2.00 PER MONTH.

COMMON CARRIERS (EXCEPT WHERE OTHERWISE SPECIFIED) \$2.50 PER  
MONTH.

CIRCUS OR MENAGERIE, OR BOTH, \$100.00 PER DAY.

CIRCUS, EACH SIDE SHOW, \$15.00 PER DAY.

DANCING SCHOOLS \$4.00 PER MONTH.

FEED STABLE, OR CORRALS, \$3.00 PER MONTH.

FLOURING MILL, \$4.00 PER MONTH.

FRUIT STANDS, \$2.50 PER MONTH.

FRUIT PEDDLERS \$2.50 PER MONTH; EXCEPT THEIR PRODUCE OF THEIR OWN  
RAISING.

FORTUNE TELLERS, ASTROLOGERS, CLAIRVOYANT, MEDIUM, ETC. \$5.00 PER  
MONTH.

HACKNEY CARRIAGE (AS DEFINED IN ORDINANCE NO. 23) \$2.50 PER MONTH.

Hotels, charging 50 cts and upwards per meal \$5.00 per month.

HOTELS, ~~\$3.00 per month~~ charging less than 50 cts, per meal \$3.00 per month.

ICE DEALERS, \$2.00 PER MONTH.

INSURANCE AGENTS DOING A BUSINESS OF OVER \$350.00 per month

~~\$1000~~, PER QUARTER ARE OF THE FIRST CLASS AND SHALL PAY A LICENSE

OF \$4.00 PER MONTH. THOSE DOING A BUSINESS OF MORE THAN \$500

\$175.00 AND LESS THAN ~~\$1700~~ \$350.00. PER QUARTER MONTH ARE OF

THE SECOND CLASS AND SHALL PAY \$3.00 PER MONTH. THOSE DOING A

BUSINESS OF ~~\$300~~ \$100.00 AND LESS THAN ~~500~~ \$75 per month ARE OF

THE THIRD CLASS AND SHALL PAY \$2.00 ~~per month~~ ~~PAY \$2.00~~ PER

MONTH. THOSE DOING A BUSINESS OF ~~\$200~~ \$75.00 AND LESS THAN

\$100.00 ~~\$300~~. PER month QUARTER ARE OF THE FOURTH CLASS AND SHALL

PAY A LICENSE OF \$1.50 PER MONTH.

THOSE DOING A BUSINESS OF ~~\$40.00~~ ~~\$100~~ AND ~~LESS~~ ~~THAN~~ ~~\$200~~

\$75.00 PER month QUARTER, ARE OF THE FIFTH CLASS AND SHALL PAY

\$1.00 PER MONTH.

THOSE DOING A BUSINESS OF ~~\$100~~ ~~\$40.00~~ AND LESS PER month QUARTER

ARE OF THE SIXTH CLASS, AND SHALL PAY A LICENSE OF FIFTY CENTS

PER MONTH. INSURANCE SOLICITORS, HAVING NO PERMANENT OFFICE IN

THE CITY, \$10. PER MONTH.

(INTELLIGENCE OFFICE, \$2.00 PER MONTH.

JOB WAGONS, (AS DEFINED IN ORDINANCE NO. 23),

ONE HORSE \$1.00 PER MONTH,  
TWO HORSE, \$2.00 PER MONTH.

LIVERY STABLE, EIGHT VEHICLES OR MORE \$5.00 PER MONTH, FOUR  
VEHICLES OR MORE, \$3.00 PER MONTH. LESS THAN FOUR \$2.00 PER  
MONTH. LAUNDRY, WASH HOUSE, \$3.00 PER MONTH.

MANUFACTURE AND SALE OF GAS, ELECTRIC LIGHT, ETC, FOR LIGHTING  
PUBLIC OR PRIVATE, \$5.00 PER MONTH.

MANUFACTURE OF ANY KIND-PLANING AND MOULDING MILLS, BOX  
FACTORIES, BREWERIES AND SODA FACTORIES, ETC. \$2.00 PER MONTH.  
MILK WAGONS, ONE HORSE, \$1.00 PER MONTH; TWO HORSES, \$2.00 PER  
MONTH, AND EVERY SUCH WAGON SO USED SHALL HAVE A NUMBER PRINTED  
OR PAINTED THEREON, OR TACKED THERETO, IN PLAIN ARABIC FIGURES  
NOT LESS THAN ONE INCH AND A HALF IN HEIGHT AND OF PROPORTIONATE  
WIDTH, AND OF SUCH COLOR AS TO BE READILY DISTINGUISHED; SUCH  
NUMBER SHALL BE DESIGNATED BY THE CITY TAX COLLECTOR, WHO SHALL  
KEEP A RECORD THEREOF.

MERCANTILE AGENCIES AND COLLECTIONS, \$2.00 PER MONTH.

PRIZE STORES OF ANY KIND \$10.00 PER MONTH.

PEDDLER ON FOOT, WARES AND MERCHANDISE, \$5.00 PER MONTH; WITH  
VEHICLE \$10.00 PER MONTH.

PIN ALLEY, \$2.00 PER MONTH.

PHOTOGRAPH GALLERY, \$2.00 PER MONTH.

PROPAGATION: HORSES, STALLION, \$25.00 PER YEAR.

PROPOGATION: JACK, PER YEAR \$10.

PROPOGATION: BULL PER YEAR \$10.

REAL ESTATE DEALERS OR AGENTS HAVING OFFICES IN THIS CITY \$3.00 PER MONTH.

REAL ESTATE DEALER OR AGENT, HAVING NO OFFICE IN THE CITY, \$10. PER MONTH.

RAILROAD WITH DEPOT IN THE CITY, \$10.00 PER MONTH.

RACE COURSE OR EXHIBITION, EACH DAY \$5.00.

RESTAURANTS, \$2.00 PER MONTH.

STREET STANDS TO SELL MERCHANDISE ON SPECIAL PERMISSION ONLY, \$5.00 PER MONTH.

SKATING RINKS, \$5.00 PER MONTH.

STORES, PLACES OF BUSINESS, (EXCEPT LIQUOR SELLERS), LUMBER, COAL YARDS, ETC.

CLASS 1 MONTHLY SALES \$20.000 AND UPWARDS, \$10. PER MONTH.

CLASS 2. MONTHLY SALES, \$10,000 TO \$20,000 , PER MONTH, \$7.50.

CLASS 3. MONTHLY SALES, \$5,000 to \$10,000 PER MONTH \$5.00.

CLASS 4. MONTHLY SALES \$2,500, to \$5,000.00 PER MONTH, \$3.00.

CLASS 5. MONTHLY SALES \$1,250, to \$2,500 PER MONTH \$1.50.

CLASS 6. MONTHLY SALES \$1,250 \$1,000, to \$1250. PER MONTH, \$1.00.

CLASS 7. MONTHLY SALES \$500. to \$1,000 AND LESS, PER MONTH, 50 CENTS. STORES, PLACES OF BUSINESS&C, SELLING GOODS BY AUCTION, ETC. \$10. PER MONTH.

STOREHOUSE, GRAIN OR MERCHANDISE, \$3.00 PER MONTH.

SHOWS, OTHER THAN PERFORMANCE IN PUBLIC HALLS-TRAVELING

MUSICIANS, ROPE WIRE, ETC, PERFORMANCES PER DAY, BY CONSENT ONLY, \$5.00.

SHOOTING GALLERY, \$5.00 PER MONTH.

THEATER, PER DAY \$5.00. PER MONTH, \$50. PER QUARTER, \$100. PER YEAR, \$250.00.

FOR THE BENEFIT OF SCHOOLS OR CHARITABLE PURPOSE

THEATER, EACH AND EVERY EXHIBITION FOR PAY NOT OTHERWISE SPECIFIED \$10.00 FOR EACH PERFORMANCE: EXCEPT AMATEUR SOCIETIES OF THIS City ~~county~~ OR FOR THE BENEFIT OF SCHOOLS OR CHARITABLE PURPOSES.

TELEPHONE COMPANIES, \$5.00 PER MONTH.

TELEGRAPH COMPANIES, \$5.00 PER MONTH.

UNDERTAKER, \$5.00 PER MONTH.

WATER SELLING, MONTHLY SALES \$500. OR LESS, \$3.00 PER MONTH.

WATER SELLING, MONTHLY SALES, \$500 TO \$1,000, PER MONTH, \$6.00.

WATER SELLING, MONTHLY SALES, \$1,000 OR MORE, \$10. PER MONTH.

WHARVES LANDING PASSENGERS AND FREIGHT, PER MONTH \$10.00

WHARVES, LANDING FREIGHT ONLY, PER MONTH \$2.00.

WOOD YARDS, \$3.00 PER MONTH.

FOR EACH PERSON CARRYING PASSENGERS FOR HIRE ON PUBLIC DAYS, SUCH, AS DAYS OF FAIRS, RACES, OR OTHER PUBLIC AMUSEMENTS, FOR EACH DAY \$1.00; PROVIDED THIS SHALL NOT APPLY TO PERSONS WHO ARE REQUIRED BY THIS ORDINANCE TO PAY A MONTHLY LICENSE FOR SIMILAR BUSINESS.

FOR EACH RUNNER, AGENT, OR SOLICITOR ENGAGED IN THE BUSINESS OF SOLICITING CUSTOM FOR ANY HOTEL, BOARDING HOUSE, INN, LODGING HOUSE, OR PLACE WHERE BOARD AND LODGING IS FURNISHED FOR PAY,

EXCEPT THE OWNERS OR DRIVERS OF HACKS, CABS OR OTHER VEHICLES PAYING LICENSE FOR SAID VEHICLES, \$1.00 PER MONTH, PROVIDED; THAT EVERY SUCH RUNNER, AGENT, OR SOLICITOR, OR ANY OTHER PERSON SOLICITING CUSTOM FOR ANY HOTEL, BOARDING HOUSE, INN, OR PLACE WHERE BOARD AND LODGING IS FURNISHED FOR PAY, SHALL WEAR A BADGE, WHICH BADGE SHALL BE NUMBERED AND THE NUMBER THEREOF RECORDED WITH THE MARSHALL, WITH THE NAME OF THE PERSON HAVING THE RIGHT TO WEAR SAID NUMBER, AND ALL OTHER PERSONS ARE FORBIDDEN TO WEAR SUCH NUMBER WITHOUT FIRST CHANGING THE NAME ATTACHED THERETO RECORDED WITH THE MARSHALL.

SECTION, 9 THE AMOUNT OF SAID LICENSE SHALL IN EACH INSTANCE, BE DEEMED A DEBT DUE FROM SAID PERSON OR PERSONS TO THE CITY OF SAN DIEGO, ALL SUCH PERSONS OR CORPORATIONS SHALL BE LIABLE TO AN ACTION IN THE NAME OF THE CITY OF SAN DIEGO, FOR THE AMOUNT OF THE SAID LICENSE; AND THE CONVICTION AND PUNISHMENT OF ANY PERSON, IN A CRIMINAL ACTION, FOR AVIOLATION OF THIS ORDINANCE SHALL NOT EXCUSE SUCH PERSON FROM THE PAYMENT OF ANY LICENSE DUE OR UNPAID AT THE TIME OF THE CONVICTION.

SECTION, 10 UPON THE TRIAL OF ANY ACTION AUTHORIZED BY THIS ORDINANCE THE DEFENDANT IS DEEMED NOT TO HAVE PROCURED THE PROPER LICENSE UNLESS HE EITHER PRODUCES IT OR PROVES THAT HE DID PROCURE IT.

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SECTION, 11, EVERY PERSON VIOLATING ANY PROVISION OF THIS ORDINANCE SHALL BE FINED IN ANY SUM NOT EXCEEDING THREE HUNDRED DOLLARS, OR BE IMPRISONED IN THE COUNTY JAIL OF SAN DIEGO COUNTY,

FOR NOT EXCEEDING THREE MONTHS, OR BY BOTH SUCH FINE AND  
IMPRISONMENT.

SECTION, 12 THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM  
AND AFTER ITS ADOPTION AND PUBLICATION AS REQUIRED BY LAW.

Passed, approved, adopted and ordered published by the Board of  
Trustees of the City of San Diego, California this Nov. 8th, 1886  
by the following vote - Trustee Sloane yea - Trustee Stewart  
absent - Trustee Carlson yea - Trustee Hamilton absent - Trustee  
Judson Yea -

ATTEST:

H.J. Christian  
City Clerk and  
Clerk of said Board

G. Frank Judson  
President pro Tempore  
of the Board of Trustees

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 28 of the City of San Diego, California, adopted November 8, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 28

AN ORDINANCE IMPOSING LICENSES IN THE CITY OF SAN DIEGO, *California*,  
THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO, ~~CALIFORNIA~~, DO  
ORDAIN AS FOLLOWS:

SECTION 1. IT SHALL BE UN-LAWFUL FOR ANY PERSON, WITHIN THE CITY  
OF SAN DIEGO, CALIFORNIA, <sup>*show, exhibition*</sup> TO ENGAGE IN, OR CARRY ON ANY BUSINESS, OR  
CALLING, IN THIS ORDINANCE SPECIFIED, WITHOUT FIRST TAKING OUT OR  
PROCURING THE LICENSE HEREIN REQUIRED THEREFOR.

SECTION 2. ALL LICENSES MENTIONED IN THIS ORDINANCE SHALL BE COLLE-  
CTED BY THE TAX COLLECTOR OF SAID CITY.

SECTION 3. THE CITY CLERK MUST PREPARE AND HAVE PRINTED BLANK  
LICENSES WITH DUPLICATE STUBS WHICH SHALL BE NUMBERED IN THEIR  
ORDER, WITH A BLANK RECEIPT ATTACHED FOR THE SIGNATURE OF THE TAX  
COLLECTOR WHEN ISSUED.

SECTION 4. THE CITY CLERK MUST AFFIX HIS OFFICIAL SEAL TO, NUM-  
BER AND SIGN ALL LICENSES, AND FROM TIME TO TIME DELIVER THEM TO  
THE TAX COLLECTOR OF SAID CITY IN SUCH QUANTITY AS MAY BE REQUIRED  
TAKING HIS RECEIPT THEREFOR, AND CHARGE HIM THEREWITH, GIVING IN  
THE ENTRY THE NUMBER THEREOF.

SECTION 5. THE CITY CLERK MUST KEEP IN HIS OFFICE DUPLICATE  
STUBS OF ALL LICENSES SOLD, AND ISSUED BY THE TAX COLLECTOR, AND A  
LEDGER IN WHICH HE MUST KEEP THE COLLECTOR'S ACCOUNT FOR ALL LICEN-  
SES DELIVERED TO HIM, SOLD, OR RETURNED UNSOLD BY HIM. A CORRECT  
STATEMENT OF THE COLLECTOR'S LICENSE ACCOUNT MUST BE CERTIFIED TO  
THE CITY TREASURER ON THE FIRST MONDAY IN EACH MONTH BY THE CLERK.

SECTION 6. THE TAX COLLECTOR MUST MAKE DILIGENT INQUIRY AS TO <sup>*and*</sup>  
ALL PERSONS IN THIS CITY LIABLE TO PAY LICENSE AS PROVIDED IN

THIS ORDINANCE, AND MUST REQUIRE EACH PERSON, WHEN IT IS NECESSARY, TO STATE UNDER OATH OR AFFIRMATION, THE PROBABLE AMOUNT OF BUSINESS WHICH HE OR THE FIRM OF WHICH HE IS A MEMBER, OR FOR WHICH HE IS AN AGENT, OR THE CORPORATION OF WHICH HE IS AN OFFICER OR AGENT, WILL DO IN THE NEXT SUCCEEDING THREE MONTHS; AND THEREUPON SUCH PERSON, AGENT ~~OR OTHER~~ OFFICER MUST PROCURE A LICENSE FROM THE TAX COLLECTOR FOR THE TERM DESIRED AND THE CLASS FOR WHICH <sup>such</sup> PARTY IS LIABLE TO PAY; AND IN ALL CASES WHERE AN UNDERESTIMATE HAS BEEN MADE INTENTIONALLY BY THE PARTY APPLYING, THE PARTY MAKING SUCH UNDERESTIMATE, OR THE COMPANY HE REPRESENTS, ARE REQUIRED TO PAY FOR A LICENSE FOR THE NEXT <sup>month</sup> ~~QUARTER~~ DOUBLE THE SUM OTHERWISE REQUIRED.

SECTION 7. ON THE FIRST DAY OF EACH MONTH THE COLLECTOR MUST RETURN TO THE CITY CLERK ALL LICENSES UNSOLD, AND MUST MAKE SETTLEMENT THEREFOR AND BE CREDITED THEREWITH; AND MUST PAY INTO THE CITY TREASURY ALL MONIES COLLECTED FOR LICENSES SOLD DURING THE PRECEDING MONTH, TAKE THE TREASURERS RECEIPT THEREFOR, AND FILE DUPLICATES THEREOF WITH THE CITY CLERK, WHO MUST CREDIT THE COLLECTOR WITH THE SAME AND CHARGE THE TREASURER THEREWITH.

SECTION 8. THE FOLLOWING RATES OF LICENSE ARE HEREBY ESTABLISHED FOR THE CITY OF SAN DIEGO, AND NO LICENSE SHALL BE GRANTED FOR A SHORTER PERIOD THAN <sup>[</sup> THAT SPECIFIED IN FIXING THE RATES FOR EACH CLASS, OR FOR A LONGER PERIOD THAN <sup>one year</sup> ~~SIX MONTHS~~; TOWIT:

AUCTIONEERS, \$5.00, PER MONTH.

ASSAYERS, \$5.00 PER QUARTER.

BANKS OR BANKERS, FIRST CLASS, DOING BUSINESS ON CAPITAL OF \$100,000 \$20.00 PER MONTH.

BANKS OR BANKERS, SECOND CLASS, DOING BUSINESS ON CAPITAL OF \$50,000 \$15.00 PER MONTH.

BANKS OR BANKERS, THIRD CLASS, DOING BUSINESS ON CAPITAL OF \$25,000 \$10.00 PER MONTH.

BANKS OR BANKERS, FOURTH CLASS, DOING BUSINESS ON CAPITAL OF  
5,000 OR LESS, \$5.00 PER MONTH.

BAKERIES, \$2.00 PER MONTH

BATH HOUSES (Salt Water) \$2.00 PER MONTH.

Barber Shops, \$2.00 per quarter for each chair

BILL POSTERS, \$2.00 PER MONTH.

BOOT BLACK STANDS: \$1.00 per quarter for each chair

~~ONE CHAIR, \$1.00 PER MONTH.~~

~~TWO CHAIRS, \$2.00 PER MONTH.~~

BROKER (GENERAL), \$5.00 PER MONTH.

BROKER (PAWNBROKER) \$10.00 PER MONTH.

BUTCHERS, MONTHLY SALES LESS THAN \$500., FOR EACH STALL OR SHOP,  
\$3.00 PER MONTH.

BUTCHERS, MONTHLY SALES MORE THAN \$500., FOR EACH STALL OR SHOP,  
\$5.00 PER MONTH.

BUTCHERS (HAVING NO STALLS), PEDDLING, PER MONTH \$2.50 --- \$3.00.

BOOK AGENTS AND CANVASSERS, \$2.50 PER MONTH.

BILLIARDS, POOL TABLES, ETC. (EXCEPT FOR EXCLUSIVE PRIVATE USE)

EACH TABLE, \$2.00 PER MONTH.

BOATS (SAIL), FOR HIRE, CAPACITY OF TEN OR MORE PERSONS \$10.00 PER YEAR.  
LESS THAN TEN PERSONS, \$5.00 PER YEAR.

BOATS (ROW), FOR HIRE, \$2.00 PER YEAR.

Coffee Stands, having no tables \$1.00 per month

CANVASSERS FOR PICTURES, RETOUCHING PHOTOGRAPHS, ETC. PER MONTH \$2.50

COMMISSION HOUSES IN COUNTRY PRODUCE \$2.00, PER MONTH.

COMMON CARRIERS (EXCEPT WHERE OTHERWISE SPECIFIED) \$2.50 PER MONTH.

CIRCUS OR MENAGERIE, OR BOTH, \$100.00 PER DAY.

CIRCUS, EACH SIDE SHOW, \$15.00 PER DAY.

DANCING SCHOOLS \$4.00 PER MONTH.

FEED STABLES, OR CORRALS, \$3.00 PER MONTH.

FLOURING MILL, \$4.00 PER MONTH.

FRUIT STANDS, \$2.50 PER MONTH.

FRUIT PEDDLERS \$2.50 PER MONTH; EXCEPT THEIR PRODUCE OF THEIR OWN RAISING.

FORTUNETELLERS, ASTROLOGERS, CLAIRVOYANT, MEDIUM, ETC. \$5.00 PER MONTH.

HACKNEY CARRIAGE (AS DEFINED IN ORDINANCE NO. 23) \$2.50 PER MONTH.

Hotels, charging 50 cts and upwards per meal \$5.00 per month.  
HOTELS, ~~\$3.00 per month~~, charging less than 50 cts, per meal \$3.00 per month.

ICE DEALERS, \$2.00 PER MONTH.

INSURANCE AGENTS DOING A BUSINESS OF OVER ~~\$1000. PER QUARTER~~ <sup>\$350.00 per month</sup> ARE OF THE FIRST CLASS AND SHALL PAY A LICENSE OF \$4.00 PER MONTH.

THOSE DOING A BUSINESS OF MORE THAN ~~\$500.~~ <sup>\$175.00</sup> AND LESS THAN ~~\$1000.~~ <sup>\$350.00</sup>

<sup>month</sup> PER ~~QUARTER~~ ARE OF THE SECOND CLASS AND SHALL PAY \$3.00 PER MONTH.

THOSE DOING A BUSINESS OF ~~\$200.~~ <sup>\$100.00</sup> AND LESS THAN ~~\$500.~~ <sup>\$75 per month</sup> ARE OF THE THIRD

CLASS AND SHALL PAY \$2.00, ~~PER QUARTER~~ <sup>per month</sup> PER MONTH. THOSE DOING A BU-

SINESS OF ~~\$200.~~ <sup>\$75.00</sup> AND LESS THAN ~~\$500.~~ <sup>\$100.00</sup> PER ~~QUARTER~~ <sup>month</sup> ARE OF THE FOURTH

CLASS AND SHALL PAY A LICENSE OF \$1.50 PER MONTH.

THOSE DOING A BUSINESS OF ~~\$100.~~ <sup>\$40.00</sup> AND LESS THAN ~~\$200.~~ <sup>\$75.00</sup> PER ~~QUARTER~~ <sup>month</sup>,

ARE OF THE FIFTH CLASS AND SHALL PAY \$1.00 PER MONTH.

~~THOSE DOING A BUSINESS OF \$100. AND LESS PER QUARTER ARE OF THE SIXTH CLASS, AND SHALL PAY A LICENSE OF FIFTY CENTS PER MONTH.~~

INSURANCE SOLICITORS, HAVING NO PERMANENT OFFICE IN THE CITY, \$10. PER MONTH.

INTELLIGENCE OFFICE, \$2.00 PER MONTH.

JOB WAGONS, (AS DEFINED IN ORDINANCE NO. 23),

ONE HORSE \$1.00 PER MONTH,

TWO HORSE, \$2.00 PER MONTH.

LIVERY STABLE, EIGHT VEHICLES OR MORE \$5.00 PER MONTH. FOUR VEHICLES OR MORE, \$3.00 PER MONTH. LESS THAN FOUR \$2.00 PER MONTH.

LAUNDRY, WASH HOUSE, \$3.00 PER MONTH.

MANUFACTURE AND SALE OF GAS, ELECTRIC LIGHT, ETC. FOR LIGHTING PUBLIC OR PRIVATE, \$5.00 PER MONTH.

MANUFACTURE OF ANY KIND-PLANING AND MOULDING MILLS, BOX FACTORIES, BREWERIES AND SODA FACTORIES, ETC, \$2.00 PER MONTH.

MILK WAGONS, ONE HORSE, \$1.00 PER MONTH; TWO HORSES, \$2.00 PER MONTH, AND EVERY SUCH WAGON SO USED SHALL HAVE A NUMBER PRINTED OR PAINTED THEREON, OR TACKED THERETO, IN PLAIN ARABIC FIGURES NOT LESS THAN ONE INCH AND A HALF IN HEIGHT AND OF PROPORTIONATE WIDTH, AND OF SUCH COLOR AS TO BE READILY DISTINGUISHED; SUCH NUMBER SHALL BE DESIGNATED BY THE CITY TAX COLLECTOR, WHO SHALL KEEP A RECORD THEREOF.

MERCANTILE AGENCIES AND COLLECTIONS, \$2.00 PER MONTH.

PRIZE STORES OF ANY KIND \$10.00 PER MONTH.

PEDDLER ON FOOT, WARES AND MERCHANDISE, \$5.00 PER MONTH; WITH VEHICLE \$10.00 PER MONTH.

PIN ALLEY, \$2.00 PER MONTH.

PHOTOGRAPH GALLERY, \$2.00 PER MONTH.

PHOTOGRAPH GALLERY, TRAVELING, \$5.00 PER MONTH.

PROPAGATION: HORSES, STALLION, \$25.00 PER YEAR.

PROPAGATION: JACK, PER YEAR \$10.

PROPAGATION: BULL PER YEAR \$10.

REAL ESTATE DEALERS OR AGENTS HAVING OFFICES IN THIS CITY \$8.00 PER MONTH.

REAL ESTATE DEALER OR AGENT, HAVING NO OFFICE IN THE CITY, \$10. PER MONTH.

RAILROAD WITH DEPOT IN THE CITY, \$10.00 PER MONTH.

RACE COURSE OR EXHIBITION, EACH DAY \$5.00.

RESTAURANTS, \$2.00 PER MONTH.

STREET STANDS TO SELL MERCHANDISE ON SPECIAL PERMISSION ONLY, \$5.00 PER MONTH.

SKATING RINKS, \$5.00 PER MONTH.

STORES, PLACES OF BUSINESS, (EXCEPT LIQUOR SELLERS), LUMBER, COAL YARDS, ETC.

CLASS 1: MONTHLY SALES \$20,000 AND UPWARDS, \$10. PER MONTH.

CLASS 2: MONTHLY SALES, \$10,000 TO \$20,000, PER MONTH, \$7.50.

CLASS 3: MONTHLY SALES, \$5,000 <sup>To \$10,000</sup>, PER MONTH \$5.00.

to \$500000  
CLASS 4 .MONTHLY SALES \$2,500, PER MONTH, \$3.00.

to \$2500  
CLASS 5. MONTHLY SALES \$1,250, PER MONTH \$1.50.

to \$1250  
CLASS 6. MONTHLY SALES ~~\$4.50~~ \$1,000, PER MONTH, \$1.00.

to \$1000  
CLASS 7. MONTHLY SALES \$500. AND LESS, PER MONTH, 50 CENTS.

STORES, PLACES OF BUSINESS & C, SELLING GOODS BY AUCTION, ETC. \$10. PER MONTH.

STOREHOUSE, GRAIN OR MERCHANDISE, \$3.00 PER MONTH.

SHOWS, OTHER THAN PERFORMANCE IN PUBLIC HALLS-TRAVELING MUSICIANS, ROPE WIRE, ETC, PERFORMANCES PER DAY, ~~(BY CONSENT ONLY)~~, \$5.00.

SHOOTING GALLERY, \$5.00 PER MONTH.

THEATER, PER DAY \$5.00. PER MONTH, \$50. PER QUARTER, \$100. PER YEAR, \$250.00.

~~THEATER, EACH AND EVERY EXHIBITION FOR PAY NOT OTHERWISE SPECIFIED~~

~~FOR THE BENEFIT OF SCHOOLS OR CHARITABLE PURPOSES.~~

THEATER, EACH AND EVERY EXHIBITION FOR PAY NOT OTHERWISE SPECIFIED \$10.<sup>00</sup> FOR EACH PERFORMANCE; EXCEPT AMATEUR SOCIETIES OF THIS <sup>CITY</sup> COUNTY OR FOR THE BENEFIT OF SCHOOLS OR CHARITABLE PURPOSES.

TELEPHONE COMPANIES, \$5.00 PER MONTH.

TELEGRAPH COMPANIES, \$5.00 PER MONTH.

UNDERTAKER, \$5.00 PER MONTH.

WATER SELLING, MONTHLY SALES \$500. OR LESS, \$3.00 PER MONTH.

WATER SELLING, MONTHLY SALES, \$500 TO \$1000, PER MONTH, \$6.00.

WATER SELLING, MONTHLY SALES, \$1,000 OR MORE, \$10. PER MONTH.

WHARVES LANDING PASSENGERS AND FREIGHT, PER MONTH \$10.00

WHARVES, LANDING FREIGHT ONLY, PER MONTH \$2.00.

WOOD YARDS, \$3.00 PER MONTH.

FOR EACH PERSON CARRYING PASSENGERS FOR HIRE ON PUBLIC DAYS, SUCH, AS DAYS OF FAIRS, RACES, OR OTHER PUBLIC AMUSEMENTS, FOR EACH DAY \$1.00; PROVIDED; THIS SHALL NOT APPLY TO PERSONS WHO ARE REQUIRED BY THIS ORDINANCE TO PAY A MONTHLY LICENSE FOR SIMILAR BUSINESS.

SECTION, 11, EVERY PERSON VIOLATING ANY PROVISION OF THIS ORDINANCE SHALL BE FINED IN ANY SUM NOT EXCEEDING THREE HUNDRED DOLLARS, OR BE IMPRISONED IN THE COUNTY JAIL OF SAN DIEGO COUNTY, FOR NOT EXCEEDING THREE MONTHS, OR BY BOTH SUCH FINE AND IMPRISONMENT.

SECTION, 12 THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS ADOPTION AND PUBLICATION AS REQUIRED BY LAW.

Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, California this Nov. 8th, 1886 by the following vote - Trustee Sloane Ye - Trustee Stewart absent - Trustee Carlson Ye - Trustee Hamilton absent - Trustee Judson Ye -

Attest;  
H. T. Christian }  
City Clerk }  
Clerk of said Board }

G. Frank Judson  
President pro Tempore  
of the Board of Trustees

✓  
DOCUMENT No. 379

Filed ..... 190

.....  
City Clerk

By .....  
..... Deputy.

**Ordinance No. 28,**  
*Imposing Licenses*

.....  
.....  
Adopted by Board of Delegates

.....  
.....  
Adopted by Board of Aldermen

.....  
.....  
Approved by the Mayor

DOCUMENT NO. 380

ORDINANCE NO. 29

Concerning Public  
Health

Book 2 Page 37 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 29 of the City of San Diego, California, adopted November 15, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 29.

AN ORDINANCE CONCERNING THE PUBLIC HEALTH OF THE CITY OF SAN  
DIEGO.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The Health Officer shall be ex-officio Quarantine Officer of the city of San Diego.

Sec. 2. The quarantine grounds of the bay and harbor of San Diego are at the anchorage of La Playa.

Sec. 3. Shipmasters bringing vessels into the harbor of San Diego, and masters, owners, or consignees, having vessels in the harbor which have on board any cases of Asiatic cholera, smallpox, yellow, typhus or ship fever, must report the same in writing to the Quarantine Officer before landing any passengers, casting anchor, or coming to any wharf, or as soon thereafter as they, or either of them, become aware of the existence of either of the diseased on board their vessels.

Sec. 4. No captain or any other officer in command of any vessel sailing under a register arriving at the port of San Diego, nor any owner, consignee, agent or other person, having charge of such vessel must, under a penalty of not less than one hundred, nor more than three hundred dollars, land, or permit to be landed, any freight, passengers, or other persons from such vessel until he has reported to the Quarantine Officer, presented this bill of health, and received a permit from that officer to land freight, passengers, or other persons.

Sec. 5. Every pilot who conducts into the port of San Diego any vessel subject to quarantine, or examination by the Quarantine Officer, must-

First- Bring the vessel no nearer the city than is allowed by law:

Second- Prevent any person from leaving, and any communi-

cation being made with the vessel under his charge until the Quarantine Officer has boarded her and given the necessary orders and directions.

Third- Be vigilant in preventing any violation of the quarantine laws, and report without delay all such violations that come to his knowledge, to the Quarantine Officer;

Fourth- Present the Master of the vessel with a printed copy of the quarantine laws, unless he has one;

Fifth- If the vessel is subject to quarantine, by reason of infection, place at the mast-head a small yellow flag;

Sec. 6. Every Master of a vessel subject to quarantine or visitation by the Quarantine Officer, arriving at the port of San Diego, who refuses or neglects, either-

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

Second- To submit his vessel, cargo, and passengers, to the Quarantine Officer, and furnish all necessary information, to enable that officer to determine what quarantine or other regulations they ought respectively to be subject; or,

Third- To report all cases of disease and of deaths occurring on his vessel, and to comply with all the sanitary regulations of the bay and harbor;

Is liable in the sum of three hundred dollars for every such neglect or refusal.

Sec. 7. All vessels arriving off the port of San Diego from ports which have been legally declared infected ports, and all vessels arriving from ports where there is prevailing at the time of their departure any contagious, infectious, or pestilential diseases, or vessels with decaying cargoes, or which have unusually foul or offensive holds, are subject to quarantine, and must be by the master, owner, pilot, or consignee, reported to the Quarantine Officer without delay. No such vessel must cross a right line drawn due west from the north

west point of the peninsula, until the Quarantine Officer has boarded her and given the order required by law.

Sec. 8. The Quarantine Officer must board every vessel subject to quarantine or visitation by him, immediately on her arrival, and make such examination and inspection of vessel, books, papers, or cargo, or of persons on board, under oath, as he may judge expedient, and determine whether the vessel should be ordered to quarantine; and if so, the period of quarantine.

Sec. 10. No captain or other officer in command of any passenger carrying vessel of more than one hundred and fifty tons burden, nor of any vessel of more than one hundred and fifty tons burden having passengers on board, nor any owner, consignee, agent, or other person having charge of such vessel or vessels must, under a penalty of not less than one hundred dollars nor more than three hundred dollars, land or permit to be landed, any passenger from the vessel, until he has presented his bill of health to the Quarantine Officer, and received a permit from that officer to land such passengers, except in such cases as the Quarantine Officer deems it safe to give the permit before seeing the bill of health.

Sec. 10. The following fees may be collected by the Quarantine Officer: For giving a permit to land freight or passengers, or both, from any sailing vessel of less than five hundred tons burden from any port out of this State, two dollars and fifty cents; over five hundred, and under one thousand tons burden, five dollars; each additional one thousand tons burden, or fraction thereof, an additional two dollars and fifty cents. For steam vessels, propelled in whole or in part by steam, of one thousand tons burden or less, five dollars, and two dollars and fifty cents for each additional one thousand tons burden, or fraction thereof; but vessels not propelled in whole or in part by steam, sailing to and from any port or ports of the Pacific States of the United States or Territories, and whaling vessels entering the harbor of San Diego are excepted from the provisions of this

section.

Sec. 11. The Health Officer may enforce compulsory vaccination on passengers in infected ships, or coming from infected ports.

Section 12. The Quarantine Officer must keep in his office a book in which he must make an entry of all fees collected by him.

Sec. 13. The Health Officer may provide suitable hospitals, to be situated where he may deem most proper, and furnish and supply the same with nurses and attaches, and remove thereto all persons afflicted with cholera, small-pox, yellow, typhus, or ship fever.

Sec. 14. The Health Officer must keep a record of all births, deaths and interments, occurring in the city of San Diego. Such records, when filed, must be deposited in the office of the City Clerk and produced when required for public inspection.

Sec. 15. Physicians and mid-wives must, on or before the fourth day of each month, make a return to the Health Officer of all births, deaths, and the number of still born children occurring in their practice during the preceding month. In the absence of such attendance, the parents must make such report within thirty days after the birth of the child. Such returns must be made in accordance with rules adopted, and upon blanks furnished by the Health Officer.

Sec. 16. No person shall deposit in any cemetery or inter in the city, any human body without first having obtained and filed, with the Health Officer a certificate signed by a physician or mid-wife, or a Coroner, setting forth, as near as possible, the name, age, color, sex, place of birth, occupation, date, locality, and cause of death of the deceased, and obtain from such Health Officer a permit; nor shall any human body be removed or disinterred without the permit of the Health Officer, or by order of the Coroner. Physicians, when deaths occur in their

practice, must give the certificate herein mentioned. It shall also be the duty of the Health Officer, to require all persons having in charge the digging of graves and burial of the dead, to see that the body of no human being, who has reached ten years of age, shall be interred in a grave less than six feet deep, or if under the age of ten years, the grave to be not less than five feet deep.

Sec. 17. Superintendents of cemeteries, within the boundaries of the city of San Diego, must return to the Health Officer on the fourth day of each month, the names of all persons interred or deposited within their respective cemeteries for the preceding month.

Sec. 18. No superintendent of a cemetery can remove or cause to be removed, disinter or cause to be disinterred, any corpse that has been deposited in the cemetery, without a permit from the Health Officer, or by order of the Coroner.

Sec. 19. The Health Officer or Quarantine Officer is empowered to administer oaths on business connected with that department.

Sec. 20. Whenever it shall be certified to the Board of Trustees by the Health Officer, that any building, or part thereof, is unfit for human habitation, by reason of its being so infected with disease, as to be likely to cause sickness among the occupants, or by reason of its want of repairs, has become dangerous to life said Board may issue an order and cause the same to be affixed conspicuously on the building, or part thereof, and to be personally served upon the owner, agent or lessee, if the same can be found in the city, requiring all persons therein to vacate such building for the reasons to be stated therein as aforesaid, such building or part thereof, shall, within ten days thereafter be vacated; or within such shorter time, not less than twenty-fours, hours as in said notice may be specified; but said

Board, if it shall become satisfied that the danger from said house, or part thereof, has ceased to exist, may revoke said order, and it shall thence forward become inoperative.

Sec. 21. Every physician in the city shall report to the Health Officer, in writing, every patient he shall have laboring under small-pox, varioloid, Asiatic Cholera, diphtheria or scarlatina, immediately thereafter, and report to the same officer every case of death from such disease immediately after it shall have occurred.

Sec. 22. Every house-holder in said city shall forthwith report, in writing, to the Health Officer, the name of any person boarding or inmate, at his or her house, whom he or she shall have reason to believe sick of cholera or small-pox, and any deaths occurring at his or her house from such disease.

Sec. 23. The Health Officer shall, immediately upon report of cases of scarlet fever or diphtheria, or other contagious disease, being received by him, notify the Board of Education that it will be dangerous to the public health for children from that family to attend school, until they get a certificate of safety from him. He shall also notify the officer in charge of the Public Library, so that he may refuse books to infected families.

Sec. 24. The Health Officer shall have entire charge of the city cemetery, and shall appoint a superintendent, subject to the approval of the city Trustees.

Sec. 25. No person, master, captain or conductor, in charge of any boat, vessel, railroad car, or public or private conveyance, shall receive for transportation, or shall transport the body of any person who has died within the limits of the city of San Diego without obtaining a permit for the same from the Health Officer, which permit shall accompany the body to its destination; and no person, master, captain or conductor, as aforesaid, shall bring into or transport through the said city the dead body of any

of \_\_\_\_\_, age \_\_\_\_\_, sex \_\_\_\_\_," and the name, age and sex shall be written therein. The Health Officer, upon granting such permit, shall require to be paid for such permit the sum of \$5., to be kept as a separate fund by the Treasurer, and which shall be used in defraying expenses of and in respect to such permits, and for the inspecting of the metallic cases, coffins and inclosing boxes herein required.

Sec. 28. Nothing contained in sections 25 and 26 shall be taken to apply to the removal of the remains of deceased persons from one place of interment to another cemetery, or place of interment within the city; provided that no permit shall be issued for the disinterment or removal of any body unless said body has been buried for two years.

Sec. 29. It shall be the duty of the Health Officer of said city when, in his opinion, it shall be deemed necessary for the health of the city, to cause all and every train of cars, both passenger and freight, to be boarded before the same shall enter the populated part of said city, either by himself or some competent person appointed by him, and as certain whether any person affected with small-pox, varioloid, or other contagious disease be on said train, and if any such person so affected shall be found thereon, it shall be the duty of the Health Officer, or the person so appointed, to notify the Conductor or person having charge of said train or trains thereof, and after such notice the Conductor or person having charge of such train or trains shall not enter the populated part of the city with said train or any part thereof until the permission of the Health Officer shall have been obtained.

Sec. 30. It shall be the duty of the Health Officer when, in his opinion, he deems it necessary for the health of the city, to notify the Superintendent, or the person having charge of and control over any and all trains of cars, both passenger and freight, to stop at some convenient place (to be determined by the Health Officer), outside of the populated

person, unless it be accompanied with a certificate from some proper authority of the place whence it came, stating age, name, sex and cause of death, which certificate shall be filed at the health office; provided, that in no case shall the body of any person who died of a contagious disease be brought to the city within one year of the day of death.

Sec. 26. It shall be unlawful to disinter or exhume from a grave, vault, or other burial place, the body or remains of any deceased person, unless the person or persons so doing shall first obtain from the Health Officer a permit for said purpose; nor shall such body or remains disinterred, exhumed, or taken from any grave, vault, or other place of burial or deposit, be removed or transported in or through the streets of the city, unless the person or persons removing or transporting such body or remains shall first obtain from the Health Officer a permit in writing so to remove or transport such body or remains in and through such streets and highways.

Sec. 27. Permits to disinter or exhume the bodies or remains of deceased persons, as in the last section, may be granted; providing the person applying therefor shall produce a certificate from the Coroner, the physician who attended such deceased

person, or other physician in good standing cognizant of the facts, which certificate shall state the cause of death or disease of which the person died, and also the age and sex of the deceased; and provided further, that the body or remains of the deceased shall be inclosed in a metallic case or coffin, sealed in such a manner as to prevent, as far as practicable, any noxious or offensive odor or effluvia escaping therefrom, and that such case or coffin, contains the body or remains of but one person, except where infant children, of the same parent or parents, or parent and children, are contained in such case or coffin, and the permit shall contain the above conditions and the words: "Permit to remove and transport the body

part of said city before entering the same, and to notify, or cause to be notified by the posting of notices or otherwise, all Conductors or other persons having charge of trains of cars entering in or going out of said part of said city, to stop with said train or trains before entering said part of said city at the place so designated, so that the same may be examined to see whether the same contain persons affected with small-pox or varioloid or other contagious diseases.

Sec. 31. No person shall, without a permit from the Health Officer, carry or remove from one building to another, or from any railroad depot to any house, or through the public streets, or from any boat to the shore, any person sick of any contagious disease.

Sec. 32. Whenever a case of small-pox, varioloid or cholera is reported to the Health Officer, it shall be his duty to immediately visit the premises where the person so affected resides, or may be stopping, and the said Health Officer, upon the personal inspection of himself, shall immediately cause to be erected a yellow or quarantine flag in a conspicuous place on said premises, or to post upon the doorway of houses infected with the small-pox, varioloid or cholera a placard setting forth the fact, the same to remain during the continuance of the disease on said premises.

Sec. 33. No person shall remove a yellow or quarantine flag or placard from any building where the said flag or placard shall have been placed by the Health Officer, without the permission of the said Health Officer.

Sec. 34. No person attending upon or otherwise coming in contact with any person affected with small-pox in such a manner or to such an extent as to render him liable to communicate the disease, shall go upon any public street, or in any way mingle with people not affected with the disease.

Sec. 35. Whenever a case of small-pox shall exist in any house or tenement, and for any reason the person affected shall not be removed to the small-pox hospital, it shall be the duty of the Health Officer, when directed, to place some competent person in charge of such premises, whose duty it shall be to see that the provisions of the preceeding section are strictly observed, so long as may be deemed necessary for the public safety and until no danger from contact can reasonably be apprehended.

Sec. 36. Nothing contained in the two preceding sections shall be so constructed as to apply to physicians.

Sec. 37. The Health Officer shall have power, during the prevalence of an epidemic, to fumigate and disinfect any premises which, in his judgment, require disinfecting.

Sec. 38. No butchers' offal, garbage nor any dead animal, nor any putrid or stinking animal or vegetable matter, shall be allowed to remain on the premises of any person, or to be thrown into any street or alley, place or receiving basin, or in any standing water or excavation, or upon the grounds or premises of any person; nor shall any animal dying of disease, accident or old age be skinned, nor shall any dead animal be thrown into any of the tide-waters, or reservoirs of water within the limits of this city.

Sec. 39. The rendering, heating, or steaming of any animal or vegetable product or substance generating noisome or unwholesome odors, or gaseous vapors, shall be conducted in steam-tight kettles, tanks or boilers, and such method adopted as shall entirely condense, decompose, deodorize or destroy the odors, vapors, or gaseous products; and no person shall be permitted to burn upon his premises, street, alley, or other place any animal or vegetable substance which will create noisome or unwholesome odors.

Sec. 40. No person shall move or transport any beef, mutton, veal, pork or the carcass of any animal used for food, through the streets of this city, unless the same be removed or transported in wagons or carts, so constructed and covered as to protect it entirely from dust and dirt, and so that the same may not be exposed to view, during the course of said transportation, and it shall be unlawful for any person to allow the same to remain exposed upon any street or sidewalk in said city.

Sec. 41. Every regular and special police, officer having a regular beat shall be ex-officio Health Inspector, and in case said regular or special police officer shall observe<sup>at</sup> any time that any building, street, alley, court or lane in said city is in a condition offensive to the public health, he shall immediately make a report thereof to the Health Officer. Said ex-officio Health Inspector shall serve without pay. It shall be the duty of the Health Officer to report to the Marshal any neglect of the duties required in this section, of ex-officio Health Inspectors.

Sec. 42. Every owner, lessee, tenant, and occupant of any stable, stall, or apartment in which any horse, cattle or swine, or any other animal shall be kept, or of any other place in which manure or any liquid discharge of such animals shall collect or accumulate, shall cause such liquid or manure to be removed to some proper place, and shall at all times keep or cause to be kept, such stalls, stables and apartments, and the drainage, yards and appurtenances thereof in a cleanly and wholesome condition.

Sec. 43. No person shall expose or offer for sale, or sell for human food any:

First- Blown, meager, diseased or bad meat, poultry or game, or,

Second- Unsound, diseased or unwholesome fish, fruit, vegetables, or other market produce.

Sec. 44. No person shall bring within the city, expose or offer for sale, or sell:

First- Any sick or diseased animal; or,

Second- The flesh of any animal which, when killed, was sick or diseased, or that died a natural or accidental death.

Sec. 45. No person shall slaughter, expose for sale, or sell, in, or bring within the city for sale, for human food, any calf, unless it is in good healthy condition, and four weeks of age.

Sec. 46. No person shall use any cart for the conveyance or removal of swill, garbage or filth, at any time, unless the same be perfectly staunch, tight and closely covered with a wooden cover, so as to wholly prevent leakage or smell.

Sec. 47. It shall be the duty of every person, owning or managing any hotel or restaurant in this city, to provide two or more galvanized or sheet iron boxes, or tubs, at least sixteen inches in diameter and twenty inches in height, with close fitting covers and a handle on each side, one of which shall be kept in the kitchen of such hotel or restaurant, and shall be used as a depository for all rubbish and offal and other waste matter, and when the same shall become full, the covering shall be placed thereon, and carried to one side and an empty one put in place thereof. And it shall be unlawful for such hotel or restaurant keeper to put such rubbish, offal or waste matter, in any other place than in said tub or tubs.

Sec. 48. It shall be unlawful to keep or maintain a pig pen or sty within the following parts, portion and limits of said city, to-wit: South of Grape street, in Middletown and Horton's Addition; or within Carruther's addition; Gardner's, Taggart's, Culverwell's and Utt's additions; Sherman's addi-

tion; Mannasse and Schiller's addition New Town, Cleveland's addition.

Sec. 49 Every person violating any provisions of this ordinance, shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the county jail of San Diego county, for not exceeding three months, or by both such fine and imprisonment.

Sec. 50. This ordinance shall take effect and be in force from and after its passage and adoption and publication as required by law.

Passed, approved, and adopted, by the Board of Trustees of the city of San Diego this 15th day of November, 1886, by the following vote: Trustee Sloane, absent; Trustee Stewart, absent; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 29 of the City of San Diego, California, adopted November 15th, 1886, as found on page 469 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Butler Deputy

Filed ..... 190

City Clerk

By ..... Deputy.

Ordinance No. 29.  
*Concerning Public  
Health*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 381

ORDINANCE NO. 30

Granting Franchise  
to Wm. G. Dickinson  
for Street Railroad

Book 2 Page 41 File 3

REPEALED

ORDINANCE NO. 30

An ordinance granting to Wm. G. Dickinson a franchise for the construction and operation of a Street Railroad in the City of San Diego.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the right of way be, and the same is hereby granted to Wm. G. Dickinson and his assigns over and along the public streets of the City of San Diego, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of Street Railroad track with iron or steel rails, with its necessary turnouts and switches and running cars thereon to be propelled by horses, steam or other power authorized by law.

Provided, that steam power shall only be used from Seventeenth Street to the boundary of the Rancho de la Nacion as the line is hereinafter designated, and

Provided, that the use of steam as a propelling power may be prohibited by order of the Board of Trustees at any time in their discretion.

Section 2. The line of said railroad shall be as follows: Commencing at the intersection of C Street with Fourth Street in Horton's Addition in said City, and running thence along Fourth Street to K Street: thence along K Street to Seventeenth Street: thence along Seventeenth Street to M Street in Sherman's Addition: thence along said M Street to 24th Street: thence along 24th Street, thence along N Street to H Street in the New Addition of the San Diego Land and Town Company to San Diego: thence along said H Street to 28th Street: thence along 28th Street to Grand Avenue: thence along Grand Avenue to 32nd Street: thence along G Street one block: thence Southward along the Street for one block to H Street: thence along H Street to the boundary line between the City of San Diego and the Rancho de la Nacion.

Section 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner

as to cause the least possible obstruction to the use of said streets.

3. Said grantee or his assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet, eight and one half inches between the rails, and there shall be a space between the main tracks and side-tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side-tracks, switches, or turnouts shall conform in all cases, where the grade of any of

said street has been established and such street graded, to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at anytime any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, that 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 cost of the holder of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road, shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required he shall receive such fees as are

customary for such services, and the same shall be paid by the holder of this franchise.

6. The rate of fare, for any distance along said road shall at no time exceed five cents, within the limits of said City, for one passenger.

7. The owner of said road shall pay to the City of San Diego such license for each car as may be required by any ordinance of said City.

8. Said road shall be commenced within three months, and complete one half mile every six months thereafter and be fully completed, equipped, stocked and in running order within two years after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the uncompleted portion of said road.

Section 4. The City, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or to permit any other person or company to lay down pipes, for water, gas, or other purposes, such work to be done so as to obstruct or injure said road as little as possible: the owner of said road shall shift and

reshift his roadbed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantee or his assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance said grantee shall pay to the City of San Diego not less than twenty five nor more than three hundred dollars, to be recovered in an action in the name of said City.

Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, State of California, this 22nd day of November 1886 by the following vote:

Trustee Sloane Yea; Trustee Stewart Absent; Trustee Carlson Yea; Trustee Hamilton Yea; Trustee Judson Yea.

ATTEST:

H.T. Christian, City Clerk and  
Clerk of said Board

CHAS. S. HAMILTON  
President of the Board  
of Trustees

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 30 of the City of San Diego, California, adopted November 22, 1886

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed

## Ordinance No. 30 —

An ordinance granting to Mr. G. Dickinson a franchise for the construction and operation of a Street Railroad in the City of San Diego.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the right of way be, and the same is hereby granted to Mr. G. Dickinson and his assigns over and along the public Streets of the City of San Diego, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of Street Railroad track with iron or steel rails, with its necessary turnouts and switches and running cars thereon to be propelled by horses, steam or other power authorized by law.

Provided, That Steam power shall only be used from Seventeenth Street to the boundary of the Rancho

Section 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantee or his assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface

to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, That 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 cost of the holder of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road, shall set

order within two years after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the uncompleted portion of said road.

Section 4. The city, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or to permit any other person or company to lay down pipes, for water, gas, or other purposes, such work to be done so as to obstruct or injure said road as little as possible: the owner of said road shall shift and reshift his roadbed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantee or his assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the

Filed 190

City Clerk

By

Deputy

**Ordinance No. 30,**  
*Granting franchise  
to Wm. G. Dickinson  
for Street Railroad*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

requirements or conditions of this ordinance said grantee shall pay to the City of San Diego not less than twenty five nor more than three hundred dollars, to be recovered in an action in the name of said city.

Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, State of California, this 22<sup>nd</sup> day of November 1886 by the following vote  
Trustee Sloane Yea; Trustee Stewart absent;  
Trustee Carlson Yea; Trustee Hausilton Yea;  
Trustee Judson Yea. ~~~

Attest:

H. J. Christian City Clerk and  
Clerk of said Board

Chas. S. Hamilton

President of the Board of  
Trustees

~~Attest~~

d. h. t.

immediate fund

Order of City

Ordinance No 34

grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and <sup>future</sup> maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required he shall receive such fees as are customary for such services, and the same shall be paid by the holder of this franchise.

6. The rate of fare, for any distance along said road ~~not to exceed two miles~~, shall at no time exceed five cents, ~~and for any distance exceeding two miles and within the limits of said City shall at no time exceed ten cents~~, for one passenger.

7. The owner of said road shall pay to the city of San Diego such license for each car as may be required by any ordinance of said city.

8. Said road shall be commenced within three months, <sup>and complete one half mile every six months thereafter</sup> and be fully completed, equipped, stocked and in running

of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet, eight and one half inches between the rails, and there shall be a space between the main tracks and side-tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side-tracks, switches, or turnouts shall conform in all cases, where the grade of any of said streets has been established and such street graded,

de la Nacion as the line is hereinafter designated, and

Provided, That the use of steam as a propelling power may be prohibited by order of the Board of Trustees at any time in their discretion.

Section 2. The line of said railroad shall be as follows: (Commencing at the intersection of ~~Upas~~<sup>C</sup> Street with Fourth Street in Horton's Addition in said City, and running thence along Fourth Street to K Street; thence along K Street to Seventeenth Street; thence along Seventeenth Street to M Street in Sherman's Addition; thence along said M Street to 24<sup>th</sup> Street; thence along 24<sup>th</sup> Street to N Street; thence along N Street to K Street in the New Addition of the San Diego Land and Town Company to San Diego; thence along said K Street to 28<sup>th</sup> Street; thence along 28<sup>th</sup> Street to Grand Avenue; thence along Grand Avenue to 32<sup>nd</sup> Street; thence along L Street one block; thence Southward along the Street for one block to K Street; thence along K Street to the boundary line between the City of San Diego and the Rancho de la Nacion.

DOCUMENT NO. 382

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ORDINANCE NO. 31  
Granting Franchise  
to H. Stevens and  
Jno. F. Sinks  
for Street R.R.

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Book 2 Page 43 File 3

ORDINANCE NO. 31

(Repealed)

An ordinance granting to Chas H Stevens and Jno F Sinks a franchise for the construction and operation of a street railroad in the City of San Diego.

The Board of Trustees of the City of San Diego do ordain as follows to wit:

Section 1. That the right of way be, and the same is hereby granted to Charles H Stevens and John F Sinks, and their assigns, over and along the public streets of said City named in this ordinance, for the period of ~~fifty~~<sup>thirty</sup> years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of street railroad track, with iron or steel rails, with its necessary turnouts and switches, and running cars thereon, to be drawn (except steam motor) by horses, mules, or other power ~~as~~ <sup>authorized by law.</sup> ~~Provided, that the use of steam of~~ <sup>as</sup> ~~of~~ <sup>propelling power may be</sup> prohibited by order of the board of Trustees at any time

Section 2. The line of said road shall be as follows, to wit: commencing at the water ~~point~~<sup>front</sup> on Atlantic street in New Town, and running thence on Atlantic street to "G" street, on "G" street to India street, on India street to "C" street, thence on "C" street to Thirty-first street, thence running on Seventh street from City Park to the water front, thence beginning at the intersection of "C" and twentieth streets and running thence on twentieth street to "N" street, thence on "N" street to nineteenth street, thence ~~twenty-first~~ on nine-

teenth street to twenty first street in Manasse and Schillers addition, thence on said twenty first street, to the water front, thence beginning at the intersection of twentieth and "J" streets, and running thence on "J" street to seventh street, thence beginning at the intersection of seventh and "E" streets, and running thence on "E" street to India street.

Section 3. The above franchise and priveleges are granted on the following conditions:

1. Said road shall be constructed through out its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.
2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.
3. Said grantees or their assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet, eight and one-half inches between the rails, and there shall be a space between the main tracks and side-tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets

are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted ~~nicely~~ closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side-tracks, switches, or turnouts shall conform in all cases, where the grade of any of said streets has been established and such street graded, to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, That 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 cost of the holders of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road, shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required he shall receive such fees as are customary for such services, and the same shall be paid by the holders of this franchise.

6. The rate of fare, shall at no time exceed five cents for one passenger,

for one single ride over all the routes of this franchise.

7. The owners of said road shall pay to the City of San Diego such license for each car as may be required by any ordinance of said City.

8. Said road shall be commenced within ninety days after "C" street is graded from water front to twenty-fourth street, and one mile of said road shall be fully completed, equipped, stocked and in running order within ~~one-year~~ six months from date of commencement of work on said road and one-half mile of said road shall be so completed every six months thereafter and said road shall be fully completed within ~~three~~ two years from date of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the ~~rights and privileges, granted by this ordinance,~~ completed portion of said road.

Section 4. The City, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or to permit any other person or company, to lay down pipes, for water, gas, or other purposes, such work to be done so as to obstruct or injure such road as little as possible: the owners of said road shall shift and reshift their road bed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantees or their assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance said grantees shall pay to the City of San Diego not less than twenty five nor more than three hundred dollars, to be recovered in an action in the name of said City.

Passed, approved, adopted and ordered published by the  
Board of Trustees of the City of San Diego, State of California,  
this 29th day of November, 1886, by the following vote,  
Trustee Sloane Yea; Trustee Stewart Yea; Trustee Carlson Nay;  
Trustee Hamilton Yea; Trustee Judson Yea.

Attest:

H.J. Christian, City Clerk)  
and Clerk of said Board. )

Chas. S. Hamilton  
President of the  
Board of Trustees

[SEAL]

ORDINANCE NO. 31

Examined and Approved

this 22nd day of November,

1886.

Harry L. Titus  
City Attorney

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 31 of the City of San Diego, California, adopted November 29, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

An ordinance granting to Chas H Stevens and Jno F Sinks a franchise for the construction and operation of a street railroad in the City of San Diego.

The Board of trustees of the City of San Diego do ordain as follows to wit:

Section 1. That the right of way be, and the same is hereby granted to Charles H Stevens and John F Sinks, and their assigns, over and along the public streets of said City named in this ordinance, for the period of <sup>thirty</sup> ~~fifty~~ years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of street railroad track, with iron or steel rails, with its necessary turnouts and switches, and running cars thereon, to be drawn by horses, mules, or other power <sup>(Except Steam motor)</sup> authorized by law. X

Section 2. The line of said road shall be as follows, to wit: commencing at the water <sup>front</sup> point on Atlantic street in New Town, and running thence on Atlantic street to "G" street, on "G" street to India street, on India street to "C" street, thence on "C" street to Thirty-first street, thence running on Seventh street from City Park to the water front, thence beginning at the intersection of "C" and twentieth streets and running thence on twentieth street to "N" street, thence on "N" street to nineteenth street, thence ~~streets first~~ on nineteenth street to twenty first street in Manasse and Schillers addition, thence on said twenty first street, to the water front, thence beginning at the intersection of twentieth and "J" streets, and running thence on "J" street to seventh street, thence beginning at the intersection of seventh and "E" streets, and running thence on "E" street to India street.

Section 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed through out its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantees or their assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet, eight and one-half inches between the rails, and there shall be a space between the main tracks and side-tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted ~~and~~ closely to the rail and must not be more than three-fourths of an inch below the top of the rail.

4. The laying of said track and all side-tracks, switches, or turnouts shall conform in all cases, where the grade of any of said streets has been established and such street graded, to such grade, and in all other cases as near to the natural grade of said streets as practicable, and when at any time any part of the route shall be

graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

Provided, That 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 cost of the holders of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grades of the streets along the line and on the construction of said road, shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer as herein required he shall receive such fees as are customary for such services, and the same shall be paid by the holders of this franchise.

6. The rate of fare, ~~to be determined by the Board of Trustees~~, shall at no time exceed five cents for one passenger, ~~and for each additional passenger the rate shall be increased by one cent~~.

~~and the fare shall be collected by the driver of the car~~  
~~and the fare shall be collected by the driver of the car~~  
for one single ride over all the routes of this franchise, ~~and the fare shall be collected by the driver of the car~~

7. The owners of said road shall pay to the City of San Diego such ~~license for each car as may be required by any ordinance of said city~~  
~~license for each car as may be required by any ordinance of said city~~  
by.

8. Said road shall be commenced within ninety days after "C" street is graded from water front to twenty-fourth street, and one mile of

said road shall be fully completed, equipped, stocked and in running ~~order within one year~~ <sup>Six months</sup> from date of commencement of work on said road and one half mile of said road shall be so completed every six <sup>months</sup> ~~years~~ thereafter, and said road shall be fully completed within ~~three~~ <sup>two</sup> years from date of this ordinance. And the failure to comply with the terms of ~~an uncompleted portion of said road~~ this condition shall work a forfeiture of all the rights and privileges granted by this ordinance.

Section 4. The City, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadanize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or to permit any other person or company, to lay down pipes, for water, gas, or other purposes, such work to be done so as to obstruct or injure such road as little as possible; the owners of said road shall shift and reshift their road bed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantees or their assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance said grantees shall pay to the City of San Diego not less than twenty five nor more than three hundred dollars, to be recovered in an action in the name of said City.

Passed, <sup>adopted</sup> approved, and ordered published by the Board of Trustees of the City of San Diego, State of California, this 29th

day of November 1886, by the following vote,  
Trustee Sloane Yeas; Trustee Stewart Yeas; Trustee  
Carlson Yeas; Trustee Hamilton Yeas; Trustee  
Judson Yeas.

Attest  
H. T. Christian  
Clerk of said Board

Chas. S. Hamilton  
President of the  
Board of Trustees

Ordinance No 31

Examined and  
Approved this  
22d day of No-  
vember, 1886,  
Harry L. Titus  
City Attorney.

Filed 190

City Clerk

By

Deputy.

Ordinance No. 31  
Granting Franchise  
to N. St. Louis and  
Jaw. St. Louis  
for Street R.R.

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 383

ORDINANCE NO. 32

Granting Franchise  
to San Diego Telephone  
& Messenger Service.

Book 2 Page 45 File 3  
(?)

ORDINANCE NO. 32

Examined and  
Approved this  
22nd day of  
November, 1886.

Harry L. Titus  
City Atty.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 32 of the City of San Diego, California, adopted November 22, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Ordinance No 32

An Ordinance,

Granting to "The San Diego Telephone and Messenger Service Company" the right to construct, lay, maintain, use and operate in the City of San Diego and along, over and under the public ways of said city, poles, conduits and pipes, wires, cables, conductors, testing stations and necessary connections, fixtures and appliances for the transmission of messages, sound and signals, and the production of power, heat and light by the aid of electricity.

Be it ordered by the Board of Trustees of the City of San Diego,

Section I. That, upon the terms and subject to the provisions hereinafter set forth, there be and is hereby granted to "The San Diego Telephone and Messenger Service Company" their successors and assigns, for and during the term of thirty years next after the approval of this Ordinance, the right to erect poles, construct, lay, maintain, use and operate in the City of San Diego, and along, over, and under the public ways of said city, conduits and pipes, wires, cables, conductors, testing stations and necessary connections, fixtures and appliances for the transmission of messages, sound and signals, and the production of power, heat and light by the aid of electricity, but subject to the right of other companies that are or may be formed, to use said conduits, pipes, wires, cables, etc., for like purposes on payment of a fair compensation or rental for such use; and subject, further to the right of the city ( and which is made a part of the conditions on which the rights herein set forth are granted and are to be accepted, ) to have the use of said

poles, conduits, pipes, wires, cables, etc., for Police, Fire Alarm and City Hall telephone and telegraph use and purposes and free of charge thereof on part of said company.

Sec. 2. Should any other company or companies desire to use said cables, wires, conduits, etc., permission to do so shall be granted, upon a fair compensation or rental therefor being agreed on, and payment thereof to said San Diego Telephone and Messenger Service Company, satisfactorily provided for; and in case such compensation or rental cannot be agreed on by the parties, it shall be settled by arbitration; each company selecting one fair-minded and disinterested person as arbitrator for that purpose, who, in the event of their failing to agree, shall select a third person, fair-minded and disinterested, as umpire.

Sec. 3. Nothing in this Ordinance shall be construed as giving any exclusive right to construct poles, lay, maintain use, or operate any Underground conduits, pipes, wires, cables or conductors or any other electric device.

Sec. 4. All conduits, pipes, wires, cables, etc., laid underground, shall be laid at a sufficient depth, and the laying of the same, and also the erection of poles, shall be done under the supervision of the City Engineer, and be done by day or by night as the Board of Trustees or the City Engineer may require, so as not unreasonably to interfere with or prevent the proper use of any of the public ways.

Sec. 5. Said Company shall make no excavations in any of the public ways, against the orders of the City Engineer; nor shall any excavation be kept open longer than is necessary to complete the work for which the excavation was made.

Sec. 6. In laying conduits or pipes, or repairing cables or wires, and on doing any work whatever, said company shall do no injury to any gas or water mains or pipes, or to any sewer; and shall, at its own cost, replace in good and proper manner all street, alley and sidewalk pavements that may be taken up by said company, and make all repairs thereof to the satisfaction of the City Engineer.

Sec. 7. In no case shall the City be liable or made to pay for any injury or damage to any person or property, caused by constructing any work for, or repairing or using by said company, any of its property; and for all such injuries or damage, the company is to and shall hold and save the city harmless and free from all liability.

Sec. 8. The work authorized by this Ordinance to be done by said Company, shall be commenced within three months next after the approval and passage of this Ordinance.

Sec. 9. Said Company shall not be compelled to extend the laying of said conduits or pipes, to any remote or part of the city where the laying of the same will not pay six per cent. on such work and outlay.

*Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, State of California, this 27th day of April 1886 by the following vote, Trustee Sloane Yeas; Trustee Stewart Yeas; Trustee Carlson Yeas; Trustee Hamilton Yeas; Trustee Judson Yeas -*

*attest:*

*H. T. Christian*  
*City Clerk*  
*Clerk of said Board*

*Charles S. Hamilton*

*President of the*  
*Board of Trustees*

V.  
DOCUMENT No. 383

Filed ..... 190

City Clerk

By .....  
Deputy.

Ordinance No. 37  
Granting Franchise  
to San Diego Telephone  
& Messenger Service

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

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4.5

3

DOCUMENT NO. 384

ORDINANCE NO. 33

Establishing Grade

3rd Street, from "K"

to Juniper Street.

Book 2 Page 47 File 3

## ORDINANCE NO. 33

An ordinance establishing the grade of Third Street from the South side of K Street to the North side of Juniper Street, in the City of San Diego.

The Board of Trustees of the City of San Diego, do ordain as follows:

SECTION 1. The grade of Third Street, from the South side of K Street to the North side of Juniper Street, in said City is hereby established as follows: The elevations of the points herein named above the datum line of levels fixed by Ordinance No. 3, shall be as follows:

At the S.W. corner of 3rd and K streets 0.5 of a foot; at S.E. corner thereof 0.5 of a foot, at N.W. corner thereof 0.5 of a foot; and at the N.E. corner thereof 0.5 of a foot.

At the S.W. corner of 3rd and J streets 1.5 feet; at the S.E. corner thereof 1.5 feet; at the N.W. corner thereof 2 feet; and at the N.E. corner thereof 2 feet.

At the S.W. corner of 3rd and I streets 6.5 feet; at the S.E. corner thereof 6.5 feet; at the N.W. corner thereof 7 feet; and at the N.E. corner thereof 7.5 feet.

At the S.W. corner of 3rd and H streets 10.5 feet; at the S.E. corner thereof 11.5 feet; at the N.W. corner thereof 11.5 feet; and at the N.E. corner thereof 12.5 feet.

At the S.W. corner of 3rd and G streets 18 feet; at the S.E. corner thereof 19 feet; at the N.W. corner thereof 19 feet; and at the N.E. corner thereof 20 feet.

At the S.W. corner of 3rd and F streets 23.5 feet; at the S.E. corner thereof 24.5 feet; at the N.W. corner thereof 24.5 feet; and at the N.E. corner thereof 25.5 feet.

At the S.W. corner of 3rd and E streets 31.5 feet; at the S.E. corner thereof 32.5 feet at the N.W. corner thereof 32.5 feet and at the N.E. corner thereof 33.5 feet.

At a point 155 feet due North of the last named point ~~32.5~~ 9 feet, and at a point <sup>145=N=thereof</sup> 145 feet N. thereof 40 feet.

At the S.W. corner of 3rd and D streets 39.7 feet; at the N.W. corner thereof 41.5 feet; and at the N.E. corner thereof 42.6 feet.

At the S.W. corner of 3rd and C streets 42 feet; at the S.E. corner thereof 43 feet; at the N.W. corner thereof 42 feet; and at the N.E. corner thereof 43 feet.

At the S.W. corner of 3rd and B street 44.5 feet; at the S.E. corner thereof 44.5 feet; at the N.W. corner thereof 44.5 feet and at the N.E. corner thereof 44.5 feet.

At a point 150 feet due North of the last named point 48 feet; and at a point 80 feet West thereof 47 feet.

At the S.W. corner of 3rd and A streets 60 feet; at the S.E. corner thereof 60.5 feet; at the N.W. corner thereof 60.5 feet; and at the N.E. corner thereof 61 feet.

At a point 150 feet N. of the last named point 66 feet; and at a point 80 feet W. thereof 66 feet.

At the S.W. corner of 3rd and Ash streets 70.5 feet; at the S.E. corner thereof 72.5 feet; at the N.W. corner thereof 72.5 feet; and at the N.E. corner thereof 74.5 feet.

At a point 150 feet N. of the last named point 80 feet, and at a point 80 feet W. thereof 78.5 feet.

At the S.W. corner of 3rd and Beech streets 87.5 feet; at the S.E. corner thereof 88.5 feet; at the N.W. corner thereof 89 feet; and at the N.E. corner thereof 89 feet.

At the S.W. corner of 3rd and Cedar streets 106 feet; at the S.E. corner thereof 108 feet; at the N.W. corner thereof 108 feet; and at the N.E. corner thereof 110 feet.

At the S.W. corner of 3rd and Date streets 111 feet; at the S.E. corner thereof 111 feet; at the N.W. corner thereof 111 feet; and at the N.E. corner thereof 111 feet.

At the S.W. corner of 3rd and Elm streets 142 feet; at the S.E. corner thereof 140 feet; at the N.W. corner thereof 144 feet; and at the N.E. corner thereof 142 feet.

At the S.W. corner of 3rd and Fir streets 165 feet; at the S.E. corner thereof 165.5 feet; at the N.W. corner thereof 165 feet; and at the N.E. corner thereof 166.5 feet.

At a point 150 feet N. of the last named point 170.5 feet; and at a point 80 feet W. thereof 169.5 feet.

At the S.W. corner of 3rd and Grape streets 180.5 feet; at the S.E. corner thereof 179 feet; at the N.W. corner thereof 182.5 feet; and at the N.E. corner thereof 181 feet.

At the S.W corner of 3rd and Hawthorn street 176 feet; at the S.E. corner thereof 167 feet; at the N.E. corner thereof 167 feet; and at the N.W. corner thereof 167 feet.

At the S.W. corner of 3rd and Ivy streets 190 feet; at the S.E. corner thereof 190 feet; at the N.W. corner thereof 190 feet; and at the N.E. corner thereof 190 feet.

At the S.W. corner of 3rd and Juniper streets 205 feet; at the S.E. corner thereof 205 feet; at the N.W. corner thereof 205 feet; and at the N.E. corner thereof 205 feet.

And the grade of said Third Street between the points fixed by this Ordinance shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in his office. The center of the said street shall be six inches higher than the average curb grade.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved and adopted, and ordered published by the Board of Trustees of the City of San Diego, this first day of December, 1886, by the following vote:

Trustee Sloane Absent; Trustee Steward Ye; Trustee Carlson Ye; Trustee Hamilton Ye; Trustee Judson Absent.

ATTEST:

H.T. Christian  
City Clerk and Clerk  
of said Board

CHAS. S HAMILTON  
President of the  
Board of Trustees

(SEAL)

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 33 of the City of San Diego, California, adopted December 1, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

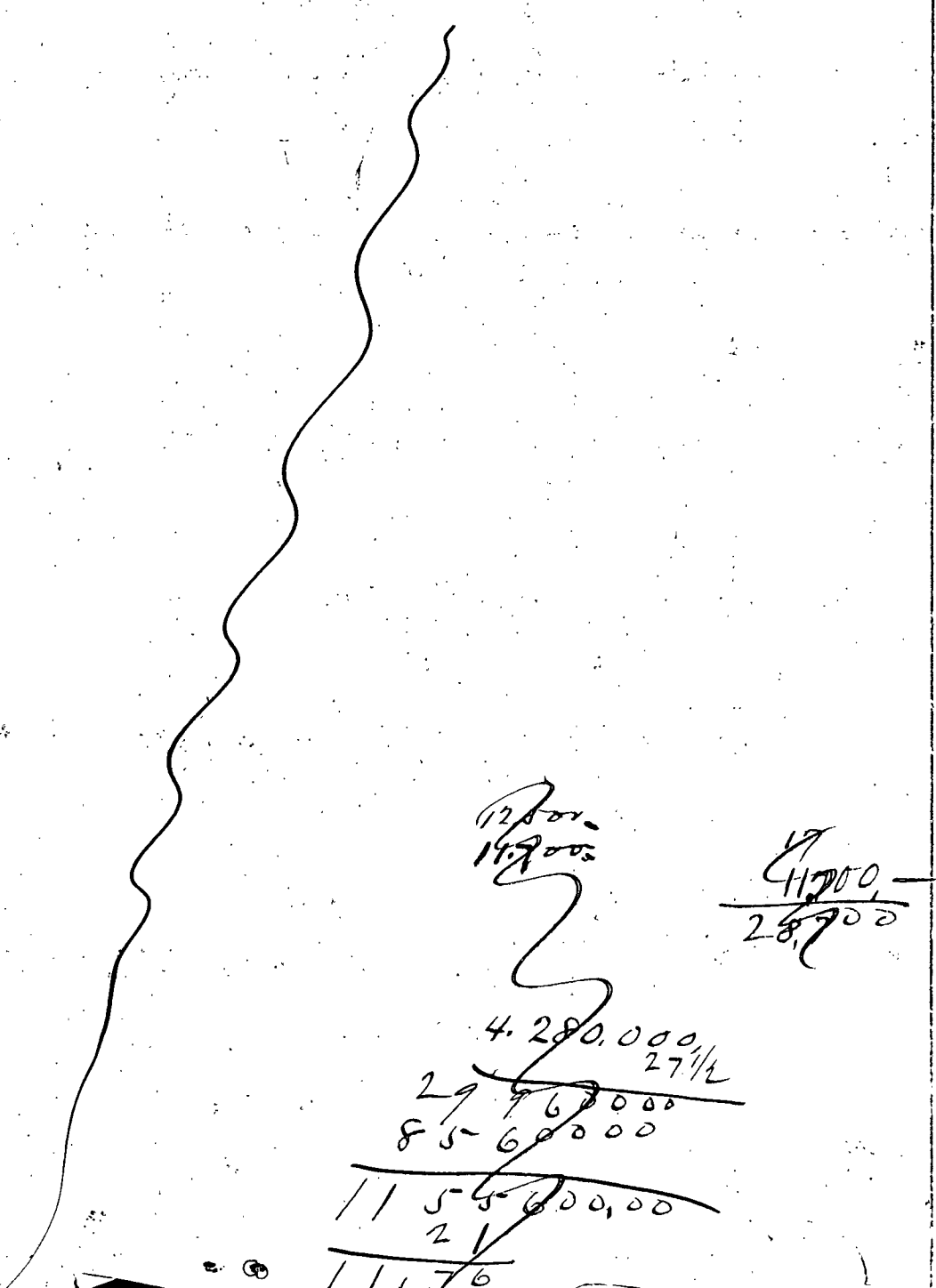
By \_\_\_\_\_ Deputy

ORDINANCE NO. 33

An ordinance establishing the grade of Third Street from the South side of K Street to the North side of Juniper street, in the City of San Diego.

The Board of Trustees of the City of San Diego, do ordain as follows:

SECTION 1. The grade of Third Street, from the South side of K street to the North side of Juniper street, in said City is hereby established as follows: The elevations of the points herein named above the datum line of levels fixed by Ordinance NO. 3, shall be as follows:



At the S.W. corner of 3rd and K streets 0.5 of a foot; at S.E. corner thereof 0.5 of a foot; at N.W. corner thereof 0.5 of a foot; and at the N.E. corner thereof 0.5 of a foot.

At the S.W. corner of 3rd and J streets 1.5 feet; at the S.E. corner thereof 1.5 feet; at the N.W. corner thereof 2 feet; and at the N.E. corner thereof 2 feet.

At the S.W. corner of 3rd and I streets 6.5 feet; at the S.E. corner thereof 6.5 feet; at the N.W. corner thereof 7 feet; and at the N.E. corner thereof 7.5 feet.

At the S.W. corner of 3rd and H streets 10.5 feet; at the S.E. corner thereof 11.5 feet; at the N.W. corner thereof 11.5 feet; and at the N.E. corner thereof 12.5 feet.

At the S.W. corner of 3rd and G streets 18 feet; at the S.E. corner thereof 19 feet; at the N.W. corner thereof 19 feet; and at the N.E. corner thereof 20 feet.

At the S.W. corner of 3rd and F streets 23.5 feet; at the S.E. corner thereof 24.5 feet; at the N.W. corner thereof 24.5 feet; and at the N.E. corner thereof 25.5 feet.

At the S.W. corner of 3rd and E streets 31.5 feet; at the S.E. corner thereof 32.5 feet; at the N.W. corner thereof 32.5 feet and at the N.E. corner thereof 33.5 feet.

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At a point 155 feet due North of the last named point ~~32~~  
39 feet, and <sup>at a point</sup> ~~40~~ <sup>thereof</sup> 145 feet N. thereof 40 feet

At the S.W. corner of 3rd and D streets 39.7 feet; at the N.W. corner thereof 41.5 feet; and at the N.E. corner thereof 42.6 feet.

At the S.W. corner of 3rd and C streets 42 feet; at the S.E. corner thereof 43 feet; at the N.W. corner thereof 42 feet; and at the N.E. corner thereof 43 feet.

At the S.W. corner of 3rd and B streets 44.5 feet; at the S.E. corner thereof 44.5 feet; at the N.W. corner thereof 44.5 feet and at the N.E. corner thereof 44.5 feet.

At a point 150 feet due North of the last named point 48 feet; and at a point 80 feet West thereof 47 feet.

At the S.W. corner of 3rd and A streets 60 feet; at the S.E. corner thereof 60.5 feet; at the N.W. corner thereof 60.5 feet; and at the N.E. corner thereof 61 feet.

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At a point 150 feet N. of the last named point 66 feet; and at a point 80 feet W. thereof 66 feet.

At the S.W. corner of 3rd and Ash streets 70.5 feet; at the S.E. corner thereof 72.5 feet; at the N.W. corner thereof 72.5 feet; and at the N.E. corner thereof 74.5 feet.

At a point 150 feet N. of the last named point 80 feet; and at a point 80 feet W. thereof 78.5 feet.

At the S.W. corner of 3rd and Beech streets 87.5 feet; at the S.E. corner thereof 88.5 feet; at the N.W. corner thereof 89 feet; and at the N.E. corner thereof 89 feet.

At the S.W. corner of 3rd and Cedar streets 106 feet; at the S.E. corner thereof 108 feet; at the N.W. corner thereof 108 feet; and at the N.E. corner thereof 110 feet.

At the S.W. corner of 3rd and Date streets 111 feet; at the S.E. corner thereof 111 feet; at the N.W. corner thereof 111 feet; and at the N.E. corner thereof 111 feet.

At the S.W. corner of 3rd and Elm streets 142 feet; at the S.E. corner thereof 140 feet; at the N.W. corner thereof 144 feet; and at the N.E. corner thereof 142 feet.

At the S.W. corner of 3rd and Fir streets 165 feet; at the S.E. corner thereof 165.5 feet; at the N.W. corner thereof 165

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed

feet; and at the N.E. corner thereof 166.5 feet.

At a point 150 feet N. of the last named point 170.5 feet, and at a point 80 feet W. thereof 169.5 feet.

At the S.W. corner of 3rd and <sup>G</sup>rape streets 180.5 feet; at the S.E. corner thereof 179 feet; at the N.W. corner thereof 182.5 feet; and at the N.E. corner thereof 181 feet.

At the S.W. corner of 3rd and Hawthorn streets 167 feet; at the S.E. corner thereof 167 feet; at the ~~N~~ E corner thereof 167 feet; and at the N.W. corner thereof 167 feet.

At the S.W. corner of 3rd and Ivy streets 190 feet; at the S.E. corner thereof 190 feet; at the N.W. corner thereof 190 feet; and at the N.E. corner thereof 190 feet.

At the S.W. corner of 3rd and Juniper streets 205 feet; at the S.E. corner thereof 205 feet; at the N.W. corner thereof 205 feet; and at the N.E. corner thereof 205 feet.

And the grade of said Third Street between the points fixed by this Ordinance shall be of uniform ascent or descent, as

shown by the grade map made by the City Engineer and on file

in his office. *The center of the said street shall be six inches higher than the average curb grade*

SECTION 3. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved and adopted, and ordered published by the

Board of Trustees of the City of San Diego, this *fourth* day

of December, 1886, by the following vote: *Trustee Sloane absent - Trustee Stewart Yes; Trustee Callan Yes; Trustee Hamilton Yes; Trustee Judson Absent.*

attest:

*H. T. Christian*  
City Clerk and Clerk  
of said Board

*Chas. S. Hamilton*

*President of the*  
*Board of Trustees*

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 33.**

*Establishing Grade  
3rd Street from "K"  
to Juniper Street*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 385

ORDINANCE NO. 34

Leasing Certain  
Pueblo Lands for  
Special Purposes.

Book 2 Page 49 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 34 of the City of San Diego, California, adopted December 6, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 34.

LEASING TO W. G. RIFENBURG CERTAIN PUEBLO LANDS FOR CERTAIN SPECIAL PURPOSES.

THE BOARD OF TRUSTEES of the City of San Diego, State of California, does ordain as follows:

Section 1. That the city of San Diego lease unto W. G. Rifenburg, of the county of San Diego, State of California, all of its right, title and interest in and to the following lands, upon the terms hereinafter specified, to-wit:

The lands lying between the bluff of the Pacific Ocean and the water's edge opposite to and within the following Pueblo lots, viz: Lots 1281, 1297, 1298 and 1312, for six months from this date for purpose of prospecting for coal, oil and water.

Section 2. If the said Rifenburg discovers coal, oil, or water upon the said lands within the said term of six months, then the city shall lease so much thereof as the Board of Trustees may deem to be necessary for mining, obtaining oil or water privileges for a period of twenty years, for the purpose of mining coal, obtaining oil, and for such <sup>water</sup> privileges aforesaid, only upon the express condition that the said Rifenburg, his heirs or assigns shall pay to the city of San Diego a royalty of fifty cents for each and every ton of coal which he or they shall take out of said lands; said royalty to be paid monthly at the end of each and every month. In case of discovery of oil said royalty to be five cents per barrel for the first ten years, and twenty cents per barrel for balance of term, to be paid monthly as aforesaid. And in case of discovery of water the rent or royalty to be one dollar per month, to be paid monthly as aforesaid; provided further, that in case of discovery of coal, oil or water the work of mining and developing the same must be diligently prosecuted, and if such work of mining or development be wholly discontinued for the

period of ninety days, or the same be not prosecuted in a workmanlike manner for the period of ninety days without the consent of the Board of Trustees, the said Board, may, at their option, declare the said lease null and void.

Section 3. The President of said Board of Trustees is hereby authorized and instructed to execute said lease upon the discovery of coal, oil or water as aforesaid.

Sec. 4. If any other valuable mineral or other substance is discovered, the lease shall cover such article in the same proportion of dividend to the city as is stated for coal.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, this December 6th, 1886, by the following vote; Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,


President of the Board of Trustees.

(SEAL)

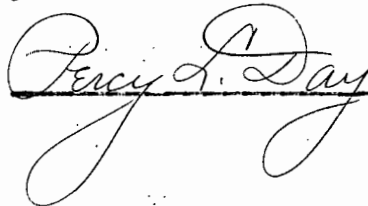
ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 34 of the City of San Diego, California, adopted December 6th, 1886, as found on page 484 of Book No. 3 record of the City of San Diego.

  
City Clerk of the city of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By  Deputy

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 34,**  
*Leasing Certain  
Pueblo Lands for  
Special Purposes*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor.

DOCUMENT NO. 386

ORDINANCE NO. 35

Concerning Fire Department

Book 2 Page 51 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 35 of the City of San Diego, California, adopted December 9, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 35.

*An Ordinance concerning the Fire Department.*

[Approved December 9th, 1886.]

The Board of Trustees of the City of San Diego, do ordain as follows:

Sec. 1. A Fire Department of the City of San Diego is hereby created which shall be known as the San Diego Fire Department, and which shall consist of one Chief Engineer, two Assistant Engineers, a Secretary, a Treasurer, and all such regularly organized fire companies now or hereafter organized in the city, as shall be admitted to said Fire Department by the Board of Trustees of said city, on recommendation of the Board of Delegates of the Fire Department, and which shall comply with the provisions and requirements of this ordinance, or other ordinances which have been or may hereafter be passed by this Board; provided, that there shall not be more than five fire companies in the city. Not less than twenty-five and not more than sixty-five members shall be allowed to a fire company. Not less than fifteen and not more than forty members shall constitute a hook and ladder company. Not less than fifteen nor more than twenty-five members shall constitute a hose company. Within one month from the first day of December, 1886, the Secretary of each company shall make out and deliver to the Chief Engineer a full and correct inventory of all the property of the city in its charge or under its control, certified to by its Foreman and Secretary.

Sec. 2. The city shall be divided into two fire districts, to be known as Fire District No. 1 and Fire District No. 2. That portion of the city lying east of the center line of Fifth street shall constitute District No. 1, and that part of the city lying west of said line shall constitute Fire District No. 2.

Sec. 3. The Chief Engineer of the Fire Department shall be appointed by the Board of Trustees and shall hold office during the pleasure of the Board of Trustees. The Chief Engineer shall cease to be a member of any company of the department upon his appointment.

Sec. 4. An election shall be held annually by the Fire Department of said city for the election of Assistant Engineers. Said election shall be held on the second Saturday of January in each year, at the chamber of the Board of Trustees, and at such time and under such rules and regulations as shall be designated by the Board of Delegates for elections, and the officers then elected shall hold office for one year, commencing on the first Saturday after their election and until the election and qualification of their successors. The Secretary of the Fire Department shall notify each company in good standing of such election, and such notice shall be read in open meeting of each company at the stated meeting next before such election, and a copy of the notice shall

be conspicuously posted in each engine house at least five days before an election. One of said Assistant Engineers shall be elected for Fire District No. 1 from among the members of the department belonging to that district, and no person shall vote for such assistant except members of companies organized and located in that district; the other Assistant Engineer shall be elected for Fire District No. 2 from among the members of the department belonging to that district, and no person shall vote for such assistant except members of companies organized and located in that district. At such annual elections there shall be two ballot boxes, in one of which members of companies organized and located in Fire District No. 1 shall deposit their ballots for an Assistant Engineer of that district; in the other ballot box the members of companies organized and located in Fire District No. 2 shall deposit their ballots for an Assistant Engineer of that district. In all cases the persons receiving the highest number of votes for any office shall be elected. The same inspectors shall supervise the voting of both ballot boxes. At every election, whether regular or special, the inspector shall be furnished by the Secretary of the department with a list of the names of the members of each of the companies whose members are entitled to vote at the election, which list shall be certified to by said Secretary, and as each member votes he shall announce his name, and one of the inspectors shall write opposite his name on the list the word "voted," which lists, together with the tally-lists, shall be returned to the Secretary of the Board of Delegates.

Sec. 5. In case of a vacancy in the office of Assistant Engineer, the vacancy shall be filled by a special election; provided, that if such vacancy shall occur within two months preceding the time of the annual election the Board of Delegates shall fill the vacancy. A special election to fill a vacancy in the office of Assistant Engineer shall be called and held in the same manner as regular elections, and the same notice of time and place of all special elections shall be given that is required for annual elections.

Sec. 6. All elections held as provided for in this ordinance shall commence at 6 o'clock p. m. and close at 9 o'clock p. m., and proclamation shall be made at the time of closing by one of the inspectors, in a distinct voice, at the polls.

Sec. 7. As soon as any election shall close the inspectors shall proceed to count the ballots and keep tally lists, and when the count shall have been completed the result shall be certified to by all the Board of Election, in duplicate, and one certified poll-list and one tally-list shall be retained by the inspectors for one year after such election, and the other shall be delivered to the Secretary of the Board of Delegates without unnecessary delay by one of the Inspectors of said election. The number of votes received by each candidate for each office to be filled at such election shall be extended and written out in full. The ballots, with the ballot box sealed, shall be delivered to the Secretary of the Board of Delegates, with the election return.

Sec. 8. At its first meeting after the Secretary shall have received the returns and the ballots of any election held under the provisions of this ordinance for Assistant Engineer, the Board of Delegates of said Fire Department shall canvas the returns and declare the result, a minute of which shall be entered upon the journal of proceedings of the Board, and the Board shall issue certificates to those elected, signed by its President and countersigned by its Secretary.

Sec. 9. The Chief Engineer shall report to the Board of Trustees annually on the first Monday of March the number, location and condition of cisterns, fire-plugs and fire apparatus, and the state of fire company houses, and all property of the city in keeping of said department. Also all accidents by fire which may have taken place, with the cause thereof and a description of the property destroyed or injured, with the names of the owners of the same and amounts of loss and insurance; also such other information and such recommendations as he may deem proper. He shall, furthermore, inquire into the cause of all fires.

Sec. 10. No liability shall be incurred against the city on account of the Fire Department except such as shall be ordered or approved by the Board of Trustees.

Sec. 11. The Board of Delegates of said Fire Department may, for good cause, shown and entered on its minutes, and after fair and just hearing and trial had, remove any officer elected or appointed under the provisions of this ordinance, or any member of this department except the Chief Engineer. Reasonable notice of the charges preferred and time fixed for trial shall be

given through the Secretary of Board of Delegates to the accused officer or member before the trial should be had.

Sec. 12. Each Engineer, Assistant Engineer, Secretary and Treasurer, on receiving his certificate of election or appointment, shall take and subscribe to the constitutional oath of office, before some officer authorized to administer oaths, which shall be endorsed upon or attached to his certificate, and filed therewith by the City Clerk in his office.

Sec. 13. The poll lists and tally lists for all elections to be held under the provisions of this ordinance shall be furnished by the Secretary of the Board of Delegates, also ballot-boxes therefor. No compensation shall be allowed to the Inspectors of said elections.

Sec. 14. The Chief Engineer, if present, shall have control and command of all operations of the department at fires. If the Chief Engineer is not present at any fire the Assistant Engineer of the district in which the fire is shall have such control and command; and if neither the Chief Engineer or Assistant Engineer for the district be present, then the Assistant Engineer of the other district shall have such charge and command. All the members of the Fire Department shall obey the orders of the officer in charge at any fire, and it shall be the duty of all companies in the department, with their apparatus and of all the members of the companies to turn out at any fire, unless otherwise directed.

Sec. 15. The Chief Engineer shall have charge, subject to the Board of Trustees, of all property of the department.

Sec. 16. Every fire company in the city shall, within twenty days after the taking effect of this ordinance, make and deliver to the Secretary of the Board of Delegates a certificate showing:

First—The date of organization.

Second—The names of its officers and when and for how long a time they are elected or appointed.

Third—The time of its regular meetings and regular elections.

Fourth—The names of all its active members in good standing. Every fire company hereafter organized shall, before it is admitted to the department, file with said secretary a like certificate. A like certificate shall be made and filed annually with said secretary not less than thirty days before the annual election. Such certificate shall be signed by the foreman and secretary of each company.

Sec. 17. All fire companies and all members thereof shall be subject to the rules and regulations in this ordinance contained, or which may be hereafter established by said Board of Trustees.

Sec. 18. No person shall be a member of said Fire Department, or of any company of said department, who is not at least eighteen years of age.

Sec. 19. None of the fire apparatus of said department shall be taken out of the city without the consent of the Board of Trustees, except in the case of fire, and then only by order of the Chief Engineer or engineer in charge.

Sec. 20. The Fire Department shall be governed by a board of delegates, who shall be known as the "Board of Fire Delegates of the City of San Diego," and shall be elected from the several fire companies of the department at their stated meeting in the month of December of each year. Said board shall consist of three active members from each fire company in the department, and shall have exclusive charge and control of all matters appertaining to the government of said department, and shall have power to adopt such rules and regulations for the government of the same as shall not conflict with this ordinance. Said board shall meet for organization on the third Tuesday in December in each year at 8 o'clock p. m. at the chambers of the Board of Trustees in said city.

Sec. 21. A secretary (who shall also be Secretary of the Fire Department) shall be elected by the Board of Delegates immediately upon its organization, and shall hold office until the first Tuesday in December of the following year, or until his successor is elected and qualified. He shall issue certificates of active membership and of exemption to all members of the Fire Department who may be entitled to receive the same, and shall perform such other duties as may be provided in this ordinance or in the rules and regulations of the Board of Delegates.

Sec. 22. The Chief Engineer shall be notified at once of any necessary repairs to houses, apparatus, etc., and all such communications to the Board of Trustees in reference to such matters shall pass through his hands, for approval or disapproval, prior to coming before this board. The compensation of the Chief Engineer, for all services rendered by him, as provided by this ordinance, and the rules and regulations of the Board of Delegates, shall be twenty-five dollars per month.

Sec. 23. A treasurer of the Fire Department shall be elected at the annual meeting of the Board of Delegates. He shall take charge of and receipt for all monies of said Fire Department and Board of Delegates, and shall perform such other duties as may be provided by the rules and regulations of the Board of Delegates.

*Repealed*

ORDINANCE NO. 35.

*An Ordinance concerning the Fire Department.*

[Approved December 9th, 1886.]

The Board of Trustees of the City of San Diego, do ordain as follows:

Sec. 1. A Fire Department of the City of San Diego is hereby created which shall be known as the San Diego Fire Department, and which shall consist of one Chief Engineer, two Assistant Engineers, a Secretary, a Treasurer, and all such regularly organized fire companies now or hereafter organized in the city, as shall be admitted to said Fire Department by the Board of Trustees of said city, on recommendation of the Board of Delegates of the Fire Department, and which shall comply with the provisions and requirements of this ordinance, or other ordinances which have been or may hereafter be passed by this Board; provided, that there shall not be more than five fire companies in the city. Not less than twenty-five and not more than sixty-five members shall be allowed to a fire company. Not less than fifteen and not more than forty members shall constitute a hook and ladder company. Not less than fifteen nor more than twenty-five members shall constitute a hose company. Within one month from the first day of December, 1886, the Secretary of each company shall make out and deliver to the Chief Engineer a full and correct inventory of all the property of the city in its charge or under its control, certified to by its Foreman and Secretary.

Sec. 2. The city shall be divided into two fire districts, to be known as Fire District No. 1 and Fire District No. 2. That portion of the city lying east of the center line of Fifth street shall constitute District No. 1, and that part of the city lying west of said line shall constitute Fire District No. 2.

Sec. 3. The Chief Engineer of the Fire Department shall be appointed by the Board of Trustees and shall hold office during the pleasure of the Board of Trustees. The Chief Engineer shall cease to be a member of any company of the department upon his appointment.

Sec. 4. An election shall be held annually by the Fire Department of said city for the election of Assistant Engineers. Said election shall be held on the second Saturday of January in each year, at the chamber of the Board of Trustees, and at such time and under such rules and regulations as shall be designated by the Board of Delegates for elections, and the officers then elected shall hold office for one year, commencing on the first Saturday after their election and until the election and qualification of their successors. The Secretary of the Fire Department shall notify each company in good standing of such election; and such notice shall be read in open meeting of each company at the stated meeting next before such election, and a copy of the notice shall

be conspicuously posted in each engine house at least five days before an election. One of said Assistant Engineers shall be elected for Fire District No. 1 from among the members of the department belonging to that district, and no person shall vote for such assistant except members of companies organized and located in that district; the other Assistant Engineer shall be elected for Fire District No. 2 from among the members of the department belonging to that district, and no person shall vote for such assistant except members of companies organized and located in that district. At such annual elections there shall be two ballot boxes, in one of which members of companies organized and located in Fire District No. 1 shall deposit their ballots for an Assistant Engineer of that district; in the other ballot box the members of companies organized and located in Fire District No. 2 shall deposit their ballots for an Assistant Engineer of that district. In all cases the persons receiving the highest number of votes for any office shall be elected. The same inspectors shall supervise the voting of both ballot boxes. At every election, whether regular or special, the inspector shall be furnished by the Secretary of the department with a list of the names of the members of each of the companies whose members are entitled to vote at the election, which list shall be certified to by said Secretary, and as each member votes he shall announce his name, and one of the inspectors shall write opposite his name on the list the word "voted," which lists, together with the tally-lists, shall be returned to the Secretary of the Board of Delegates.

Sec. 5. In case of a vacancy in the office of Assistant Engineer, the vacancy shall be filled by a special election; provided, that if such vacancy shall occur within two months preceding the time of the annual election the Board of Delegates shall fill the vacancy. A special election to fill a vacancy in the office of Assistant Engineer shall be called and held in the same manner as regular elections, and the same notice of time and place of all special elections shall be given that is required for annual elections.

Sec. 6. All elections held as provided for in this ordinance shall commence at 6 o'clock p. m. and close at 9 o'clock p. m., and proclamation shall be made at the time of closing by one of the inspectors, in a distinct voice, at the polls.

Sec. 7. As soon as any election shall close the inspectors shall proceed to count the ballots and keep tally lists, and when the count shall have been completed the result shall be certified to by all the Board of Election, in duplicate, and one certified poll-list and one tally-list shall be retained by the inspectors for one year after such election, and the other shall be delivered to the Secretary of the Board of Delegates without unnecessary delay by one of the inspectors of said election. The number of votes received by each candidate for each office to be filled at such election shall be extended and written out in full. The ballots, with the ballot box sealed, shall be delivered to the Secretary of the Board of Delegates, with the election return.

Sec. 8. At its first meeting after the Secretary shall have received the returns and the ballots of any election held under the provisions of this ordinance for Assistant Engineer, the Board of Delegates of said Fire Department shall canvass the returns and declare the result, a minute of which shall be entered upon the journal of proceedings of the Board, and the Board shall issue certificates to those elected, signed by its President and countersigned by its Secretary.

Sec. 9. The Chief Engineer shall report to the Board of Trustees annually on the first Monday of March the number, location and condition of cisterns, fire-plugs and fire apparatus, and the state of fire company houses, and all property of the city in keeping of said department. Also all accidents by fire which may have taken place, with the cause thereof and a description of the property destroyed or injured, with the names of the owners of the same and amounts of loss and insurance; also such other information and such recommendations as he may deem proper. He shall, furthermore, inquire into the cause of all fires.

Sec. 10. No liability shall be incurred against the city on account of the Fire Department except such as shall be ordered or approved by the Board of Trustees.

Sec. 11. The Board of Delegates of said Fire Department may, for good cause, shown and entered on its minutes, and after fair and just hearing and trial had, remove any officer elected or appointed under the provisions of this ordinance, or any member of this department except the Chief Engineer. Reasonable notice of the charges preferred and time fixed for trial shall be

given through the Secretary of Board of Delegates to the accused officer or member before the trial should be had.

Sec. 12. Each Engineer, Assistant Engineer, Secretary and Treasurer, on receiving his certificate of election or appointment, shall take and subscribe to the constitutional oath of office, before some officer authorized to administer oaths, which shall be endorsed upon or attached to his certificate, and filed therewith by the City Clerk in his office.

Sec. 13. The poll lists and tally lists for all elections to be held under the provisions of this ordinance shall be furnished by the Secretary of the Board of Delegates, also ballot-boxes therefor. No compensation shall be allowed to the Inspectors of said elections.

Sec. 14. The Chief Engineer, if present, shall have control and command of all operations of the department at fires. If the Chief Engineer is not present at any fire the Assistant Engineer of the district in which the fire is shall have such control and command; and if neither the Chief Engineer or Assistant Engineer for the district be present, then the Assistant Engineer of the other district shall have such charge and command. All the members of the Fire Department shall obey the orders of the officer in charge at any fire, and it shall be the duty of all companies in the department, with their apparatus and of all the members of the companies to turn out at any fire, unless otherwise directed.

Sec. 15. The Chief Engineer shall have charge, subject to the Board of Trustees, of all property of the department.

Sec. 16. Every fire company in the city shall, within twenty days after the taking effect of this ordinance, make and deliver to the Secretary of the Board of Delegates a certificate showing:

First—The date of organization.

Second—The names of its officers and when and for how long a time they are elected or appointed.

Third—The time of its regular meetings and regular elections.

Fourth—The names of all its active members in good standing. Every fire company hereafter organized shall, before it is admitted to the department, file with said secretary a like certificate. A like certificate shall be made and filed annually with said secretary not less than thirty days before the annual election. Such certificate shall be signed by the foreman and secretary of each company.

Sec. 17. All fire companies and all members thereof shall be subject to the rules and regulations in this ordinance contained, or which may be hereafter established by said Board of Trustees.

Sec. 18. No person shall be a member of said Fire Department, or of any company of said department, who is not at least eighteen years of age.

Sec. 19. None of the fire apparatus of said department shall be taken out of the city without the consent of the Board of Trustees, except in the case of fire, and then only by order of the Chief Engineer or engineer in charge.

Sec. 20. The Fire Department shall be governed by a board of delegates, who shall be known as the "Board of Fire Delegates of the City of San Diego," and shall be elected from the several fire companies of the department at their stated meeting in the month of December of each year. Said board shall consist of three active members from each fire company in the department, and shall have exclusive charge and control of all matters appertaining to the government of said department, and shall have power to adopt such rules and regulations for the government of the same as shall not conflict with this ordinance. Said board shall meet for organization on the third Tuesday in December in each year at 8 o'clock p. m. at the chambers of the Board of Trustees in said city.

Sec. 21. A secretary (who shall also be Secretary of the Fire Department) shall be elected by the Board of Delegates immediately upon its organization, and shall hold office until the first Tuesday in December of the following year, or until his successor is elected and qualified. He shall issue certificates of active membership and of exemption to all members of the Fire Department who may be entitled to receive the same, and shall perform such other duties as may be provided in this ordinance or in the rules and regulations of the Board of Delegates.

Sec. 22. The Chief Engineer shall be notified at once of any necessary repairs to houses, apparatus, etc., and all such communications to the Board of Trustees in reference to such matters shall pass through his hands, for approval or disapproval, prior to coming before this board. The compensation of the

Chief Engineer, for all services rendered by him, as provided by this ordinance, and the rules and regulations of the Board of Delegates, shall be twenty-five dollars per month.

Sec. 23. A treasurer of the Fire Department shall be elected at the annual meeting of the Board of Delegates. He shall take charge of and receipt for all monies of said Fire Department and Board of Delegates, and shall perform such other duties as may be provided by the rules and regulations of the Board of Delegates.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 35 of the City of San Diego, California, adopted December 9th, 1886, as found on page 492 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By Henry L. Day Deputy

DOCUMENT No. 386

Filed 190

City Clerk

By

Deputy.

Ordinance No. 35,

Concerning  
Fire Department

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 57/ 3

DOCUMENT NO. 387

ORDINANCE NO. 36

Granting S.D. Tel Mes.

Service, to Lay Sub

Marine Cables bet.

S.D. & Coronado Beach.

Book 2 Page 53 File.3

## ORDINANCE NO 36

An Ordinance granting to the San Diego Telephone and Messenger Service Company the right to lay a submarine cable, or a service of cables, between Horton's addition and New Town and Coronado Beach, in the City of San Diego, County of San Diego, State of California.

(Approved December 13th, 1886)

Be it ordained by the Board of Trustees of the City of San Diego, State of California:

Section 1. That the San Diego Telephone and Messenger Service Company are hereby granted for a term of thirty years after the approval and passage of this ordinance, the right to construct, lay, maintain, use and operate a submarine cable or a series of sub-marine cables, between Horton's addition and New Town and Coronado Beach, in said city, county and state.

Sec. 2. It is a part and parcel of the consideration of the granting of this ordinance to said company, the the Police, Fire Alarm Telegraph Department of the City of San Diego, State of California, shall have, free of charge, the use of police, fire alarm telegraph wires in said cable or cable, during the life and existence of this ordinance. The number, not to exceed two

wires, and that the said Coronado Beach Company shall, for their own exclusive use and none other, have the use of one telegraph and one telephone wire, and none other, in said cable or cables.

Sec. 3. That the said San Diego Telephone and Messenger Service Company, their executors, administrators or assigns shall, at the time of laying said cable or cables, jointly agree with the City Engineer upon the exact location where said cable or cables shall begin and terminate, between Horton's addition and New Town, California, and said Coronado Beach, in said county and state.

Sec. 4. Nothing in this ordinance shall be construed as giving any exclusive right to construct, lay, maintain, use and operate a submarine cable across the Bay of San Diego.

Sec. 5. Said cables shall be laid within one year from the date and passage of this ordinance.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 36 of the City of San Diego, California, adopted December 13, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO 36.

*An Ordinance granting to the San Diego Telephone and Messenger Service Company the right to lay a submarine cable, or a service of cables, between Horton's addition and New Town and Coronado Beach, in the City of San Diego, County of San Diego, State of California.*

[Approved December 13th, 1886.]

Be it ordained by the Board of Trustees of the City of San Diego, State of California:

Section 1. That the San Diego Telephone and Messenger Service Company are hereby granted for a term of thirty years after the approval and passage of this ordinance, the right to construct, lay, maintain, use and operate a submarine cable or a series of sub-marine cables, between Horton's addition and New Town and Coronado Beach, in said city, county and state.

Sec. 2. It is a part and parcel of the consideration of the granting of this ordinance to said company, that the Police, Fire Alarm Telegraph Department of the City of San Diego, State of California, shall have, free of any charge, the use of police, fire alarm telegraph wires in said cable or cables, during the life and existence of this ordinance, the number not to exceed two wires, and that the said Coronado Beach Company shall, for their own exclusive use and none other, have the use of one telegraph and one telephone wire, and none other, in said cable or cables.

Sec. 3. That the said San Diego Telephone and Messenger Service Company, their executors, administrators or assigns shall, at the time of laying said cable or cables, jointly agree with the City Engineer upon the exact location where said cable or cables shall begin and terminate, between Horton's addition and New Town, California, and said Coronado Beach, in said county and state.

Sec. 4. Nothing in this ordinance shall be construed as giving any exclusive right to construct, lay, maintain, use and operate a submarine cable across the Bay of San Diego.

Sec. 5. Said cables shall be laid within one year from the date and passage of this ordinance.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 36 of the City of San Diego, California, adopted December 13th, 1886, as found on page 497 of <sup>Record</sup> Book No. 3 ~~record~~ of the City of San Diego.

J. T. Sutter  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By Ferry L. Day Deputy

V  
DOCUMENT No. 387

Filed ..... 190

.....  
City Clerk

By .....  
..... Deputy.

**Ordinance No. 36,**  
*Granting S.D. Tel & Mes-*  
*Service, to Lay Sub-*  
*marine Cables bet-*  
*S. D. Colorado Beach*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2-15-13, 1913

DOCUMENT NO. 388

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ORDINANCE NO. 37

~~Establishing Grade~~

~~1st Street, -d- to H~~

Establishing Grade of H  
St., Atlantic to 25<sup>th</sup>; A  
St. to California to 24<sup>th</sup>

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For full text of Ord. 37, see Vol. I of  
Ordinances Page 44

(See Page 498 of Minutes Book 3 of  
Board of Trustess for full text -  
per handwritten cover sheet attached  
to Ordinance No. 37)

Book 2 Page 55 File 3

## ORDINANCE NO. 37

An Ordinance establishing the grade of H street from the east side of Atlantic street to the east side of Twenty-fifth street, and of A street from the west side of California street to the east side of Twenty-fourth street, in the City of San Diego.

[Approved December 13th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Sec. 2. The grade of H street from the east side of Atlantic street to the east side of Twenty-fifth street in said city is hereby established as follows:

At the northeast and southeast corners of H and Atlantic streets, .5 of a foot below the datum line.

At the northwest, southwest, southeast and northeast corners of H and California streets at said datum line.

The elevations of the points hereinafter named above the datum line of levels shall be as follows:

At the northwest corner of H and Arctic streets, 0.5 of a foot; at the southwest corner thereof, 0.5 of a foot; at the southeast corner thereof, 0.5 of a foot; and at the northeast corner thereof, 0.5 of a foot.

At the northwest corner of H and India streets, 2 feet; at the southwest corner thereof, 1.5 feet; at the southeast corner thereof, 1.5 feet; at the northeast corner thereof, 2 feet.

At the northwest corner of H and Columbia streets, 6 feet; at the southwest corner thereof, 5 feet; at the southeast corner thereof, 5 feet; and at the northeast corner thereof, 6 feet.

At the northwest corner of H and State streets, 9.5 feet; at the southwest corner thereof, 8.5 feet; at the southeast corner thereof, 8.5 feet; and at the northeast corner thereof, 9.5 feet.

At the northwest corner of H and Union streets, 11.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 10 feet; and at the northeast corner thereof, 11.5 feet.

At the northwest corner of H and Front streets, 13 feet; at the southwest corner thereof, 12 feet; at the southeast corner thereof, 12 feet; and at the northeast corner thereof, 13 feet.

At the northwest corner of H and First streets, 14 feet; at the southwest corner thereof, 13.5 feet; at the southeast corner thereof, 12.5 feet; and at the northeast corner thereof, 12.5 feet.

At the northwest corner of H and Second streets, 10.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 10 feet; and at the northeast corner thereof, 10.5 feet.

At the northwest corner of H and Third streets, 11.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 11.5 feet; and at the northeast corner thereof, 12.5 feet.

At the northwest corner of H and Fourth streets, 16 feet; at the southeast corner thereof, 16 feet; at the southwest corner thereof, 16 feet; and at the northeast corner thereof, 16 feet.

At the northwest corner of H and Fifth streets, 21.5 feet; at the southwest corner thereof, 20.4 feet; at the southeast corner

thereof, 20.4 feet; and at the northeast corner thereof, 21.5 feet.

At the northwest corner of H and Sixth streets, 25.5 feet; at the southwest corner thereof, 24.5 feet; at the southeast corner thereof, 25 feet; and at the northeast corner thereof, 26 feet.

At the northwest corner of H and Seventh streets, 27 feet; at the southwest corner thereof, 25.5 feet; and at the southeast corner thereof, 26 feet; and at the northeast corner thereof, 27.5 feet.

At the northwest corner of H and Eighth streets, 29 feet; at the southwest corner thereof, 28 feet; and at the southeast corner thereof, 28.5; and at the northeast corner thereof, 29.5 feet.

At the northwest corner of H and Ninth streets, 33.5 feet; at the southwest corner thereof, 32.5 feet; at the southeast corner thereof, 33 feet; and at the northeast corner thereof, 34 feet.

At the northeast corner of H and Tenth streets, 38.5 feet; at the southwest corner thereof, 38 feet; at the southeast corner thereof, 39 feet; and at the northeast corner thereof, 39.5 feet.

At the northwest corner of H and Eleventh streets, 45 feet; at the southwest corner thereof, 44 feet; at the southeast corner thereof, 45 feet; and at the northeast corner thereof, 46 feet.

At the northwest corner of H and Twelfth streets, 48.5 feet; at the southwest corner thereof, 47.5 feet; at the southeast corner thereof, 48.5 feet; and at the northeast corner thereof, 47.5 feet.

At the northwest corner of H and Thirteenth streets, 49.5 feet; at the southwest corner thereof, 49 feet; at the southeast corner thereof, 49.5 feet; and at the northeast corner thereof, 50.5 feet.

At the northwest corner of H and Fourteenth streets, 48 feet; at the southwest corner thereof, 47 feet; at the southeast corner thereof, 46 feet; and at the northeast corner thereof, 47 feet.

At the northwest corner of H and Fifteenth streets, 29 feet; at the southwest corner thereof, 29 feet; at the southeast corner thereof, 29 feet; and at the northeast corner thereof, 29 feet.

At the northwest corner of H and Sixteenth streets, 33.5 feet; at the southwest corner thereof, 33.5 feet; at the southeast corner thereof, 35 feet; and at the northeast corner thereof, 35 feet.

At the northwest corner of H and Seventeenth streets, 37.5 feet; at the southwest corner thereof, 37.5 feet; at the southeast corner thereof, 39.5 feet; and at the northeast corner thereof, 39.5 feet.

At the northwest corner of H and Eighteenth streets, 50 feet; at the southwest corner thereof, 50 feet; at the southeast corner thereof, 51 feet; and at the northeast corner thereof, 51 feet.

At the northwest corner of H and Nineteenth streets, 67.5 feet; at the southwest corner thereof, 65.5 feet; at the southeast corner thereof, 67.5 feet; and at the northeast corner thereof, 69.5 feet.

At the northwest corner of H and Twentieth streets, 87 feet; at the southwest corner thereof, 85 feet; at the southeast corner thereof, 87 feet; and at the northeast corner thereof, 89 feet.

At the northwest corner of H and Twenty-first streets, 102.5 feet; at the southwest corner thereof, 100.5 feet; at the southeast corner thereof, 102.5 feet; and at the northeast corner thereof, 104.5 feet.

At the northwest corner of H and Twenty-second streets, 114.5 feet; at the southwest corner thereof, 113 feet; at the southeast corner thereof, 114.5 feet; and at the northeast corner thereof, 116.5 feet.

At a point 250 feet east of the last named corner, 120 feet; and at a point 100 feet south thereof, 119 feet.

At the northwest corner of H and Twenty-fourth streets, 128 feet; at the southwest corner thereof, 126.5 feet; at the southeast corner thereof, 128 feet; and at the northeast corner thereof, 129.5 feet.

At the northwest corner of H and Twenty-fifth streets, 158.5 feet; at the southwest corner thereof, 156.5 feet; at the southeast corner thereof, 158.5 feet; at the northeast corner thereof, 160.5 feet. And the grade of said H 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 six inches higher than the average curb grade.

Sec. 3. The grade of A street, from the west side of California street to the east side of Twenty-fourth street, in said city, is hereby established, as follows:

The elevations of the points herein named above said datum line of levels shall be as follows:

At the northwest corner of A and California streets, 7.5 feet; at the southwest corner thereof, 7 feet; at the northeast corner thereof, 9 feet; and at the southeast corner thereof, 9 feet.

At the northwest corner of A and Arctic streets, 13 feet; at the southwest corner thereof, 13 feet; at the northeast corner thereof, 14 feet; and at the southeast corner thereof, 14 feet.

At the northwest corner of A and India streets, 19.5 feet; at the southwest corner thereof, 19 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of A and Columbia streets, 27 feet; at the southwest corner thereof, 26.5 feet; at the northeast corner thereof, 28.5 feet; and at the southeast corner thereof, 27.5 feet.

At the northwest corner of A and State streets, 36 feet; at the southwest corner thereof, 36 feet; at the northeast corner thereof, 36.5 feet; and at the southeast corner thereof, 36.5 feet.

At the northwest corner of A and Union streets, 42.5 feet; at the southwest corner thereof, 42 feet; at the northeast corner thereof, 42.5 feet; and at the southeast corner thereof, 42.0 feet.

At the northwest corner of A and Front streets, 48 feet; at the southwest corner thereof, 47 feet; at the northeast corner thereof, 48.5 feet; and at the southeast corner thereof, 47.5 feet.

At the northwest corner of A and First streets, 49.5 feet; at the southwest corner thereof, 48 feet; at the northeast corner thereof, 50 feet; and at the southeast corner thereof, 48 feet.

At the northwest corner of A and Second streets, 55.5 feet; at the southwest corner thereof, 54 feet; at the northeast corner thereof, 55.5 feet; at the southeast corner thereof, 54.0 feet.

At the northwest corner of A and Third streets, 60.5 feet; at the southwest corner thereof, 60 feet; at the northeast corner thereof, 61 feet; and at the southeast corner thereof, 60.5 feet.

At the northwest corner of A and Fourth streets, 60.5 feet; at the southwest corner thereof, 58.5 feet; at the northeast corner thereof, 60 feet; and at the southeast corner thereof, 58.5 feet.

At the northwest corner of A and Fifth streets, 67.8 feet; and the southwest corner thereof, 65.7 feet; at the northeast corner thereof, 67.8 feet; and at the southeast corner thereof, 65.7 feet.

At the northwest corner of A and Sixth streets, 82 feet; at the southwest corner thereof, 79 feet; at the northeast corner thereof, 83 feet; and at the southeast corner thereof, 79.7 feet.

At the northwest corner of A and Seventh streets, 96.5 feet; at the southwest corner thereof, 96.5 feet.

At a point 100 feet east of the last named point, 104 feet; and at a point 80 feet north thereof, 106 feet.

At the northwest corner of A and Eighth streets, 107.5 feet; at the southwest corner thereof, 105.5 feet; at the northeast corner thereof, 106.5 feet; and at the southeast corner thereof, 104 feet.

At the northwest corner of A and Ninth streets, 88 feet; at the southwest corner thereof, 85.5 feet; at the northeast corner thereof, 86 feet; and at the southeast corner thereof, 84 feet.

At a point 100 feet east of said last named point, 74 feet; and at a point 80 feet north thereof, 75.5 feet.

At the northwest corner of A and Tenth streets, 72.5; at the southwest corner thereof, 71.5 feet; at the northeast corner thereof, 72.5 feet; and at the southeast corner thereof, 71.5 feet.

At the northwest corner of A and Eleventh streets, 85 feet; at the southwest corner thereof, 86 feet; at the northeast corner thereof, 86 feet; and at the southeast corner thereof, 87 feet.

At the northwest corner of A and Twelfth streets, 105.5 feet; at the southwest corner thereof, 106.5 feet; at the northeast

corner thereof, 106.5 feet; at the southeast corner thereof, 108.5 feet.

At the northwest corner of A and Thirteenth streets, 118 feet; at the southwest corner thereof, 120 feet; at the northeast corner thereof 120 feet; and at the southeast corner thereof 122 feet.

At the northwest corner of A and Fourteenth streets, 136.5 feet; at the southwest corner thereof, 138.5 feet; at the northeast corner thereof, 138 feet; and at the southeast corner thereof, 139.5 feet.

At the northwest corner of A and Fifteenth streets, 100 feet; at the southwest corner thereof, 100 feet; at the northeast corner thereof, 100 feet; and at the southeast corner thereof, 100 feet.

At the northwest corner of A and Sixteenth streets, 111 feet; at the southwest corner thereof, 113 feet; at the northeast corner thereof, 113 feet; and at the southeast corner thereof, 115 feet.

At a point 100 feet east of the last named corner, 119.5 feet; and at a point 80 feet north thereof, 117.5 feet.

At the northwest corner of A and Seventeenth streets, 106 feet; at the southwest corner thereof, 108 feet; at the northeast corner thereof, 104 feet; and at the southeast corner thereof, 106 feet.

At the northwest corner of A and Eighteenth streets, 85.5 feet; at the southwest corner thereof, 87.5 feet; at the northeast corner thereof, 85.5 feet; and at the southeast corner thereof, 85.5 feet.

At the northwest corner of A and Nineteenth streets, 71.5 feet; at the southwest corner thereof, 72.5 feet; at the northeast corner thereof, 70.5 feet; and at the southeast corner thereof, 71.5.

At the northwest corner of A and Twentieth streets, 64 feet; at the southwest corner thereof, 64 feet; at the northeast corner thereof, 64 feet; and at the southeast corner thereof, 64 feet.

At the northwest corner of A and Twenty-first streets, 80 feet; at the southwest corner thereof, 80 feet; at the northeast corner thereof, 82 feet; and at the southeast corner thereof, 82 feet.

At the northwest corner of A and Twenty-second streets, 141 feet; at the southwest corner thereof, 139 feet; at the northeast corner thereof, 143 feet; and at the southeast corner thereof, 141 feet.

At the northwest corner of A and Twenty-third streets, 159 feet; at the southwest corner thereof, 161 feet; at the northeast corner thereof, 159 feet; and at the southeast corner thereof, 161 feet.

At the northwest corner of A and Twenty-fourth streets, 173.5 feet; at the southwest corner thereof, 173.5 feet; at the

northeast corner thereof, 175 feet; and at the southeast corner thereof, 175 feet.

And the grade of said A street, between the points fixed by this ordinance, shall be of uniform ascent or descent as shown by the grade map made by the City Engineer and on file in his office.

The center of the said street shall be six inches higher than the average curb grade.

Sec. 4. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 37 of the City of San Diego, California, adopted December 13, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Dec 13, 1886

ORDINANCE NO. 37.

*An Ordinance establishing the grade of H street from the east side of Atlantic street to the east side of Twenty-fifth street, and of A street from the west side of California street to the east side of Twenty-fourth street, in the City of San Diego.*

[Approved December 13th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Sec. 2. The grade of H street from the east side of Atlantic street to the east side of Twenty-fifth street in said city is hereby established as follows:

At the northeast and southeast corners of H and Atlantic streets, .5 of a foot below the datum line.

At the northwest, southwest, southeast and northeast corners of H and California streets at said datum line.

The elevations of the points hereinafter named above the datum line of levels shall be as follows:

At the northwest corner of H and Arctic streets, 0.5 of a foot; at the southwest corner thereof, 0.5 of a foot; at the southeast corner thereof, 0.5 of a foot; and at the northeast corner thereof, 0.5 of a foot.

At the northwest corner of H and India streets, 2 feet; at the southwest corner thereof, 1.5 feet; at the southeast corner thereof, 1.5 feet; at the northeast corner thereof, 2 feet.

At the northwest corner of H and Columbia streets, 6 feet; at the southwest corner thereof, 5 feet; at the southeast corner thereof, 5 feet; and at the northeast corner thereof, 6 feet.

At the northwest corner of H and State streets, 9.5 feet; at the southwest corner thereof, 8.5 feet; at the southeast corner thereof, 8.5 feet; and at the northeast corner thereof, 9.5 feet.

At the northwest corner of H and Union streets, 11.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 10 feet; and at the northeast corner thereof, 11.5 feet.

At the northwest corner of H and Front streets, 13 feet; at the southwest corner thereof, 12 feet; at the southeast corner thereof, 12 feet; and at the northeast corner thereof, 13 feet.

At the northwest corner of H and First streets, 14 feet; at the southwest corner thereof, 13.5 feet; at the southeast corner thereof, 12.5 feet; and at the northeast corner thereof, 12.5 feet.

At the northwest corner of H and Second streets, 10.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 10 feet; and at the northeast corner thereof, 10.5 feet.

At the northwest corner of H and Third streets, 11.5 feet; at the southwest corner thereof, 10 feet; at the southeast corner thereof, 11.5 feet; and at the northeast corner thereof, 12.5 feet.

At the northwest corner of H and Fourth streets, 16 feet; at the southeast corner thereof, 16 feet; at the southwest corner thereof, 16 feet; and at the northeast corner thereof, 16 feet.

At the northwest corner of H and Fifth streets, 21.5 feet; at the southwest corner thereof, 20.4 feet; at the southeast corner thereof, 20.4 feet; and at the northeast corner thereof, 21.5 feet.

At the northwest corner of H and Sixth streets, 25.5 feet; at the southwest corner thereof, 24.5 feet; at the southeast corner thereof, 25 feet; and at the northeast corner thereof, 26 feet.

At the northwest corner of H and Seventh streets, 27 feet; at the southwest corner thereof, 25.5 feet; and at the southeast corner thereof, 26 feet; and at the northeast corner thereof, 27.5 feet.

At the northwest corner of H and Eighth streets, 29 feet; at the southwest corner thereof, 28 feet; and at the southeast corner thereof, 28.5; and at the northeast corner thereof, 29.5 feet.

At the northwest corner of H and Ninth streets, 33.5 feet; at the southwest corner thereof, 32.5 feet; at the southeast corner thereof, 33 feet; and at the northeast corner thereof, 34 feet.

At the northwest corner of H and Tenth streets, 38.5 feet; at the southwest corner thereof, 38 feet; at the southeast corner thereof, 39 feet; and at the northeast corner thereof, 39.5 feet.

At the northwest corner of H and Eleventh streets, 45 feet; at the southwest corner thereof, 44 feet; at the southeast corner thereof, 45 feet; and at the northeast corner thereof, 46 feet.

At the northwest corner of H and Twelfth streets, 48.5 feet; at the southwest corner thereof, 47.5 feet; at the southeast corner thereof, 48.5 feet; and at the northeast corner thereof, 47.5 feet.

At the northwest corner of H and Thirteenth streets, 49.5 feet; at the southwest corner thereof, 49 feet; at the southeast corner thereof, 49.5 feet; and at the northeast corner thereof, 50.5 feet.

At the northwest corner of H and Fourteenth streets, 48 feet; at the southwest corner thereof, 47 feet; at the southeast corner thereof, 46 feet; and at the northeast corner thereof, 47 feet.

At the northwest corner of H and Fifteenth streets, 29 feet; at the southwest corner thereof, 29 feet; at the southeast corner thereof, 29 feet; and at the northeast corner thereof, 29 feet.

At the northwest corner of H and Sixteenth streets, 33.5 feet; at the southwest corner thereof, 33.5 feet; at the southeast corner thereof, 35 feet; and at the northeast corner thereof, 35 feet.

At the northwest corner of H and Seventeenth streets, 37.5 feet; at the southwest corner thereof, 37.5 feet; at the southeast corner thereof, 39.5 feet; and at the northeast corner thereof, 39.5 feet.

At the northwest corner of H and Eighteenth streets, 50 feet; at the southwest corner thereof, 50 feet; at the southeast corner thereof, 51 feet; and at the northeast corner thereof, 51 feet.

At the northwest corner of H and Nineteenth streets, 67.5 feet; at the south-

west corner thereof, 65.5 feet; at the southeast corner thereof, 67.5 feet; and at the northeast corner thereof, 69.5 feet.

At the northwest corner of H and Twentieth streets, 87 feet; at the southwest corner thereof, 85 feet; at the southeast corner thereof, 87 feet; and at the northeast corner thereof, 89 feet.

At the northwest corner of H and Twenty-first streets, 102.5 feet; at the southwest corner thereof, 100.5 feet; at the southeast corner thereof, 102.5 feet; and at the northeast corner thereof, 104.5 feet.

At the northwest corner of H and Twenty-second streets, 114.5 feet; at the southwest corner thereof, 113 feet; at the southeast corner thereof, 114.5 feet; and at the northeast corner thereof, 116.5 feet.

At a point 250 feet east of the last named corner, 120 feet; and at a point 100 feet south thereof, 119 feet.

At the northwest corner of H and Twenty-fourth streets, 128 feet; at the southwest corner thereof, 126.5 feet; at the southeast corner thereof, 128 feet; and at the northeast corner thereof, 129.5 feet.

At the northwest corner of H and Twenty-fifth streets, 158.5 feet; at the southwest corner thereof, 156.5 feet; at the southeast corner thereof, 158.5 feet; at the northeast corner thereof, 160.5 feet. And the grade of said H 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 six inches higher than the average curb grade.

Sec. 3. The grade of A street, from the west side of California street to the east side of Twenty-fourth street, in said city, is hereby established, as follows:

The elevations of the points herein named above said datum line of levels shall be as follows:

At the northwest corner of A and California streets, 7.5 feet; at the southwest corner thereof, 7 feet; at the northeast corner thereof, 9 feet; and at the southeast corner thereof, 9 feet.

At the northwest corner of A and Arctic streets, 13 feet; at the southwest corner thereof, 13 feet; at the northeast corner thereof, 14 feet; and at the southeast corner thereof, 14 feet.

At the northwest corner of A and India streets, 19.5 feet; at the southwest corner thereof, 19 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of A and Columbia streets, 27 feet; at the southwest corner thereof, 26.5 feet; at the northeast corner thereof, 28.5 feet; and at the southeast corner thereof, 27.5 feet.

At the northwest corner of A and State streets, 36 feet; at the southwest corner thereof, 36 feet; at the northeast corner thereof, 36.5 feet; and at the southeast corner thereof, 36.5 feet.

At the northwest corner of A and Union streets, 42.5 feet; at the southwest corner thereof, 42 feet; at the northeast corner thereof, 42.5 feet; and at the southeast corner thereof, 42.0 feet.

At the northwest corner of A and Front streets, 48 feet; at the southwest corner thereof, 47 feet; at the northeast corner thereof, 48.5 feet; and at the southeast corner thereof, 47.5 feet.

At the northwest corner of A and First streets, 49.5 feet; at the southwest corner thereof, 48 feet; at the northeast corner thereof, 50 feet; and at the southeast corner thereof, 48 feet.

At the northwest corner of A and Second streets, 55.5 feet; at the southwest corner thereof, 54 feet; at the northeast corner thereof, 55.5 feet; at the southeast corner thereof, 54.0 feet.

At the northwest corner of A and Third streets, 60.5 feet; at the southwest corner thereof, 60 feet; at the northeast corner thereof, 61 feet; and at the southeast corner thereof, 60.5 feet.

At the northwest corner of A and Fourth streets, 60.5 feet; at the southwest corner thereof, 58.5 feet; at the northeast corner thereof, 60 feet; and at the southeast corner thereof, 58.5 feet.

At the northwest corner of A and Fifth streets, 67.8 feet; at the southwest corner thereof, 65.7 feet; at the northeast corner thereof, 67.8 feet; and at the southeast corner thereof, 65.7 feet.

At the northwest corner of A and Sixth streets, 82 feet; at the southwest corner thereof, 79 feet; at the northeast corner thereof, 83 feet; and at the southeast corner thereof, 79.7 feet.

At the northwest corner of A and Seventh streets, 96.5 feet; at the southwest

corner thereof, 94.5 feet; at the northeast corner thereof, 98.5 feet; and at the southeast corner thereof, 96.5 feet.

At a point 100 feet east of the last named point, 104 feet; and at a point 80 feet north thereof, 106 feet.

At the northwest corner of A and Eighth streets, 107.5 feet; at the southwest corner thereof, 105.5 feet; at the northeast corner thereof, 106.5 feet; and at the southeast corner thereof, 104 feet.

At the northwest corner of A and Ninth streets, 88 feet; at the southwest corner thereof, 85.5 feet; at the northeast corner thereof, 86 feet; and at the southeast corner thereof, 84 feet.

At a point 100 feet east of said last named point, 74 feet; and at a point 80 feet north thereof, 75.5 feet.

At the northwest corner of A and Tenth streets, 72.5 feet; at the southwest corner thereof, 71.5 feet; at the northeast corner thereof, 72.5 feet; and at the southeast corner thereof, 71.5 feet.

At the northwest corner of A and Eleventh streets, 85 feet; at the southwest corner thereof, 86 feet; at the northeast corner thereof, 86 feet; and at the southeast corner thereof, 87 feet.

At the northwest corner of A and Twelfth streets, 105.5 feet; at the southwest corner thereof, 106.5 feet; at the northeast corner thereof, 106.5 feet; at the southeast corner thereof, 108.5 feet.

At the northwest corner of A and Thirteenth streets, 118 feet; at the southwest corner thereof, 120 feet; at the northeast corner thereof, 120 feet; and at the southeast corner thereof, 122 feet.

At the northwest corner of A and Fourteenth streets, 136.5 feet; at the southwest corner thereof, 138.5 feet; at the northeast corner thereof, 138 feet; and at the southeast corner thereof, 139.5 feet.

At the northwest corner of A and Fifteenth streets, 100 feet; at the southwest corner thereof, 100 feet; at the northeast corner thereof, 100 feet; and at the southeast corner thereof, 100 feet.

At the northwest corner of A and Sixteenth streets, 111 feet; at the southwest corner thereof, 113 feet; at the northeast corner thereof, 113 feet; and at the southeast corner thereof, 115 feet.

At a point 100 feet east of the last named corner, 119.5 feet; and at a point 80 feet north thereof, 117.5 feet.

At the northwest corner of A and Seventeenth streets, 106 feet; at the southwest corner thereof, 108 feet; at the northeast corner thereof, 104 feet; and at the southeast corner thereof, 106 feet.

At the northwest corner of A and Eighteenth streets, 85.5 feet; at the southwest corner thereof, 87.5 feet; at the northeast corner thereof, 85.5 feet; and at the southeast corner thereof, 85.5 feet.

At the northwest corner of A and Nineteenth streets, 71.5 feet; at the southwest corner thereof, 72.5 feet; at the northeast corner thereof, 70.5 feet; and at the southeast corner thereof, 71.5 feet.

At the northwest corner of A and Twentieth streets, 64 feet; at the southwest corner thereof, 64 feet; at the northeast corner thereof, 64 feet; and at the southeast corner thereof, 64 feet.

At the northwest corner of A and Twenty-first streets, 80 feet; at the southwest corner thereof, 80 feet; at the northeast corner thereof, 82 feet; and at the southeast corner thereof, 82 feet.

At the northwest corner of A and Twenty-second streets, 141 feet; at the southwest corner thereof, 139 feet; at the northeast corner thereof, 143 feet; and at the southeast corner thereof, 141 feet.

At the northwest corner of A and Twenty-third streets, 159 feet; at the southwest corner thereof, 161 feet; at the northeast corner thereof, 159 feet; and at the southeast corner thereof, 161 feet.

At the northwest corner of A and Twenty-fourth streets, 173.5 feet; at the southwest corner thereof, 173.5 feet; at the northeast corner thereof, 175 feet; and at the southeast corner thereof, 175 feet.

And the grade of said A street, between the points fixed by this ordinance, shall be of uniform ascent or descent as shown by the grade map made by the City Engineer and on file in his office.

The center of the said street shall be six inches higher than the average curb grade.

Sec. 4. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 37 of the City of San Diego, California, adopted December 13th, 1886, as found on page 498 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By W. E. Bartlett Deputy

Filed 190

City Clerk

By Deputy.

Ordinance No. 37

~~Establishing Grade  
for Street, J to H~~

Establishing Grade of H St., Atlantic  
to 25<sup>th</sup> A St., to California to 24<sup>th</sup>

Adopted by Board of Delegates

Adopted by Board of Aldermen .

Approved by the Mayor

N.B. For full text of ord. 37, see Vol. I of  
Ordinances. page. 44.

DOCUMENT NO. 389

ORDINANCE NO. 38

Granting Wharf

Franchise to

W.H. Carlson, et, al.

Box (2)

Book 2. Page 57 File 3

ORDINANCE NO. 38

An Ordinance Granting a Wharf Franchise in the City of San Diego.

Application having been made to the Trustees of the City of San Diego, County of San Diego, State of California, by Wm. H. Carlson and Frank J. Higgins, hereinafter called the applicants, for a franchise, giving them and their assignees the right to construct and maintain a wharf upon the water front of said city at the place and in the manner and upon the conditions set out in their application, filed on the 1st day of November, 1886, with the Clerk of this Board, and it appearing to this Board that the petition of the applicants is in due form, and substance, and was filed as required by law, together with the plan of the wharf proposed to be constructed, and the lands within three hundred feet thereof and a map of the waters, with the name and locality thereof, and of the adjoining lands. And the Board having heard proof of the publication of the notice of this application, and being satisfied that the said notice is good and sufficient, and has been published and posted as required by law, and having fully heard and considered the allegations of the said petition, and the proofs in support of each, and it appearing therefrom that the public good and convenience will be promoted by granting the application now made.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the said applicants or their assigns shall have, and they are hereby granted the right and the authority to construct and maintain a wharf in the locations hereinafter described, together with the right to collect and take toll for the use of

the same as allowed by law, for a term of twenty years from the date hereof.

Section 2. The said wharf commencing at a point 50 feet south of the northwest corner of Atlantic and Commercial streets; thence 80 feet due west; thence in a south-westerly direction 1,000 feet to a point 468 feet south of a point 880 feet west of the starting point; thence in a north-westerly direction 250 feet to a point 350 feet south of a point 1,100 feet west of the starting point; thence 150 feet west to a point; thence in a south-easterly direction 580 feet to a point 744 feet west of a point 627 feet south of the starting point; thence in a north-easterly direction 75 feet to a point 706 feet west of a point 560 feet south of the starting point; thence in a north-westerly direction 140 feet to a point 820 feet west of a point 495 feet south of the starting point; thence in a north-easterly direction 945 feet to a point 80 feet west of a point 50 feet south of the starting point; thence 80 feet east; thence 50 feet north to the place of beginning; being partly in the bay of San Diego and partly in New San Diego, according to the map thereof, made by A.B. Gray and T.D. Johns, and now on file in the office of County Recorder of San Diego county, California. The pier, 50 feet in width and averaging  $972\frac{1}{2}$  feet in length, running in a southwesterly direction from the 50 feet north of the south-west corner of Atlantic and Commercial streets; thence connecting with the wharf proper, which is 75 feet in width and 580 feet in length, fronting on the ship channel in said bay of San Diego, along which it runs in a south-easterly and north-westerly direction, it being intersected by and connected to the pier of said wharf near the center and towards the east.

Section 3. That the said applicants shall have, and they are hereby granted the right of way and all necessary use for the purposes of the said wharf, of all overflowed submerged or tide lands in the locations above described, belonging to the said State, and which comprises 9,694 square yards, or thereabouts, together also with the right to have unincumbered and unobstructed, and land and water on each side of the said wharf, from high-water mark to navigable waters, a distance of 150 feet, for their convenience in landing, loading and unloading vessels, but for no other purpose.

Section 4. That the said wharf shall be constructed of piles firmly driven in the ground, properly capped, braced and planked, and so as to provide a good, safe and commodious wharf for commercial purposes.

Section 5. That the completion of one-half of said wharf in amount, by an expenditure of \$10,000, shall be within six months after the receipt of the franchise, and the completion of the whole shall be within the time prescribed by law.

Section 6. That the said wharf shall not extend, anything herein contained to the contrary notwithstanding, into the waters of the said bay so far as to obstruct the free navigation of the same.

Section 7. That this grant is made to correct and perfect a franchise heretofore granted to the applicants herein, for the construction and maintenance of a wharf, which former one they abandon upon the granting of this new franchise.

Section 8. That the Clerk of the this Board shall make a proper record of this Ordinance, and cause the same to be published for the time and in the manner required by law.

Passed this 15th day of December, A.D. 1886, by the following vote

Trustee J.G. Sloane, Yea

Trustee W.W. Stewart, Nay

Trustee W.H. Carlson, Not Voting

Trustee C.S. Hamilton, Yea

Trustee G.F. Judson, Yea

a majority

Being <sup>^</sup>~~the=unanimous=vote=of=all=who=voted~~ of the Board of Trustees of said City of San Diego.

ATTEST: H.T. Christian  
City Clerk and Clerk of  
said Board

CHAS. S. HAMILTON  
President of the Board  
of Trustees

(SEAL)

ORDINANCE NO. 38

Granting Wharf Franchise  
to Carlson & Higgins

Presented introduced  
and read to the Board of  
Trustees of the City of San  
Diego, this Dec. 6th 1886, and  
by said Board submitted  
to the City Attorney.

H.T. CHRISTIAN  
CLERK

Examined and  
approved this  
13th day of Dec.  
1886

Harry L. Titus  
City Attorney

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 38 of the City of San Diego, California, adopted December 13, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*This Board of Trustees of the City of San Diego do ordain as follows*

ORDINANCE NO. 38

An Ordinance Granting a Wharf Franchise in the City of San Diego.

APPLICATION HAVING BEEN MADE TO the Trustees of the city of San Diego, county of San Diego, State of California, by Wm. H. Carlson and Frank J. Higgins, hereinafter called the applicants, for a franchise, giving them and their assigns the right to construct and maintain a wharf upon the water front of said city at the place and in the manner and upon the conditions set out in their application, filed on the 1st day of November, 1886, with the Clerk of this Board, and it appearing to this Board that the petition of the applicants is in due form and substance, and was filed as required by law, together with the plan of the wharf proposed to be constructed, and the lands within three hundred feet thereof and a map of the waters, with the name and locality thereof, and of the adjoining lands. And the Board having heard proof of the publication of the notice of this application, and being satisfied that the said notice is good and sufficient, and has been published and posted as required by law, and having fully heard and considered the allegations of the said petition, and the proofs in support of each, and it appearing therefrom that the public good and convenience will be promoted by granting the application now made,

By the Board of Trustees of the City of San Diego:

Sec. 1. That the said applicants or their assigns shall have, and they are hereby granted the right and the authority to construct and maintain a wharf in the locations hereinafter described, together with the right to collect and take toll for the use of the same as allowed by law, for a term of twenty years from the date hereof.

Sec. 2. The said wharf commencing at a point 50 feet south of the northwest corner of Atlantic and Commercial streets; thence 80 feet due west; thence in a south-westerly direction 1,000 feet to a point 408 feet south of a point 880 feet west of the starting point; thence in a north-westerly direction 250 feet to a point 350 feet south of a point 1,100 feet west of the starting point; thence 150 feet west to a point; thence in a south-easterly direction 580 feet to a point 74½ feet west of a point 627 feet south of the starting point; thence in a north-easterly direction 75 feet to a point 708 feet west of a point 580 feet south of the starting point; thence in a north-westerly direction 140 feet to a point 820 feet west of a point 495 feet south of the starting point; thence in a north-easterly direction 945 feet to a point 80 feet west of a point 50 feet south of the starting point; thence 50 feet east; thence 50 feet north to the place of beginning, being partly in the bay of San Diego and partly in New San Diego, according to the map thereof, made by A. B. Gray and T. D. Johns, and now on file in the office of County Recorder of San Diego county, California. The pier, 50 feet in width and averaging 972½ feet in length, running in a south-westerly direction from the 50 feet north of the south-west corner of Atlantic and Commercial streets; thence connecting with the wharf proper, which is 75 feet in width and 580 feet in length, running in a south-easterly and north-westerly direction, it being intersected by and connected to the pier of said wharf near the center and towards the east.

Sec. 3. That the said applicants shall have, and they are hereby granted the right of way and all necessary use for the purposes of the said wharf, of all overflowed, submerged, or tide lands in the location above described, belonging to the said State, and which comprises 9,694 square yards, or thereabouts, together also with the right to have, unincumbered and unobstructed, the land and water on each side of the said wharf, from high-water mark to navigable waters, a distance of 150 feet, for their convenience in landing, loading and unloading vessels, but for no other purpose.

Sec. 4. That the said wharf shall be constructed of piles firmly driven in the ground, properly capped, braced and planked, and so as to provide a good, safe and commodious wharf for commercial purposes.

Sec. 5. That the completion of one-half of said wharf in amount, by an expenditure of \$10,000, shall be within six months after the receipt of the franchise, and the completion of the whole shall be within the time prescribed by law.

Sec. 6. That the said wharf shall not extend, anything herein contained to the contrary notwithstanding, into the waters of the said bay so far as to obstruct the free navigation of the same.

Sec. 7. That this grant is made ~~in~~ <sup>correct and perfect</sup> franchise heretofore granted to the applicants herein, for the construction and maintenance of a wharf, which former one they abandon upon the granting of this new franchise.

Sec. 8. That the Clerk of this Board shall make a proper record of this Ordinance, and cause the same to be published for the time and in the manner required by law.

Passed this 15th day of December, A.D. 1886, by the following vote:

Trustee J. G. Sloane, *Yea*

Trustee W. W. Stewart, *Nay*

Trustee W. H. Carlson, *not voting*

Trustee C. S. Hamilton, *Yea*

Trustee G. F. Judson, *Yea*

Being the <sup>a</sup>majority vote of all who voted of the Board of Trustees of said City of San Diego.

Chas. S. Hamilton

President of the Board of Trustees

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

Filed 190

City Clerk

By Deputy.

Ordinance No. 38

Granting Wharf  
Franchise to  
O. H. Carlson et al.

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 390

ORDINANCE NO. 39

Regulating, Solicitors  
Runners & Hackmen.

Book 2 Page 59. File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 39 of the City of San Diego, California, adopted December 27, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

*Repealed*

ORDINANCE NO. 39.

AN ORDINANCE FOR THE REGULATION OF SOLICITORS, RUNNERS AND HACKMEN.

THE BOARD OF TRUSTEES OF THE CITY OF SAN DIEGO do ordain as follows:

Section 1. The Marshal of said City shall, at every railway depot and wharf in said city, where passengers shall be discharged, arrange a place where all solicitors, agents, runners, hackmen and other persons having the legal right to solicit the custom of passengers, or for any other purpose, shall, at the time of the arrival of trains at said depot, or steamers at said wharf-stand; and it shall be unlawful for such persons to leave the place so designated for the purpose of soliciting or requesting any passengers or other persons, to ride in their vehicles, or to transfer their baggage.

Section 2. Every person violating any provision of this ordinance shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County Jail of San Diego county for not exceeding three months, or by both such fine and imprisonment.

Section 3. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, this 27th day of December, 1886, by the following vote: Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent.


CHAS. S. HAMILTON,

President of the Board of Trustees

(SEAL)

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 39 of the City of San Diego, California, adopted December 27th, 1886, as found on page 507 of Book No. 3 record of the City of San Diego.

  
\_\_\_\_\_  
City Clerk of the City of San  
Diego, and Ex-officio Clerk  
of the Common Council of said  
City.

(SEAL)

By \_\_\_\_\_ Deputy

✓ DOCUMENT No. 390

Filed 190

City Clerk

By

Deputy.

Ordinance No. 39.  
*Regulating Solicitors  
Furness & Haehnen*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 391

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ORDINANCE NO. 40

Establishing - Grade

12th Street N- to A

Street.

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Book 2 Page 59 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 40 of the City of San Diego, California, adopted December 27, 1886

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 40.

*An Ordinance Establishing the Grade of Twelfth street from the south side of N to the north side of A street, in the City of San Diego.*

[Approved December 27th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The grade of Twelfth street, from the south side of N to the north side of A street, in said city, is hereby established as follows:

The elevations of the points herein named above the datum line of levels fixed by Ordinance No. 3 shall be as follows:

At the northwest corner of Twelfth and N streets, 2 feet; at the southwest corner thereof, 1.5 feet; at the northeast corner thereof, 2 feet; and at the southeast corner thereof, 1.5 feet.

At the northwest corner of Twelfth and M streets, 4.5 feet; at the southwest corner thereof, 4 feet; at the northeast corner thereof, 3.5 feet; and at the southeast corner thereof, 3 feet.

At the northwest corner of Twelfth and L streets, 9.5 feet; at the southwest corner thereof, 8.5 feet; at the northeast corner thereof, 8.5 feet; and at the southeast corner thereof, 7.5 feet.

At the northwest corner of Twelfth and K streets, 21.5 feet; at the southwest corner thereof, 20.5 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of Twelfth and J streets, 35 feet; at the southwest corner thereof, 34 feet; at the northeast corner thereof, 36 feet; and at the southeast corner thereof, 35 feet.

At the northwest corner of Twelfth and I streets, 43.5 feet; at the southwest corner thereof, 42.5 feet; at the northeast corner thereof, 44.5 feet; and at the southeast corner thereof, 43.5 feet.

At the northwest corner of Twelfth and H streets, 48.5 feet; at the southwest corner thereof, 47.5 feet; at the northeast corner thereof, 48.5 feet; and at the southeast corner thereof, 47.5 feet.

At the northwest corner of Twelfth and G streets, 54 feet; at the southwest corner thereof, 54 feet; at the northeast corner thereof, 54 feet; and at the southeast corner thereof, 54 feet.

At the northwest corner of Twelfth and F streets, 59.5 feet; at the southwest corner thereof, 59 feet; at the northeast corner thereof, 60 feet; and at the southeast corner thereof, 60 feet.

At the northwest corner of Twelfth and E streets, 66.5 feet; at the southwest corner thereof, 65 feet; at the northeast corner thereof, 67.5 feet; and at the southeast corner thereof, 65.5 feet.

At a point 150 feet due north of the northwest corner of Twelfth and E streets, 72.5 feet; at a point 80 feet due east of the last named point, 72.5 feet.

At the northwest corner of Twelfth and D streets, 72.5 feet; at the southwest corner thereof, 71.5 feet; at the northeast corner thereof, 71.5 feet; and at the southeast corner thereof, 71 feet.

At the northwest corner of Twelfth and C streets, 85 feet; at the southwest corner thereof, 84 feet; at the northeast corner thereof, 84 feet; and at the southeast corner thereof, 83.5 feet.

At the northwest corner of Twelfth and B streets, 99 feet; at the southwest corner thereof, 98 feet; at the northeast corner thereof, 97.5 feet; and at the southeast corner thereof, 96.5 feet.

At the northeast corner of Twelfth and A streets, 105.5 feet; at the southwest corner thereof, 106.5 feet; at the northeast corner thereof, 106.5 feet; and at the southeast corner thereof, 108.5 feet.

And the grade of said Twelfth street, between the points fixed by this ordinance, shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in his office. The center of said street shall be six inches higher than the average curb grade.

Sec. 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 3. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

ORDINANCE NO. 40.

*An Ordinance Establishing the Grade of Twelfth street from the south side of N to the north side of A street, in the City of San Diego.*

[Approved December 27th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The grade of Twelfth street, from the south side of N to the north side of A street, in said city, is hereby established as follows:

The elevations of the points herein named above the datum line of levels fixed by Ordinance No. 3 shall be as follows:

At the northwest corner of Twelfth and N streets, 2 feet; at the southwest corner thereof, 1.5 feet; at the northeast corner thereof, 2 feet; and at the southeast corner thereof, 1.5 feet.

At the northwest corner of Twelfth and M streets, 4.5 feet; at the southwest corner thereof, 4 feet; at the northeast corner thereof, 3.5 feet; and at the southeast corner thereof, 3 feet.

At the northwest corner of Twelfth and L streets, 9.5 feet; at the southwest corner thereof, 8.5 feet; at the northeast corner thereof, 8.5 feet; and at the southeast corner thereof, 7.5 feet.

At the northwest corner of Twelfth and K streets, 21.5 feet; at the southwest corner thereof, 20.5 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of Twelfth and J streets, 35 feet; at the southwest corner thereof, 34 feet; at the northeast corner thereof, 36 feet; and at the southeast corner thereof, 35 feet.

At the northwest corner of Twelfth and I streets, 43.5 feet; at the southwest corner thereof, 42.5 feet; at the northeast corner thereof, 44.5 feet; and at the southeast corner thereof, 43.5 feet.

At the northwest corner of Twelfth and H streets, 48.5 feet; at the southwest corner thereof, 47.5 feet; at the northeast corner thereof, 48.5 feet; and at the southeast corner thereof, 47.5 feet.

At the northwest corner of Twelfth and G streets, 54 feet; at the southwest corner thereof, 54 feet; at the northeast corner thereof, 54 feet; and at the southeast corner thereof, 54 feet.

At the northwest corner of Twelfth and F streets, 59.5 feet; at the southwest corner thereof, 59 feet; at the northeast corner thereof, 60 feet; and at the southeast corner thereof, 60 feet.

At the northwest corner of Twelfth and E streets, 66.5 feet; at the southwest corner thereof, 65 feet; at the northeast corner thereof, 67.5 feet; and at the southeast corner thereof, 65.5 feet.

At a point 150 feet due north of the northwest corner of Twelfth and E streets, 72.5 feet; at a point 80 feet due east of the last named point, 72.5 feet.

At the northwest corner of Twelfth and D streets, 72.5 feet; at the southwest corner thereof, 71.5 feet; at the northeast corner thereof, 71.5 feet; and at the southeast corner thereof, 71 feet.

At the northwest corner of Twelfth and C streets, 85 feet; at the southwest corner thereof, 84 feet; at the northeast corner thereof, 84 feet; and at the southeast corner thereof, 83.5 feet.

At the northwest corner of Twelfth and B streets, 99 feet; at the southwest corner thereof, 98 feet; at the northeast corner thereof, 97.5 feet; and at the southeast corner thereof, 96.5 feet.

At the northeast corner of Twelfth and A streets, 105.5 feet; at the southwest corner thereof, 106.5 feet; at the northeast corner thereof, 106.5 feet; and at the southeast corner thereof, 108.5 feet.

And the grade of said Twelfth street, between the points fixed by this ordinance, shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in his office. The center of said street shall be six inches higher than the average curb grade.

Sec. 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 3. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 40 of the City of San Diego, California, adopted December 27th, 1886, as found on page 507 of Book No. 3 record of the City of San Diego.

J. T. Butler  
City Clerk of the City of San  
Diego, and Ex-officio Clerk  
of the Common Council of said  
City.

(SEAL)

By Wm. J. Day Deputy

Filed 190

City Clerk

By

Deputy

Ordinance No. 140

Establishing Grade  
12th Street N. to  
A Street

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 392

ORDINANCE NO. 41

Establishing Grade

K Street 2nd to

24th Street

Book 2 Page 61 File 3

ORDINANCE NO. 41.

An Ordinance establishing the grade of K street, from the west side of Second to the east side of Twenty-fourth street, in the City of San Diego, County of San Diego, State of California

[Approved December 27th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The grade of K street, from the west side of Second to the east side of Twenty-fourth street, in said city, is hereby established as follows:

The elevations at the points herein named above the datum lines of levels fixed by Ordinance No. 3 shall be as follows:

At the northwest corner of K and Second streets, 4 feet; at the southwest corner thereof, 4 feet; at the northeast corner thereof, 4 feet; and at the southeast corner thereof, 4 feet.

At the northwest corner of K and Third streets, 0.5 of a foot; at the northeast corner thereof 0.5 of a foot; and (and) at the southeast corner thereof, 0.5 of a foot.

At the northwest corner of K and Fourth Streets, 1.5 feet; at the southwest corner thereof, 1.5 feet; at the northeast corner thereof, 1.5 feet; and at the southeast corner thereof, 1.5 feet.

At the northwest corner of K and Fifth streets, 5.7 feet; at the southwest corner thereof, 5 feet; at the northeast corner thereof, 5.7 feet; and at the southeast corner thereof, 5 feet.

At the northwest corner of K and Sixth streets, 7.5 feet; at the southwest corner thereof, 6.5 feet; at the northwest corner thereof,

8 feet; and at the southeast corner thereof, 7 feet.

At the northwest corner of K and Seventh streets, 11 feet; at the southwest corner thereof, 10.5 feet; at the northeast corner thereof, 11.5 feet; and at the southeast corner thereof, 11 feet.

At the northwest corner of K and Eight streets, 15 feet; at the southwest corner thereof, 14 feet; at the northeast corner thereof, 15 feet; and at the southeast corner thereof, 14 feet.

At the northwest corner of K and Ninth streets, 16.5 feet; at the southwest corner thereof, 16 feet; at the northeast corner thereof, 17.5 feet; and at the southeast corner thereof, 17 feet.

At the northwest corner of K and Tenth streets, 20 feet; at the southwest corner thereof, 19 feet; at the northeast corner thereof, 20 feet; and at the southeast corner thereof, 19 feet.

At the northwest corner of K and Eleventh streets, 22 feet; at the southwest corner thereof, 21 feet; at the northeast corner thereof, 22 feet; and at the southeast corner thereof, 21 feet.

At the northwest corner of K and Twelfth streets, 21.5 feet; at the southwest corner thereof, 20.5 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of K and Thirteenth streets, 11 feet; at the southwest corner thereof, 11 feet; at the northeast corner thereof, 11 feet; and at the southeast corner thereof, 11 feet.

At the northwest corner of K and Fourteenth streets, 12.5 feet; at the southwest corner thereof, 12.5 feet; at the northeast corner thereof, 12.5 feet; and at the southeast corner thereof, 12.5 feet.

At a point 250 feet east of the last named point 13 feet, and at a point 80 feet due north thereof 13 feet.

At the northwest corner of K and Fifteenth streets 16.5 feet, at the southwest corner thereof 16.5 feet, at the northeast corner

thereof 18 feet, and at the southeast corner thereof 18 feet.

At the northwest corner of K and Sixteenth streets 26.5 feet, at the southwest corner thereof 26 feet, at the northeast corner thereof 28 feet, and at the southeast corner thereof 28 feet.

At the northwest corner of K and Seventeenth streets 40 feet, at the southwest corner thereof 40 feet, at the northeast corner thereof 42 feet, and at the southeast corner thereof 42 feet.

At the northwest corner of K and Eighteenth streets 52 feet, at the southwest corner thereof 52 feet, at the northeast corner thereof, 54 feet, and at the southeast corner thereof 54 feet.

At the northwest corner of K and Nineteenth streets 65 feet, at the southwest corner thereof 65 feet, at the northeast corner thereof 67 feet, and at the southeast corner thereof 67 feet.

At the northwest corner of K and Twentieth streets 82.5 feet, at the southwest corner thereof 82.5 feet, at the northeast corner thereof 84.5 feet, and at the southeast corner thereof 84.5 feet.

At the northwest corner of K and Twenty-first streets 94 feet, at the southwest corner thereof 92.5 feet, at the northeast corner thereof 95.5 feet, and at the southeast corner thereof 94.5 feet.

At the northwest corner of K and Twenty-second streets 100 feet, at the southwest corner thereof 99 feet, at the northeast corner thereof 100 feet, and at the southeast corner thereof 99.5 feet.

At the northwest corner of K and Twenty-fourth streets 81 feet, at the southwest corner thereof 80 feet, at the northeast corner thereof 79.5 feet, and at the southeast corner thereof, 78.5 feet.

The grade of said K 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 six inches higher than the average curb grade.

Sec. 2. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

I hereby certify that the above and fore going is a full, true and correct copy of Ordinance No. 41 of the City of San Diego, California, adopted December 27th, 1886, as found on page 508 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego,  
and Ex-officio Clerk of the Common  
Council of said City.

(SEAL)

By Percy L. Day Deputy

I hereby certify that the above and fore going is a full, true and correct copy of Ordinance No. 41 of the City of San Diego, California, adopted December 27th, 1886, as found on page 508 of Book No. 3 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

(SEAL)

By \_\_\_\_\_ Deputy

I hereby certify that the above and fore going is a full, true and correct copy of Ordinance No. 41 of the City of San Diego, California, adopted December 27th, 1886, as found on page 508 of Book No. 3 record of the City of San Diego.

J. T. Butler

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By Percy L. Day Deputy

ORDINANCE NO. 41.

*An Ordinance establishing the grade of K street, from the west side of Second to the east side of Twenty-fourth street, in the City of San Diego, County of San Diego, State of California.*

[Approved December 27th, 1886.]

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The grade of K street, from the west side of Second to the east side of Twenty-fourth street, in said city, is hereby established as follows:

The elevations at the points herein named above the datum lines of levels fixed by Ordinance No. 3 shall be as follows:

At the northwest corner of K and Second streets, 4 feet; at the southwest corner thereof, 4 feet; at the northeast corner thereof, 4 feet; and at the southeast corner thereof, 4 feet.

At the northwest corner of K and Third streets, 0.5 of a foot; at the southwest corner thereof, 0.5 of a foot; at the northeast corner thereof, 0.5 of a foot; and at the southeast corner thereof, 0.5 of a foot.

At the northwest corner of K and Fourth streets, 1.5 feet; at the southwest corner thereof, 1.5 feet; at the northeast corner thereof, 1.5 feet; and at the southeast corner thereof, 1.5 feet.

At the northwest corner of K and Fifth streets, 5.7 feet; at the southwest corner thereof, 5 feet; at the northeast corner thereof, 5.7 feet; and at the southeast corner thereof, 5 feet.

At the northwest corner of K and Sixth streets, 7.5 feet; at the southwest corner thereof, 6.5 feet; at the northeast corner thereof, 8 feet; and at the southeast corner thereof, 7 feet.

At the northwest corner of K and Seventh streets, 11 feet; at the southwest corner thereof, 10.5 feet; at the northeast corner thereof, 11.5 feet; and at the southeast corner thereof, 11 feet.

At the northwest corner of K and Eighth streets, 15 feet; at the southwest corner thereof, 14 feet; at the northeast corner thereof, 15 feet; and at the southeast corner thereof, 14 feet.

At the northwest corner of K and Ninth streets, 16.5 feet; at the southwest corner thereof, 16 feet; at the northeast corner thereof, 17.5 feet; and at the southeast corner thereof, 17 feet.

At the northwest corner of K and Tenth streets, 20 feet; at the southwest corner thereof, 19 feet; at the northeast corner thereof, 20 feet; and at the southeast corner thereof, 19 feet.

At the northwest corner of K and Eleventh streets, 22 feet; at the southwest corner thereof, 21 feet; at the northeast corner thereof, 22 feet; and at the southeast corner thereof, 21 feet.

At the northwest corner of K and Twelfth streets, 21.5 feet; at the southwest corner thereof, 20.5 feet; at the northeast corner thereof, 20.5 feet; and at the southeast corner thereof, 19.5 feet.

At the northwest corner of K and Thirteenth streets, 11 feet; at the southwest corner thereof, 11 feet; at the northeast corner thereof, 11 feet; and at the southeast corner thereof, 11 feet.

At the northwest corner of K and Fourteenth streets, 12.5 feet; at the southwest corner thereof, 12.5 feet; at the northeast corner thereof, 12.5 feet; and at the southeast corner thereof, 12.5 feet.

At a point 250 feet east of the last named point 13 feet, and at a point 80 feet due north thereof 13 feet.

At the northwest corner of K and Fifteenth streets 16.5 feet, at the southwest corner thereof 16.5 feet, at the northeast corner thereof 18 feet, and at the southeast corner thereof 18 feet.

At the northwest corner of K and Sixteenth streets 26.5 feet, at the southwest corner thereof 26 feet, at the northeast corner thereof 28 feet, and at the southeast corner thereof 28 feet.

At the northwest corner of K and Seventeenth streets 40 feet, at the southwest corner thereof 40 feet, at the northeast corner thereof 42 feet, and at the southeast corner thereof 42 feet.

At the northwest corner of K and Eighteenth streets 52 feet, at the southwest corner thereof 52 feet, at the northeast corner thereof, 54 feet, and at the southeast corner thereof 54 feet.

At the northwest corner of K and Nineteenth streets 65 feet, at the southwest corner thereof 65 feet, at the northeast corner thereof 67 feet, and at the southeast corner thereof 67 feet.

At the northwest corner of K and Twentieth streets 82.5 feet, at the southwest corner thereof 82.5 feet, at the northeast corner thereof 84.5 feet, and at the southeast corner thereof 84.5 feet.

At the northwest corner of K and Twenty-first streets 94 feet, at the southwest corner thereof 92.5 feet, at the northeast corner thereof 95.5 feet, and at the southeast corner thereof 94.5 feet.

At the northwest corner of K and Twenty-second streets 100 feet, at the southwest corner thereof 99 feet, at the northeast corner thereof 100 feet, and at the southeast corner thereof 99.5 feet.

At the northwest corner of K and Twenty-fourth streets 81 feet, at the southwest corner thereof 80 feet, at the northeast corner thereof 79.5 feet, and at the southeast corner thereof, 78.5 feet.

The grade of said K 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 six inches higher than the average curb grade.

Sec. 2. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

Filed ..... 190

City Clerk

By .....  
Deputy.

Ordinance No. 41,  
Establishing Grade  
R Street and to  
24th Street

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 393

ORDINANCE NO. 42

Granting Franchise to

C. F. Francisco and

D. Gochenauer for

Street R.R.

Book 2 Page 63 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 42 of the City of San Diego, California, adopted January 3rd, 1887, as found on page 512 of Book No. 3 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

(SEAL)

By \_\_\_\_\_ Deputy

Repealed

1/3/87

ORDINANCE NO. 42.

AN ORDINANCE GRANTING TO C. F. FRANCISCO AND D. GOCHENAUER A FRANCHISE FOR THE CONSTRUCTION AND OPERATION OF A STREET RAILROAD IN THE CITY OF SAN DIEGO.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the right of way be, and the same is hereby granted to C. F. Francisco and D. Gochenauer and their assigns over and along the public streets of the city of San Diego, for the period of thirty years from and after the adoption of this ordinance, for the purpose of constructing, laying down and maintaining a line of street railroad track with iron or steel rails, with its necessary turnouts and switches, and running cars thereon to be propelled by electricity.

Section 2. The line of said railroad shall be as follows upon the following streets:

On G street, from water front to Twenty-first street; on Twenty-first street, from B street to G street; on B street, from Twenty-first to Dartmouth street; on Third street, from G street to A street; on A street, from Third street to Fourteenth street; on Twenty-fifth street, from B street to Twenty-third street, in Mannasse & Schiller's addition; thence along Twenty-third street to the depot grounds of the California Southern Railroad Company.

Section 3. The above franchise and privileges are granted on the following conditions:

1. Said road shall be constructed throughout its entire length in the center of the streets along or over which it passes, or as near thereto as practicable, provided that the Board of Trustees may at any time order and require any changes to be made in the line of said road where switches and turnouts are located.

2. Said road shall be constructed with such a rail as shall be

previously approved by the Board of Trustees, and in such manner as to cause the least possible obstruction to the use of said streets.

3. Said grantees or their assigns shall plank, pave or macadamize the entire length of said route between the rails, and for two feet on each side thereof, to correspond with said streets when the same shall be paved or macadamized, and shall keep the same constantly in good repair, flush with the grade of the streets, or the natural surface of the streets between the rails, and for four feet on each side thereof, whether said streets are paved or macadamized or not, and provided with good crossings for all kinds of vehicles, and with all necessary and proper flumes and culverts for the free and uninterrupted passage of water under said track. The track shall be four feet eight and one half inches between the rails, and there shall be a space between the main tracks and side tracks, turnouts and switches sufficient to allow cars to pass each other freely and without danger. And where said streets are not paved or macadamized said track shall be girded by a plank on each side of the rails, not less than eight inches wide, and which shall be grooved and fitted closely to the rail, and must not be more than three fourths of an inch below the top of the rail.

4. The laying of said track and all side tracks, switches or turnouts shall conform in all cases, where the grade of any of said streets has been established and such street graded, to such grade, and in all other cases as near to the natural grade of said streets as practicable; and when at any time any part of the route shall be graded, or the grade thereof changed or altered by the Board of Trustees, the bed of the road and the tracks thereof shall be made to conform therewith.

PROVIDED, That no switch shall be constructed or maintained within fifth feet of any cross street, and the location of such

switches or turnouts shall be changed at the cost of the holder of this franchise, whenever so ordered by the Board of Trustees.

5. Said road shall be constructed under the direction and supervision of the City Engineer, who shall, under the direction of the Board of Trustees, designate the rate of curves to be used in surveying the lines of the road from one street to another, where it is necessary to change the direction of sidings or switches, and shall give the established grade of the streets along the line, and on the construction of said road, shall set grade stakes along the line indicating the grade of said streets, and shall have general supervision of the construction and future maintenance of the road, and to see that the same is constructed and maintained in conformity to the terms and requirements of this ordinance. And for the services rendered by the City Engineer, as herein required, he shall receive such fees as are customary for such services, and the same shall be paid by the holder of this franchise.

6. The rate of fare for any distance along said road, shall at no time exceed five cents within the limits of said city for one passenger.

7. The owner of said road shall pay to the city of San Diego such license for each car as may be required by any ordinance of said city.

8. Said road shall be commenced within three months and four miles thereof completed every year thereafter, and be fully completed, equipped, stocked and in running order within three years after the passage and publication of this ordinance. And the failure to comply with the terms of this condition shall work a forfeiture of all the uncompleted portion of said road.

Section 4. The city, in granting this franchise, expressly reserves the right to grade, renew, sewer, pave, macadamize, improve, alter or repair all or either of said streets or any part thereof, or to lay down, or permit any other person or company to lay down pipes for water, gas or other purposes, such work

to be done so as to obstruct or injure said road as little as possible; the owners of said road shall shift and reshift their roadbed and rails so as to avoid obstructions made thereby.

Section 5. Any failure of said grantee or his assigns to construct, maintain or manage said road as required by this ordinance, or to comply with any of the requirements or conditions hereof, is hereby made unlawful, and for any such failure or other violation of any of the requirements or conditions of this ordinance, said grantee shall pay to the city of San Diego not less than twenty-five nor more than three hundred dollars, to be recovered in an action in the name of said city.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, State of California, this third day of January, 1887, by the following vote: Trustee Sloane, yea; Trustee Stewart, yea; Trustee, Carlson, nay; Trustee Hamilton, yea; Trustee Judson, yea.

CHAS. S. HAMILTON,

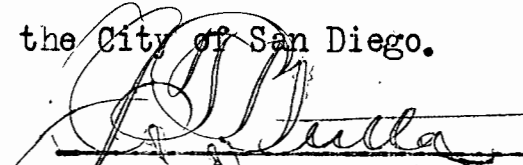
President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 42 of the City of San Diego, California, adopted January 3rd, 1887, as found on page 512 of Book No. 3 record of the City of San Diego.

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By \_\_\_\_\_ Deputy

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 42,**  
*Granting Franchise*  
*to, C. F. Francisco*  
*and L. Gochenauer*  
*for Street R.R.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 394

ORDINANCE NO. 43

Establishing Grade 2nd

Street K

Juniper

Book 2 Page 65 File 3

ORDINANCE NO. 43

An Ordinance establishing the grade of 2nd street, from the South side of K street to the North side of Juniper street, in the City of San Diego, County of San Diego, and State of California.

The Board of Trustees of the City of San Diego do ordain as follows:-

SECTION 1. The grade of 2nd street from the South side of K to the North side of Juniper street in said City is hereby established as follows:-

The elevations of the points herein named above the datum line of levels fixed by Ordinance No. 3, shall be as follows:- At the N.W. corner of 2nd and K streets 4 feet; at the S.W. corner thereof 4 feet; at the N.E. corner thereof 4 feet; and at the S.E. corner thereof 4 feet.

At the N.W. corner of 2nd and J streets 5 feet; at the S.W. corner thereof 4.5 feet; at the N.E. corner thereof 5 feet; and at the S.E. corner thereof 4.5 feet.

At the N.W. corner of 2nd and I streets 8 feet; at the S.W. corner thereof 7.5 feet; at the N.E. corner thereof 8 feet; and at the S.E. corner thereof 7.5 feet.

At the N.W. corner of 2nd and H streets 10.5 feet; at the S.W. corner thereof 10 feet; at the N.E. corner thereof 10.5 feet; and at the S.E. corner thereof 10 feet.

At the N.W. corner of 2nd and G streets 15.5 feet; at the S.W. corner thereof 14.5 feet; at the N.E. corner thereof 16 feet; and at the S.E. corner thereof 15 feet.

At the N.W. corner of 2nd and F streets 20 feet; at the S.W. corner

thereof 19.5 feet; at the N.E. coener (sic) thereof 20 feet; and at the S.E. corner thereof 20 feet.

At the N.W. corner of 2nd and and E streets 30.5 feet; at the S.W. corner thereof 29 feet; at the N.E. corner thereof 31.5 feet; and at the S.E. corner thereof 30 feet.

At a point 150 feet due North of the N.W. corner of 2nd and E streets 34.5 feet; and at a point 80 feet due East of the last named point 34.5 feet.

At the N.W. corner of 2nd and D streets 35.5 feet; at the S.W. corner thereof 35.5 feet; at the N.E. corner thereof 36.5 feet; and at the S.E. corner thereof 36.5 feet.

At a point 120.6 feet due North of the N.W. corner of 2nd and D streets 38 feet; and at a point 80 feet due East of the last named point 39 feet.

At the NLW corner of 2nd and C streets 38.5 feet; at the S.W. corner thereof 38.5 feet; at the N.E. corner thereof 39.5 feet; and at the S.E. corner thereof 39.5 feet.

At the N.W. corner of 2nd and B streets 41 feet; at the S.W. corner thereof 40.5 feet; at the N.E. corner thereof 42 feet; and at the S.E. corner thereof 41.5 feet% (sic)

At the N.W. corner of 2nd and A streets 55.5 feet; at the S.W. corner thereof 54 feet; at the N.E. corner thereof 55.5 feet; and at the S.E. corner thereof 54 feet.

At the N.W. corner of 2nd and Ash streets 64.5 feet; at the S.W. corner thereof 63.5 feet; at the N.E. corner thereof 66.5 feet; and at the S.E. corner thereof 64.5 feet.

At the N.W. corner of 2nd and Beech streets 75.5 feet; at the S.W.

corner thereof 75.5 feet; at the N.E. corner thereof 77.5 feet; and at the S.E. corner thereof 77.5 feet.

At the N.W. corner of 2nd and Cedar streets 88 feet; at the S.W. corner thereof 86 feet; at the N.E. corner thereof 89 feet; and at the S.E. corner thereof 87 feet.

At the N.W. corner of 2nd and Date streets 102 feet; at the S.W. corner thereof 100 feet; at the N.E. corner thereof 103 feet; and at the S.E. corner thereof 101 feet.

At the N.W. corner of 2nd and Elm streets 118 feet; at the S.W. corner thereof 116 feet; at the N.E. corner thereof 119 feet; and at the S.E. corner thereof 117 feet.

At the N.W. corner of 2nd and Fir streets 157 feet; at the S.W. corner thereof 155 feet; at the N.E. corner thereof 157 feet; and at the S.E. corner thereof 155 feet.

At the N.W. corner of 2nd and Grape streets 169 feet; at the S.W. corner thereof 169 feet; at the N.E. corner thereof 170 feet; and at the S.E. corner thereof 170 feet.

At the N.W. corner of 2nd and Hawthorn 166 feet; at the S.W. corner thereof 166 feet; at the N.E. corner thereof 166 feet; and (sic) at the S.E. corner thereof 166 feet.

At the N.W. corner of 2nd and Ivy streets 199 feet; at the S.W. corner thereof 199 feet; at the N.E. corner thereof 199 feet; and at the S.E. corner thereof 199 feet.

At the N.W. corner of 2nd and Juniper streets 209.5 feet; at the S.W. corner thereof 207.5 feet; at the N.E. corner thereof 211 feet; and at the S.E. corner thereof 209 feet.

The grade of said 2nd street between the points fixed by this

Ordinance shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in his office. The center of said street shall be six inches higher than the average curb grade.

SECTION 2. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the City of San Diego, this 6th day of January, 1887, by the following vote:- Trustee Sloane, absent; Trustee Stewart Yea; Trustee Carlson Yea; Trustee Hamilton Yea; Trustee Judson Yea;

[SEAL]

Chas. S. Hamilton  
President of the  
Board of Trustees

ATTEST:

H.T. Christian  
City Clerk and  
Clerk of said Board

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 43 of the City of San Diego, California, adopted January 6, 1887, as found on page 65 of Book No. 2 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

An Ordinance establishing the grade of 2nd street, from the South side of K street to the North side of Juniper street, in the City of San Diego, County of San Diego, and State of California.

The Board of Trustees of the City of San Diego do ordain as follows:-

SECTION 1. The grade of 2nd street from the South side of K to the North side of Juniper street in said City is hereby established as follows:-

The elevations of the points herein named above the datum line of levels fixed by Ordinance No. 3, shall be as follows:-

At the N.W. corner of 2nd and K streets 4 feet; at the S.W. corner thereof 4 feet; at the N.E. corner thereof 4 feet; and at the S.E. corner thereof 4 feet.

At the N.W. corner of 2nd and J streets 5 feet; at the S.W. corner thereof 4.5 feet; at the N.E. corner thereof 5 feet; and at the S.E. corner thereof 4.5 feet.

At the N.W. corner of 2nd and I streets 8 feet; at the S.W. corner thereof 7.5 feet; at the N.E. corner thereof 8 feet; and at the S.E. corner thereof 7.5 feet.

At the N.W. corner of 2nd and H streets 10.5 feet; at the S.W. corner thereof 10 feet; at the N.E. corner thereof 10.5 feet; and at the S.E. corner thereof 10 feet.

At the N.W. corner of 2nd and G streets 15.5 feet; at the S.W. corner thereof 14.5 feet; at the N.E. corner thereof 16 feet; and at the S.E. corner thereof 15 feet.

At the N.W. corner of 2nd and F streets 20 feet; at the S.W. corner thereof 19.5 feet; at the N.E. corner thereof 20 feet; and at the S.E. corner thereof 20 feet.

At the N.W. corner of 2nd and E streets 30.5 feet; at the S.W. corner thereof 29 feet; at the N.E. corner thereof ~~32~~ 31.5 feet; and at the S.E. corner thereof 30 feet.

At a point 150 feet due North of the N.W. corner of 2nd and E streets 34.5 feet; and at a point 80 feet due East of the last named point 34.5 feet.

At the N.W. corner of 2nd and D streets 35.5 feet; at the S.W. corner thereof 35.5 feet; at the N.E. corner thereof 36.5 feet; and at the S.E. corner thereof 36.5 feet.

At a point 120.6 feet due North of the N.W. corner of 2nd and D streets 38 feet; and at a point 80 feet due East of the last named point 39 feet.

At the NLW corner of 2nd and C streets 38.5 feet; at the S.W. corner thereof 38.5 feet; at the N.E. corner thereof 39.5 feet; and at the S.E. corner thereof 39.5 feet.

At the N.W. corner of 2nd and B streets 41 feet; at the S.W. corner thereof 40.5 feet; at the N.E. corner thereof 42 feet; and at the S.E. corner thereof 41.5 feet.

At the N.W. corner of 2nd and A streets 55.5 feet; at the S.W. corner thereof 54 feet; at the N.E. corner thereof 55.5 feet; and at the S.E. corner thereof 54 feet.

At the N.W. corner of 2nd and Ash streets 64.5 feet; at the S.W. corner thereof 63.5 feet; at the N.E. corner thereof <sup>66.5</sup> ~~63~~ 65 feet; and at the S.E. corner thereof 64.5 feet.

At the N.W. corner of 2nd and Beech streets 75.5 feet; at the S.W. corner thereof 75.5 feet; at the N.E. corner thereof 77.5 feet; and at the S.E. corner thereof 77.5 feet.

At the N.W. corner of 2nd and Cedar streets 88 feet; at the S.W. corner thereof 86 feet; at the N.E. corner thereof 89 feet; and at the S.E. corner thereof 87 feet.

At the N.W. corner of 2nd and Date streets 102 feet; at the S.W. corner thereof 100 feet; at the N.E. corner thereof 103 feet; and at the S.E. corner thereof 101 feet.

At the N.W. corner of 2nd and Elm streets 118 feet; at the S.W. corner thereof 116 feet; at the N.E. corner thereof 119 feet; and at the S.E. corner thereof 117 feet.

At the N.W. corner of 2nd and Fir streets 157 feet; at the S.W. corner thereof 155 feet; at the N.E. corner thereof 157 feet; and at the S.E. corner thereof 155 feet.

At the N.W. corner of 2nd and Grape streets 169 feet; at the S.W. corner thereof 169 feet; at the N.E. corner thereof 170 feet; and at the S.E. corner thereof 170 feet.

At the N.W. corner of 2nd and Hawthorn 166 feet; at the S.W. corner thereof 166 feet; at the N.E. corner thereof 166 feet; and at the S.E. corner thereof 166 feet.

At the N.W. corner of 2nd and Ivy streets 199 feet; at the S.W. corner thereof 199 feet; at the N.E. corner thereof 199 feet; and at the S.E. corner thereof 199 feet.

At the N.W. corner of 2nd and Juniper streets 209.5 feet; at the S.W. corner thereof 207.5 feet; at the N.E. corner thereof 211 feet; and at the S.E. corner thereof 209 feet.

The grade of said 2nd street between the points fixed by this Ordinance shall be of uniform ascent or descent, as shown by the grade map made by the City Engineer and on file in his office. The center of said street shall be six inches higher than the average curb grade.

SECTION 2. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved, adopted and ordered published by the Board  
of Trustees of the City of San Diego, this 6<sup>th</sup> day of January,

1887, by the following vote:-

Trustee Sloane, Absent;  
Trustee Stewart Yea; Trustee Carlson Yea;  
Trustee Hamilton Yea; Trustee Judson Yea; —

Attest,

N. J. Christian

City Clerk  
Clerk of said Board

Chas. S. Hamilton

President of the  
Board of Trustees —

15

✓  
DOCUMENT No. 394

Filed 190

City Clerk

By

Deputy.

Ordinance No. 403  
Establishing Grade  
2nd Street  
Juniper

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

2 pages 65 No 3

DOCUMENT NO. 395

ORDINANCE NO. 44

Granting Coronado Gas

and Electric Light Co

Permission to Lay

Gas Pipes

Book 2 Page 67 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 44 of the City of San Diego, California, adopted January 6, 1887, as found on page 67 of Book No. 2 record of the City of San Diego.

Charles G. Abdelnour

City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 44.

IN THE MATTER OF THE APPLICATION OF THE CORONADO GAS AND ELECTRIC LIGHT COMPANY FOR PERMISSION TO LAY GAS PIPES AND MAINS ALONG THE STREETS.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. That the Coronado Gas and Electric Light Company be authorized and empowered, and they are hereby authorized and empowered to lay down and maintain for the period of thirty years gas pipes and mains along the streets of San Diego city, and under the waters of the bay of San Diego.

Provided, always, (1) That in so doing they comply with such reasonable directions as the Superintendent of Streets in the said city may from time to time, during the progress of their works, give to them. (2) That they do not injure or interfere with any mains, pipes, culverts or cisterns already laid down or along said streets or any of them. (3) That they leave no open or dangerous places open during the night unless protected by lanterns or other warning lights. (4) That they do not make excavation that will at any one time stop traffic along the whole width of any street crossing.

Provided, also, That the said company make good the surface of any street broken by them, and comply with all ordinances now or which may hereafter be in force in said city, and be answerable to any person or persons (including the city of San Diego) who may sustain any damages by reason of any of their works carelessly or negligently performed.

Section 2. The work authorized by this ordinance to be done by said company shall be commenced within six months next after the approval and passage of this ordinance: and shall expend on said work the sum of \$2,500 within one year from the date hereof.

A failure on the part of said company to commence said work or to expend said sum, as above provided, shall work a forfeiture of its

rights under this ordinance.

Section 3. This ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, this 6th day of January, 1887, by the following vote; Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

Chas. S. Hamilton,

President of the Board of Trustees.

(SEAL)

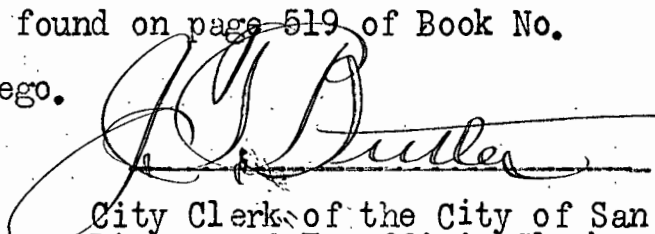
Attest:

H. T. CHRISTIAN,

City Clerk and Clerk of said Board.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 44 of the City of San Diego, adopted January 6th, 1887, as found on page 519 of Book No. 3 record of the City of San Diego.

(SEAL)

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

Filed 190

City Clerk

By Deputy.

Ordinance No. 44.  
Granting Coronado Gas  
and Electric Light Co.  
Permission to Lay  
Gas Pipes

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 396

ORDINANCE NO. 45

Relative to Licens-  
ing, Dogs.

Book 2 Page 67 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 45 of the City of San Diego, California, adopted January 6, 1887, as found on page 67 of Book No. 2 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

Repealed  
1/6/87

ORDINANCE NO. 45

AN ORDINANCE IN RELATION TO DOGS, AND LICENSING THE SAME.

The Board of Trustees of the city of San Diego do ordain as follows:

Section 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 city of San Diego, unless a license tax of \$2.00 for the current year be first paid, and unless such dog has around its neck a collar, and have attached thereto a metallic 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.

Section 2. Every dog found within said city in violation of this ordinance shall be impounded, and if not claimed by the owner within three days, and the license tax paid, and the costs and charges of keeping said dog at fifty cents a day, and two dollars for impounding the same, are not also paid, it shall be the duty of the Tax Collector to kill or caused to be killed such dog.

Section 3. The Tax Collector is hereby instructed and authorized to establish and maintain a Dog Pound in said city.

Section 4. It shall be the duty of the policemen to impound any dog found within said limits in violation of any provision of this ordinance.

Section 5. It shall be the duty of any and all persons owning or harboring any dog, or dogs in said city to keep the same in such a manner so that the peace and quiet of the neighborhood will not be disturbed thereby.

Section 6. Every person violating any provision of this ordinance shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the County Jail of San Diego county for not exceeding three months, or by both such fine and imprison-

ment.

Section 7. This ordinance shall take effect and be in force from and after its adoption and publication as required by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, the 6th day of January, 1887, by the following vote: Trustee Sloane, absent; Trustee Stewart yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, yea.

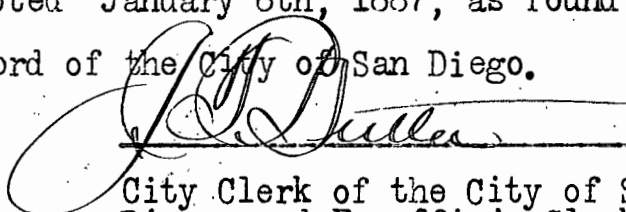
CHAS. S. HAMILTON,  
President of the Board of Trustees.

(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 45 of the City of San Diego, California, adopted January 6th, 1887, as found on page 519 of Book No. 3 record of the City of San Diego.

  
\_\_\_\_\_  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

By \_\_\_\_\_ Deputy

Filed ..... 190

City Clerk

By .....  
Deputy.

**Ordinance No. 45<sup>a</sup>**

*Relative to Licens-  
ing, Dogs.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 397

ORDINANCE NO. 46

Establishing Voting  
Precincts, and Voting  
Places

Book 2 Page 69 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 46 of the City of San Diego, California, adopted January 10, 1887, as found on page 69 of Book No. 2 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 46.

AN ORDINANCE ESTABLISHING VOTING PRECINCTS AND VOTING PLACES IN THE CITY OF SAN DIEGO, CALIFORNIA.

The Board of Trustees of the city of San Diego, do ordain as follows:

Section 1. The city of San Diego, California, is hereby divided into five voting precincts as follows:

The First Precinct shall be that part of the said city lying west of the line between Old San Diego and Middletown, extending said line northeasterly to the center of San Diego river, up said river to the eastern boundary of the Pueblo, including all that part of the said city north and west of the bay of San Diego, and north of said line.

The Second Precinct shall include all that part of the said line of Old San Diego on the west and the center of Front street in Horton's Addition on the east, extending this (Front) street as a boundary line, due north to the center of San Diego river, the bay being the southern boundary of said precinct, and the northern boundary of said precinct shall be said river, and shall also include all persons entitled to vote at the city elections residing north of a line drawn from the southwest corner of the Pueblo at Chollas Valley, due west to the light house on Point Loma, and who are not included in any of the other precincts of said City.

The Third Precinct shall include all that part of the city commencing at the center of said Front street, as last aforesaid, at its intersection with "F" street, in Horton's addition, and running south to the ship's channel in the bay, as the western boundary of the said precinct; the center of "F" street, in said addition, as the northern boundary of said precinct, and the center of Twelfth street, continued to the ship's channel of the bay, the eastern boundary thereof, and ship's channel of the bay the southern boundary of said precinct.

of Trustees of the city of San Diego, this 10th day of January, 1887, by the following vote; Trustee Sloane, absent; Trustee Stewart yea; Trustee Carlson yea; Trustee Hamilton, yea; Trustee Judson absent.

CHAS. S. HAMILTON,  
President of the Board of Trustees.

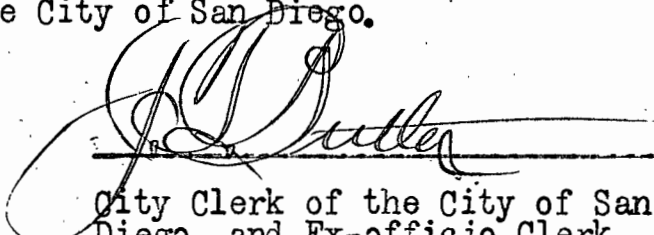
(SEAL)

ATTEST:

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

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 46 of the City of San Diego, California, adopted January 10th, 1887, as found on page 524 of Book No. 3 record of the City of San Diego.

(SEAL)



City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

DOCUMENT No. 397

Filed 190

City Clerk

By

Deputy.

Ordinance No. 46.  
Establishing Voting  
Precincts, and Voting  
Places.

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 398

ORDINANCE NO. 47

Defining Fire

Limits and regu-  
lating Construction  
of Buildings.

Book 2 Page 69 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 47 of the City of San Diego, California, adopted January 10, 1887, as found on page 69 of Book No. 2 record of the City of San Diego.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 47.

AN ORDINANCE DEFINING THE FIRE LIMITS, AND REGULATING THE CONSTRUCTION OF BUILDINGS IN THE CITY OF SAN DIEGO, CALIFORNIA.

The Board of Trustees of the City of San Diego do ordain as follows:

Section 1. The fire limits in said city shall be bounded as follows:

Commencing at the intersection of Fourth and "C" streets, in Horton's addition, thence running east on "C" street to Sixth street; thence south on Sixth street to "D" street, thence east to a point 100 feet east of Sixth street, thence south to "E" street, thence east on "E" street to Seventh street, thence south on Seventh street to H street, thence west on H street to a point 100 feet east of Sixth street, thence south to J street, thence west on J street to Fourth street, thence north on Fourth street to the place of beginning.

Section 2. All buildings hereafter erected within the fire limits shall be made and constructed of brick, stone, or other fire-proof material.

Section 3. All buildings hereafter erected in said city shall be constructed in such a manner as to be safe.

Section 4. It shall be the duty of the Building Inspector of said city to inspect every building being or which may hereafter be constructed in said city, and if at any time he discovers a building being constructed in an unsafe manner, to instruct the builder or owner thereof to stop work thereon at once, and before allowing the work to proceed, to instruct such builder or owner how to make such building a safe one, and it shall be the duty of such builder or owner to comply with said instructions.

Section 5. When the building Inspector finds any building in an unsafe condition for any reason, he shall notify the owner or the person in charge of the same thereof, and what is necessary to make the building safe, and it shall be the duty of said owner

or person to comply with said notice within such time as the Building Inspector may designate.

Section 6. Buildings in the fire limits shall not be moved from one part thereof to another.

Section 7. No person shall use any portable light in any building or place where combustible materials are kept, unless such lights be securely inclosed in a lantern; and no person shall use a light in any place where combustible material shall be suspended above it, without so protecting it as to prevent such material from falling upon or coming in contact with it.

Section 8. Every person making, using, or having the charge or control of shavings, hay, straw, sacks, bags, litter, or any other combustible waste or fragments, shall, at the close of each day, cause the same to be securely stored, or disposed of, so as to be safe from fire.

Section 9. It shall be unlawful for any person or persons to deposit any ashes, or cause the same to be deposited or placed, or to permit, or suffer the same to be or remain in any wooden vessel, or upon the floor of any building, or in any place or premises belonging to or occupied by him or her, or others, or in any metallic vessels within two (2) inches of any woodwork or structure.

Section 10. The office of Building Inspector of the city of San Diego is hereby created.

Section 11. Building Inspectors shall be appointed by the Board of Trustees, and hold office during the pleasure of said Board.

Section 12. The Building Inspector shall receive a salary to be fixed from time to time by the Board of Trustees.

Section 13. No person shall erect or repair any building within the said city until he has procured a written permit to do so from the Building Inspector. No building permit shall be issued until the applicant shall have filed a written application

with the Building Inspector describing the work to be done and location of the same.

Section 14. It shall be the duty of the Building Inspector to see that the provisions of this ordinance are complied with, and to enforce the same.

Section 15. When, in the opinion of the Building Inspector, it shall be necessary for any building to be provided with fire escapes, he shall give the owner thereof written notice to provide such fire escapes as the said Building Inspector shall deem necessary, and it shall be the duty of the owner to comply with said notice within the time specified therein.

Section 16. All ordinances in conflict herewith are hereby repealed.

Section 17. This ordinance shall take effect and be in force from and after its passage and publication as provided by law.

Section 18. Every person violating any of the provisions of this ordinance shall be fined in any sum not exceeding three hundred dollars, or be imprisoned in the county jail of San Diego county for not exceeding three months, or by both such fine and imprisonment.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, this 10th day of January, 1887, by the following vote: Trustee Sloane, absent; Trustee Stewart, yea; Trustee Carlson, yea; Trustee Hamilton, yea; Trustee Judson, absent.

Chas. S. Hamilton,

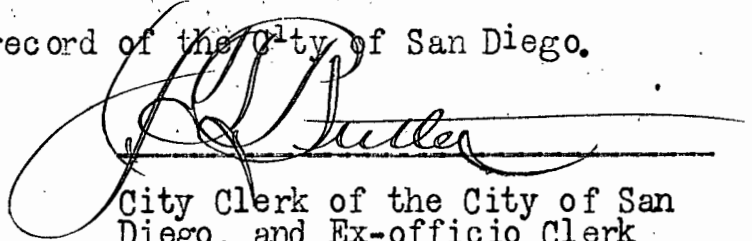
President of the Board of Trustees.

(SEAL)  
ATTEST:

H. T. CHRISTIAN,

City Clerk and Clerk of said Board.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 47 of the City of San Diego, California, adopted January 10th, 1887, as found on page 525 of Book No. 1 record of the City of San Diego.

A large, stylized handwritten signature in dark ink, appearing to read "J. P. Miller", is written over a horizontal line.

City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

(SEAL)

Filed 190

City Clerk

By Deputy.

**Ordinance No. 47.**  
*Defining Fire  
Limits and regu-  
lating Construction  
of Buildings*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 399

ORDINANCE NO. 48

Granting Franchise

San Diego Central Rail

Road Co.

Book 2 Page 71 File 3

San Diego, Cal., Jan. 19, 1887

New Advertisements.

Ordinance No. 48

An ordinance granting a franchise to the San Diego Central Railroad Company to use lands, waters and certain streets, avenues and high ways in the city of San Diego for the purpose of its necessary works. Upon reading the petition of the San Diego Central Railroad Company, and hearing Counsel in support there of, and it appearing to this Board that the said petition and a draft of the ordinance which is therein prayed for were introduced before this Board when in regular session, at a regular meeting on the third day of January, 1887, and that the same have since been referred, as required by law, to H.L. Titus, Esq., the City Attorney, and the said Attorney having in due course reported to this Board that the said Ordinance is in due and legal form; and it further appearing that the prayer of the said petition if one which, in the interests of the city of San Diego, ought to be granted:

The Board of Trustees of the city of San Diego do ordinance as follows:

Section 1. That the San Diego Central Railroad Company, its successors and assigns, be and they are hereby permitted to use such lands and waters within the limits of the city of San Diego as they may, as it has or may hereafter acquired and required for the purposes of a steam Railroad that they propose to forthwith construct, and its depots. Repairing shops, offices, tracks, sidings, switches and other works, subject nevertheless to all rights of private ownership affecting the same, to be allowed by

purchase or condemnation as provided by law.

Section 2. That the said grantees, its successors or assigns be  
(their)  
and they are hereby authorized to use for the purpose of there  
main or tract with its necessary sidings or switches, and for a  
term of fifty years from the day of the incorporation of the said  
company, the following streets, avenues, and highways within the  
said city, but subject to the conditions hereinafter expressed.

Section 3. The streets avenues and highways over and in respect  
of which the said right is to be deemed granted, are as follows:  
Along Atlantic street east of the center line thereof from the land  
end of the Wharf owned by E.S. Babcock, Jr., and H.L. Story, to  
of the NE portion of Block 752; also across D street or Spring  
avenues from said block 752 to block 302, and across C street in  
Middle Town to the California Southern Railroad track from said  
block 302; also across Columbia street between block 794 and 793;  
across India street between said block 793 and block 792; across  
Arctic street between block 793 and block 807, and along California  
street from the north east portion of said block 807 to C or near  
C street aforesaid, and also such crossings as may be necessary  
over and across Commercial, Fourth, Fifth and Sixth streets, as  
delineated upon the map of new San Diego, made by Gray and Johns,  
and D street or Spring avenue north thereof.

(the)  
Section 4. The conditions to which they enjoyment of the said  
right is to be deemed subject are as follows:

(1) The said line or track shall, when laid along a street, be  
laid along the center of each street or as near thereto, except  
on Atlantic street aforesaid, where the said track must be laid  
over or upon the eastern side of the center line thereof as may be  
(their)  
necessary in the conduct of there said business.

(cases) (the)  
 (2) The laying of said tract shall conform in all cases, when they grade of any such streets has been established, to such established grade, and in all other cases to the natural grade of such streets, or to the established grade to be filled by the Company, and when at any time any part of the road shall be graded, or the grade thereof be altered or changed by the said Board of Trustees, the bed of the road and the tracks thereof shall be made to conform with such altered grades. The City Engineer, under the instructions of the said Board, but at the cost of the grantee, its successors or assigns, shall give the established grades when required, and on the construction of the said road shall set grade of the streets in (a manner) such a manner that the track may be placed in accordance therewith. (Franchise)

(3) The holder of this Franchise shall as said track are put down macadamize that part of the street between the rail and for four feet on each side of said track and keep the same in constant good repair.

(Franchise)  
 (4) The holders of this Franchise shall plank pave or re-macadamize (entire) the entire length of said route between the rails and for four feet on each side thereof, to correspond with the said when the same shall be paved or macadamized, and shall constantly keep the same in good repair flush with the grade with the streets, or the natural surface of the streets for four feet on each side thereof, whether said streets paved or macadamized or not, and provided with good crossings for proper flumes and culverts for the free and uninterrupted passage of water underside track.

(5) The regulation of the reasonable use of said streets by the (Franchise) holders of this Franchise shall always be under this supervision of the Board of Trustees of the said city. The city of San Diego reserves the right to the use of all of said streets excepting that

(occupied)  
 portion actually occupide by said Railroad track. (travel)

Section 3. No train, carriage, car or engine shall travle along the said streets avenue, and highways at a greater rate than six miles per hour.

Section 4. It is understood that the city in making the grant of (Franchise) this Frenchise expressly reserves the right to grade, sewer, renew, pave, macadamized improved, alter or repaired or all either of said streets, or any part thereof, and to lay down pipes for water, (gas) gass and other purposes, such work to de done by the city, so as to obstruct or injure said road as little as possible. The owner of said road shall shift and reshift their roadbed and rails, so as to avoid obstruction made there by.

Passed approved adopted ordered published by the Board of Trustees of the city of San Diego, County of San Diego, State of California, (session) in the regularly adjourned sesion and regular meeting held on this 11th day of January 1887 by the following vote being a two third vote of the said city authorities:

Chas. S. Hamilton, President and Trustee, Yea; W.H. Carlston, Trustee, Yea; W.W. Stewart, Trustee, Yea; G. Frank Judson, Trustee, Yea; J.G. Slone, Trustee, Absent.

CHAS. S. HAMILTON  
 President of the Board  
 of Trustees.

[SEAL]

ATTEST:

H.T. Christian,  
 City Clerk and Clerk of said Board

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 48 of the City of San Diego,  
California, adopted JANUARY 11, 1887.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

EDITORIAL DEPARTMENT OF

**THE SAN DIEGO DAILY UNION**

San Diego Union Company, Proprietors

San Diego, Cal., Jan 19

1887.

New Advertisements.Ordinance No. 48.

An ordinance granting a franchise to the San Diego Central Railroad Company to use lands, waters and certain streets, avenues and high ways in the city of San Diego for the purpose of its necessary works. ~~Upon~~ Upon reaching the petition of the San Diego Central Railroad Company, and hearing counsel in support thereof, and it appearing to this Board that the said petition and a draft of the ordinance which is therein prayed for were introduced before this Board when in regular session, at a regular meeting on the third day of January, 1887, and that the same have since been referred, as Required by law, to H. L. Titus, Esq., the city Attorney,

EDITORIAL DEPARTMENT OF

**THE SAN DIEGO DAILY UNION**

San Diego Union Company, Proprietors

San Diego, Cal.,

1887

and the said attorney having in due course reported to this Board that the said ordinance is in due and legal form; and it further appearing that the prayer of the said petition is one which, in the interests of the city of san diego, ought to be granted.

The Board of Trustees of the city of san diego do ordinance as follows:

section: That the san diego central Railroad Company, its seccessors and assigns, be and they are hereby permitted to use such lands and waters within the limits of the city of san diego as they may, as it has or may hereafter acquired and required for the purposes of a steam Railroad that they propose to forthwith construct, and its depots. Repairing shops, offices, tracks, sidings,

EDITORIAL DEPARTMENT OF

**THE SAN DIEGO DAILY UNION**

San Diego Union Company, Proprietors

San Diego, Cal.,

1887

switches and other works, subject nevertheless  
 & to all rights of Private ownership affecting  
 the same, to ~~att~~ be allowed by purchase or  
 condemnation as provided by law.

section 2. That the said grantor, its success-  
 ors or assigns, ~~be and~~ they are hereby author-  
 ized to use for the purpose of there main  
 or track with its necessary sidings or switches  
 and for a term of fifty years from the day  
 of the incorporation of the said company,  
 the following streets, avenues and highways  
 within the said city, but subject to the  
 conditions hereinafter expressed.

section 3. The streets avenues and highways  
 over and in respect of which the said right  
 is to be deemed granted, are as follows:  
 Along Atlantic street east of the center  
 line thereof from the land end of the

EDITORIAL DEPARTMENT OF



# THE SAN DIEGO DAILY UNION

 San Diego Union Company, Proprietors 

San Diego, Cal.,

1887

Wharf owned by C. S. Babcock, Jr., and  
 H. L. Sloy, to of the N.E. portion of Block 752;  
 also across 19 street or spring avenue from  
 said block 752 to block 302, and across C  
 street in middle town to the California  
 southern Railroad track from said block  
 302; also & across Columbia street between  
 block 794 and 793; across India street between  
 said block 793 and block 793; across Arctic  
 street between block 793 and block 807, and  
 along California street from the north east  
 position of said block 807 to or near C  
 street afore said, and also such ~~crossings~~  
 crossings as may be necessary over and  
 across Commercial, Fourth, Fifth and sixth  
 streets, as delineated upon the map of new  
 San Diego, made by Gray and Johns, and  
 19 street or spring avenue north thereof.

EDITORIAL DEPARTMENT OF

**THE SAN DIEGO DAILY UNION**

San Diego Union Company, Proprietors

San Diego, Cal.,

1887

section 4. The conditions to which they enjoy-  
ment of the said right is to be deemed subject  
are as follows;

(1) The said line or track shall, when laid a-  
long a street, be laid along the center of each  
street or as near thereto, except on Atlantic  
street aforesaid, where the said track must be  
laid over or upon the eastern side of the center  
line thereof as may be necessary in the conduct  
of the said business,

(2) The laying of said track shall conform in all  
cases, when the grade of any such streets has been  
established, to such established grade, and in all  
other cases to the natural grade of such  
streets, or to the established grade to be filled  
by the Company, and when at any time any  
part of the road shall be graded, or the  
grade thereof be altered or changed by

EDITORIAL DEPARTMENT OF

**THE : SAN : DIEGO : DAILY : UNION**

San Diego Union Company, Proprietors

San Diego, Cal.,

1887.

The said Board of Trustees, the bed of the Road and the tracks ~~at~~ thereof shall be made to conform with such altered grades. The City Engineer, under the instructions of the said Board, but at the cost of the grantee, its successors or assigns, shall give the established grades when required, and on the construction of the said road shall set grade of the streets in such a manner that the track may be placed in accordance therewith.

(3) The holder of this Franchise shall as said track are put down <sup>ca</sup>macadamize that part of the street between the rail and four feet on each side of said track, and keep the same in constant good repair.

(4) The holders of this Franchise shall plank, pave or re-macadamize the entire length of said route between the rails and for four feet

EDITORIAL DEPARTMENT OF THE

SAN DIEGO UNION.

SAN DIEGO UNION CO., Publishers.

San Diego, Cal. . . . . 188

section 3. No train, carriage, car or engine shall travel along the said streets, avenue and highways at a greater rate than six miles per hour.

section 4. It is understood that the city in making the grant of this franchise expressly reserves the right to grade, sewer, renew, pave, macadamized improved, alter or repaired or all either of said streets, or any part thereof, and to lay down pipes for water, gas and other purposes, such work to be done by the city, so as to obstruct or injure said road as little as possible. The owner of said road shall shift and reshift their roadbed and rails, so as to avoid obstruction made them by.

Passed approved adopted ordered published by the Board of Trustees of the city of San Diego, county of San Diego, state of California, in the regularly adjourned

EDITORIAL DEPARTMENT OF THE

SAN DIEGO UNION.

SAN DIEGO UNION CO., Publishers.

San Diego, Cal. . . . . 188

session and regular meeting held on the  
 this 11<sup>th</sup> ~~th~~ ~~th~~ day of January, ~~1887~~ 1887  
 by the following vote (being a two third  
 vote of the said city authorities):  
 Chas. S. Hamilton, President, and Trustee,  
 yea; W. H. Carlston, Trustee, <sup>yea;</sup> W. W. Stewart,  
 Trustee, yea; G. Frank Jackson, Trustee yea;  
 J. G. Slone, yea Trustee absent.

Chas. S. Hamilton  
 of the Board of Trustee,  
 President, and Trustee,

[ seal ]

Attest;

H. F. Christain,  
 city clerk and clerk of said Board

Filed ..... 190

City Clerk

By .....

Deputy.

**Ordinance No. 48**  
*Granting Franchise  
Sand Diego Central Rail  
Road Co.*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 400

ORDINANCE NO. 49

Re. to Elections

Book 2 Page 73 File 3

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 49 of the City of San Diego, California, adopted January 24, 1887.

Charles G. Abdelnour  
City Clerk of the City of  
San Diego

[SEAL]

By \_\_\_\_\_ Deputy

ORDINANCE NO. 49.

AN ORDINANCE IN RELATION TO ELECTIONS IN THE CITY OF SAN DIEGO, CALIFORNIA.

THE BOARD OF TRUSTEES of the City of San Diego do ordain as follows:

Section 1. At least thirty days before an election, the Board of Trustees of said City must order notice thereof to be given and cause such notice to be published in a daily newspaper in said City at least three weeks before an election, and at the same time issue its order appointing Boards of Election, and designating the house or place in each precinct where the election must be held.

Section 2. When an election is ordered the Board of Trustees of said City must appoint for each precinct, from the electors thereof, one inspector and two Judges, who constitute a Board of Election for such precinct. The Judges appointed must not be of the same political party.

Section 3. If the said Board of Trustees fail to appoint the Board of Election, or the members appointed do not attend at the opening of the polls on the morning of the election, the electors of the precinct present at that hour may appoint the board, or supply the place of an absent member thereof.

Section 4. The Inspector is Chairman of the Election Board, and may, 1. Administer all oaths required in the progress of an Election. 2. Appoint Judges and Clerks, if, during the progress of the election any Judge or Clerk ceases to act.

Section 5. Any member of the Board or either Clerk thereof may administer and certify oaths required to be administered during the progress of an election.

Section 6. The Board of Election for each precinct must, before opening the polls, appoint two electors to act as clerks of election.

Section 7. Before opening the polls, each member of the Board and each Clerk must take and subscribe an oath to faithfully perform the duties imposed upon them by law. Any elector of the precinct may administer and certify such oath. And said Board shall before opening the polls post, and maintain during said election, in some separate convenient places, easy of access, not less than four printed copies of the Great Register of San Diego County, as last printed.

Section 8. The polls must be open one hour after sunrise on the morning of the election and must be kept open until sunset, when the same must be closed.

Section 9. Before receiving any ballots the Board must, in the presence of any persons assembled at the polling place, open and exhibit and close the ballot-box; and thereafter it must not be removed from the polling place or presence of the bystanders until all the ballots are counted, nor must it be opened until after the polls are finally closed. Before the Board receive any ballots they must cause it to be proclaimed aloud at the place of election that the polls are open. When the polls are closed, the fact must be proclaimed aloud at the place of election; and after such proclamation no ballots must be received.

Section 10. Each Board of Election must keep correct poll lists and tally lists. The poll list showing the number and names of electors voting. The tally list showing the names of persons voted for and for what office, containing the number of votes given for each candidate.

Section 11. Every ticket must be of paper uniform inside, color weight, texture and appearance, as may be ordered by said Board of Trustees.

Section 12. No ticket or ballot must, on the day of election, be given or delivered to, or received by any person, except the inspector judge acting as inspector, within one hundred feet of the polling place.

Section 13. If the ballot box <sup>in</sup> two tickets are found

folded together in the form of a ballot, they must be rejected.

Section 14. Voting may commence as soon as the polls are opened and may be continued during all the time the polls remain open.

Section 15. The person offering to vote must hand his ballot to the inspector, or to one of the judges acting as inspector, and announce his name and the number affixed to it on the Great Register and the location of his residence. The inspector, or judge acting as such, and before depositing it in the ballot box, must, in an audible tone of voice announce the name and register number and the residence of the person voting, and the same shall be recorded on the poll list by the poll clerk. If the name be found on the register, and the vote is not rejected upon a challenge taken, the inspector or judge acting as such, must in the presence of the board of election, place the ballot, without opening or examining the same, in the ballot box. When the ballot has been placed in the box, one of the judges must write the word "voted" opposite the number of the person on the printed copy of the register.

Section 16. Each clerk must keep a list of persons voting, and the name of each person who votes must be entered thereon and numbered in the order of voting.

Section 17. A person offering to vote may be orally challenged by an elector of the City, upon either or all the following grounds:

1. That he is not the person whose name appears on the register.
2. That he has not resided within the State one year next preceding the election.
3. That he has not been a naturalized citizen of the United States for ninety days prior to the election.
4. That he has not resided within the county for ninety days preceding the election.

5. That he has not resided within the precinct for thirty <sup>next</sup> days, preceding the election.

6. That he has before voted that day.

7. That he has been convicted of an infamous crime.

8. That he has been convicted of the embezzlement or misappropriation of public money.

Section 18. If the challenge is on the ground that he is not the person whose name appears on the Great Register, the inspector must tender him the following oath.

"You do swear (or affirm) that you are the person whose name is entered on the Great Register."

Section 19. If the challenge is on the ground that he has not resided in the State for one year next preceding the election, the person challenged must be sworn to answer the questions, and after he is sworn, the following questions must be propounded to him by the inspector.

1. Have you resided in this State for one year immediately preceding this election?

2. Have you been absent from this state within one year immediately preceding this election? If yes, then,

3. When you left did you leave for a temporary purpose, with the design of returning, or for the purpose of remaining away?

4. Did you, while absent, regard this State as your home?

5. Did you, while absent, vote in another State?

And such other questions as may be necessary to a determination of the challenge.

Section 20. If the challenge is on the ground that he has not resided in the county for ninety days, or precinct for thirty days, next preceding the election, the person challenged must be sworn to answer questions, and after he is sworn, the following questions must be propounded to him by the inspector:

1. When did you last come into this county or election precinct?

2. When you came into this county or precinct did you come for a temporary purpose merely, or for the purpose of making it your

home?

3. Did you come into this county or precinct for the purpose of voting here?

And such other questions as may be necessary to a determination of the challenge.

Section 21. If the challenge is on the ground that the person challenged has before voted that day, the inspector must tender to the person challenged this oath:

"You do swear (or affirm) that you have not before voted this day."

Section 22. If the challenge is on the ground that the person challenged has been convicted of an infamous crime, or that he has been convicted of the embezzlement or misappropriation of public money, he must not be questioned, but the fact may be proved by the production of an authenticated copy of the record, or by the oral testimony of two witnesses.

Section 23. Challenges upon the grounds either-

1. That the person challenged is not the person whose name appears on the great register;

2. That the party has before voted that day;

Are determined in the favor of the party challenged by his taking the oath tendered.

Section 24. If the challenge is on the ground that the person challenged is not the person whose name appears on the great register, he must take the oath tendered by the Board. Challenges for causes other than those specified in the preceding section must be tried and determined by the Board of Election at the time of the challenge.

Section 25. If any person challenged refuses to take the oaths tendered, or refuses to be sworn and to answer the questions touching the matter of residence, he must not be allowed to vote.

Section 26. The Board of Election in determining the places of residence of any person, must be governed by the follow-

ing rules, as far as they are applicable:

1. That place must be considered and held to be the residence of a person in which his habitation is fixed, and to which, whenever he is absent, he has the intention of returning;

2. A person must not be held to have gained or lost residence by reason of his presence or absence from a place while employed in the service of the United States, or of this State, nor while engaged in navigation, nor while a student at any institution of learning, nor while kept in almshouses, asylum, or prison;

3. A person must not be held, by reason of having moved from one precinct to another in the city, within thirty days prior to the election, to have lost his residence in the precinct so moved from, provided he was an elector therein on the thirtieth day prior to such election;

4. A person must not be considered to have lost his residence who leaves his home to go into another State, or precinct in this State, for temporary purposes merely, with the intention of returning;

5. A person must not be considered to have gained a residence in any precinct into which he comes for temporary purposes merely, without the purpose of making such precinct his home;

6. If a person remove to another State with with the intention of making it his residence, he loses his residence in this city.

7. If a person remove to another State with the intention of remaining there for an indefinite time, and as a place of present residence, he loses his residence in this city, notwithstanding he \_\_\_\_\_ intention of returning at some future period;

8. The place where a man's family resides must be held to

be his residence; but if it be a place for temporary establishment for his family, or for transient objects, it is otherwise;

9. If a man have a family fixed in one place, and he does business in another, the former must be considered his place of residence; but any man having a family, and who has taken up his abode with the intention of remaining, and whose family does not so reside with him, must be regarded as a resident where he has so taken up his abode;

10. The mere intention to acquire a new residence, without the fact of removal, avails nothing neither does the fact of removal, without the intention.

Section 27. The term of residence must be computed by including the day on which the person's residence commenced, and by excluding the day of the election.

Section 28. Before administering an oath to a person touching his place of residence, the inspector must, if requested by any person, read to the person challenged the rules prescribed by sections 25 and 26.

Section 29. If the challenge is determined against the person offering to vote, the ballot offered must, without examination, be returned to him; if determined in his favor, the ballot must be deposited in the ballot-box.

Section 30. The Board must cause one of the clerks to keep a list showing-

1. The names of all persons challenged;
2. The grounds for such challenges;
3. The determination of the Board upon the challenge.

Section 31. As soon as the polls are finally closed the judges must immediately proceed to canvass the votes given at such election. The canvass must be public, in the presence of the bystanders, and must be continued without adjournment until completed and the result thereof declared. The canvass must be commenced by taking out of the box the ballots unopened (except so far as to ascertain whether each ballot is single), and count-

ing the same to ascertain whether the number of ballots corresponds with the number of names on the list of voters kept by the clerks.

Section 32. If two or more separate ballots are found so folded together as to present the appearance of a single ballot, they must be laid aside until the count of the ballot is completed; then if upon a comparison of the count with the number of names of electors on the lists which have been kept by the clerks, it appears that the two ballots thus folded together were cast by one elector, they must be rejected.

Section 33. The ballots must be immediately replaced in the box, and if the ballots in the box exceed in number the names on the lists, one of the judges must publicly, and without looking in the box, draw out therefrom singly, and destroy unopened, a number of ballots equal to such excess; and the Board of Election must make a record, upon the poll list, of the number of ballots so drawn and destroyed.

Section 34. The number of ballots agreeing or being thus made to agree with the number of names on the lists, the lists must be signed by the members of the Board and attested by the clerks, and the number of names thereon must be set down in words and figures at the foot of each list, and over the signatures of the judges and the attestation of the clerks.

Section 35. After the lists are thus signed, the Board must proceed to count and ascertain the number of votes cast for each person voted for. The ballots must be taken out and opened by one of the members of the Board, and the ticket must be distinctly read.

Section 36. Each clerk must write down each officer to be filled and the name of each person voted for to fill such office, and keep the number of votes by tallies as they are read aloud.

Section 37. The tickets as soon as read, or rejected for illegality, must be strung upon a string by one of the judges, and must not thereafter be examined by any person, but must, as soon as all are counted, be carefully, sealed in a strong envelope,

and each member of the Board writing his name across the seal.

Section 38. As soon as all the votes are counted and the tickets sealed up, lists must be attached to the tally-lists containing the names of the persons voted for and for what office, and the number of votes given for each candidate, the number being written in full length, and such lists must be signed by the members of the Board and attested by the clerks.

Section 39. The Election Board must, before it adjourns, inclose in a cover and seal up and direct to the City Clerk of said city, the copy of the register upon which one of the judges marked the word "voted" as the ballots were received, all certificates of registration received by it, one of the lists of persons challenged, one copy of the list of voters, and one of the tally-lists and list attached thereto. The inspector must retain open to the inspection of all electors, for at least six months, the other list of voters, tally-list and list attached thereto. The sealed packages containing the registers, lists, papers and ballots must, before the Board adjourns, be delivered to one of its number, to be determined by lot, unless otherwise agreed upon. The member to which the packages are delivered must, without delay, deliver such packages, without their having been opened, to the said City Clerk, who shall indorse on such packages the name of the party delivering them, and date of such deliverance.

Section 40: Upon the receipt of the packages the Clerk must file the one containing ballots, and must keep it unopened and unaltered for twelve months, after which time if there is not a contest commenced in some tribunal having jurisdiction about such election, he must burn the package, without opening or examining its contents.

Section 41. If within twelve months there is such a contest commenced, he must keep the package unopened and unaltered until it is finally determined, when he must, as provided in the preced-

ing section, destroy it, unless such package is, by virtue of an order of the tribunal in which the contest is pending, brought and opened before it, to the end that evidence may be had of its contents, in which event the package and contents are in custody of such tribunal.

Section 42. The other package the Clerk must produce before the Board of Trustees of said city, when it is in session for the purpose of canvassing returns.

Section 43. As soon as the returns are canvassed, the Clerk must take the copy of the register returned and file it in his office.

Section 44. The Board of Trustees of said city must, at their first meeting, whether special, adjourned or regular, after each election, canvass the returns. The canvass must be made in public, and by opening the returns and estimating the vote of such city for each person voted for, and for and against each proposition voted upon at such election, and declare the result thereof.

Section 45. The Clerk of the Board must, as soon as the result is declared, enter on the records of such Board a statement of such result, which statement must show:

1. The whole number of votes cast in the city;
2. The names of the persons voted for, and the propositions voted upon;
3. The office to fill which each person who voted for;
4. The number of votes given at each precinct to each of such persons, and for and against each of such propositions;
5. The number of votes given in the city to each of such persons, and for and against each of such propositions.

Section 46. The Board must declare elected the person having the highest number of votes given for each office to be filled.

Section 47. This ordinance shall take effect and be in force from and after its passage and publication, as required by law.

Passed, approved, adopted and ordered published by the Board of Trustees of the city of San Diego, California, this 24th day of January, 1887, by the following vote:

837  
Trustee Charles S. Hamilton, yea; Trustee W. W. Stewart, yea; Trustee W. H. Carlson, yea; Trustee G. Frank Judson, yea; Trustee J. G. Sloane, absent.

CHAS. S. HAMILTON,

President of the Board of Trustees of the City of San Diego,  
California.

(SEAL)

ATTEST:

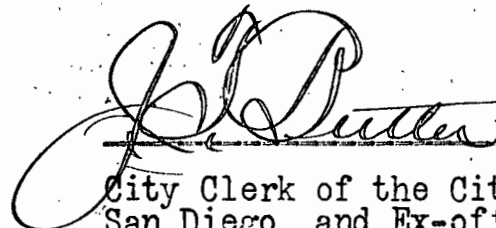
H. T. CHRISTIAN,

City Clerk of the City of San Diego, California, and Clerk of said Board of Trustees, by J. A. Ythomas.

Deputy City Clerk of said city, and Clerk of said Board.

I hereby certify that the above and foregoing is a full, true and correct copy of Ordinance No. 49 of the City of San Diego, California, adopted January 24th, 1887, as found on page 537 of Book No. 3 record of the City of San Diego.

(SEAL)

  
City Clerk of the City of San Diego, and Ex-officio Clerk of the Common Council of said City.

**Filed** ..... **190**

City Clerk

By \_\_\_\_\_ Deputy.

**Ordinance No. 49**  
*Re. to Elections*

Re. to Elections

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor

DOCUMENT NO. 401

ORDINANCE NO. 50

Authorizes The Holding,  
Spl. Election on Incurring  
\$400,000.00 Indebtedness  
Construction, Sewers

Book 2 Page 75 File 3

ORDINANCE NO. 50

AN ORDINANCE AND RESOLUTION FOR THE HOLDING, AND NOTICE OF A SPECIAL ELECTION, at which shall be submitted to the qualified electors of the City of San Diego, the question in incurring \$400,000, of indebtedness for the construction of sewers.

WHEREAS it is necessary for the public health, interest and convenience, that sewers be constructed in the City of San Diego, California, as follows:

On Atlantic street from H to Ash streets; on California street from H to Juniper street; on Arctic street from H to Juniper street; On India street from H to Juniper street; on Columbia street from I to Juniper street; on State street from I to Juniper street; on Union street from I to Juniper street; on Brandt street from Juniper to Grape street; on Albatross street from Juniper to Elm street; on Front street from (from) J to Juniper street; on 1st street from J to Juniper street; on 2nd street from J to Juniper street; on 3rd street from K to Juniper street; on 4th street from K to Juniper street; on fifth street from (from) L to Juniper street; on 6th street from L street to south line of the Park; on 7th street from M street to south line of the Park; on 8th street from N street to south line of the Park; on 9th street from N street to south line of the Park; on 10th street from N street to south line of the Park; on 11th street from N to A street; on 12th street from N to A street; on 13th street from N to A street; on 14th street from N to A street; on 15th street from N to A street; on 16th street from N to A street; on 17th street from N to A street; on 18th street from N to A street; on 19th street from N to A street; on 20th street from N to A street; on 21st street from N to A street; on 22nd street from N to A street; on 23rd from

G to A street; on 24th street from N to A street.

On Juniper street between Arctic and California streets, also on Juniper street between India and Union streets.

On Hawthorn street, between 1st and 3rd streets.

On Grape street, between California and Columbia streets.

On Ash street, between Atlantic and 8th streets.

On A street, between 20th and 24th streets.

On B street, between 14th and 15th streets, also between 19th and 20th streets.

On C street, between 14th and 15th streets, and between 17th and 19th streets.

On D street between 14th and 15th streets, and between 16th and 17th streets.

On E street between 13th and 16th streets.

On F street between 14th and 15th streets.

On G street between 14th and 15th streets, also between 22nd and 23rd streets.

On H street between Atlantic and State streets, also between 14th and 15th streets, and between 16th and 19th streets, also between 22nd and 24th streets.

On I street between State and 1st streets, also between 14th and 15th streets and between 19th and 21st streets, also between 22nd and 24th streets.

On J street between 1st and 3rd streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On L street between 5th and 16th streets, also between 22nd and 24th streets.

On K street between 3rd and 5th streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On M street between 7th and 8th streets, also between 16th and 17th streets, and between 22nd and 24th streets.

On N street between water front and 16th street, also between 17th and 24th streets.

And also running from the intersection of Atlantic and H streets into the waters of the Bay of San Diego two and one half miles in a North-Westerly direction to Beacon No. 5 as established by the United States Survey of the Harbor of San Diego, the route of said sewers to run from and to the center of the said streets, there being no sewers on said route and,

WHEREAS the Board of Trustees of said City have determined to construct said sewers and pay therefor out of the street contingent fund of said City, and,

WHEREAS there is no money in the street contingent or other fund of said City applicable to the construction of such sewers and,

WHEREAS the Board of Trustees of the City of San Diego, California, deem it necessary for said City to incur an indebtedness of Four Hundred Thousand Dollars for the construction of said sewers and,

WHEREAS said indebtedness can not be incurred except by the assent of at least two thirds of the qualified electors thereof expressed by a vote at a special election to be held for that purpose, in said City, now, therefore:

The Board of Trustees of the City of San Diego, do ordain and resolve as follows:

SECTION 1. That a special election be held in the City of San Diego, California, on Saturday, the 26th day of February, 1887, at which shall be submitted to the qualified electors of said City, the question of said City incurring an indebtedness of Four Hundred Thousand Dollars,

for the purpose of raising money with which to construct sewers in said City over the said route. Said indebtedness to be paid within 20 years from the time of contracting the same and shall bear interest to be fixed by the said Board of Trustees, at the rate not to exceed (5) five per cent per annum. The said sewers to be constructed of brick and of iron and clay pipes as follows:

172.620 feet of 6 inch clay pipe

20.690 " " 8 " " "

4.810 " " 10 " " "

1.580 " " 12 " " "

3.050 " " 15 " " "

1.030 " " 18 " " "

6.780 " " 24 " brick sewer and the balance thereof of iron pipe of not to exceed 36 inches in diameter.

That said election shall be held according to the laws of the State of California, applicable thereto, and the Ordinances of said City.

SECTION 2. That the polling places for said election shall be as follows:

FOR FIRST PRECINCT: At the school-house in Old Town.

FOR SECOND PRECINCT: At the Assessor's Office in the Court House.

FOR THIRD PRECINCT: In the Hazzard Building, Southwest corner of Sixth and H streets.

FOR FOURTH PRECINCT: At the San Diego Fire Company's building on 5th street.

FOR FIFTH PRECINCT: At the Sherman addition School House, on 17th street, between H and I streets.

SECTION 3. That the following named persons, residents of the respective precincts are hereby appointed to act respectively as Judges and Inspectors of said election; that is to say:

FIRST PRECINCT, Inspector, James McCoy. Judges-Angelo Smith, and Andrew Cassidy.

SECOND PRECINCT, Inspector, John R. Porter. Judges-William Jorres and Thomas Whaley.

THIRD PRECINCT, Inspector, Arnold Schneider. Judges-A.H. Julian and William Winter.

FOURTH PRECINCT, Inspector, J.H. Snyder, Judges-T.M. Turner and A. Overbaugh.

FIFTH PRECINCT, Inspector, Thomas Larson, Judges-L.S. McLure and M. Sherman.

SECTION 4. That the polls at said election shall be opened at one hour after sunrise of said Saturday, the 26th day of February, 1887, and must be kept open until sunset, when the same must be closed.

SECTION 5. That every ballot in favor of incurring said indebtedness shall have the words "INDEBTEDNESS, YES", printed or written thereon, and every ballot against incurring said indebtedness shall have the words "INDEBTEDNESS, NO", printed or written thereon.

SECTION 6. That the City Clerk of said City of San Diego and Ex Officio Clerk of the said Board of Trustees, shall cause a certified copy of this ordinance and resolution, including the following notice, all of which shall constitute the notice of said election, to be published in the San Diego Union, daily edition, a news-paper printed and published in said City, for at least three weeks before Saturday the 26th day of February, 1887, to wit:

#### SPECIAL ELECTION.

Notice is hereby given that pursuant to law, a special election will be held in the City of San Diego, County of San Diego, State of California, on Saturday the 26th day of February, 1887, at which election will be submitted to the qualified electors of said City

of San Diego, the proposition whether or not the said City shall incur Four Hundred Thousand Dollars of indebtedness for the purpose of constructing sewers over and along the following route therein, to wit:

On Atlantic street from H to Ash streets; on California street from H to Juniper street; on Arctic street from H to Juniper street; on India street from H to Juniper street; on Columbia street from I to Juniper Street; on State street from I to Juniper street; on Union street from I to Juniper street; on Brandt street from Juniper to Grape street; on Albatross street from Juniper to Elm street; on Front street from J to Juniper street; on 1st street from J to Juniper street; on 2nd street from J to Juniper street; on 3rd street from K to Juniper street; on 4th street from K to Juniper street; on 5th street from L to Juniper street; on 6th street from L street to south line of the Park; on 7th street from M street to south line of the Park; on 8th street from N street to south line of the Park; on 9th street from N street to south line of the Park; on 10th street from N street to south line of the Park; on 11th street from N to A street on 12th street from N to A street; on 13th street from N to A street; on 14th street from N to A street; on 15th street from N to A street; on 16th street from N to A street; on 17th street from N to A street; on 18th street from N to A street; on 19th street from N to A street; on 20th street from N to A street; on 21st street from N to A street; on 22nd street from N to A street; on 23rd street from G to A street; on 24th street from N to A street.

On Juniper street between Arctic and California streets, also on Juniper street between India and Union streets.

On Hawthorn street, between 1st and 3rd streets.

On Grape street, between California and Columbia streets.

On Ash street, between Atlantic and 8th streets.

On A street between 20th and 24th streets.

On B street between 14th and 15th streets, also between 19th and 20th streets.

On C street between 14th and 15th streets, and between 17th and 19th streets.

On D street between 14th and 15th streets, and between 16th and 17th streets.

On E street between 13th and 16th streets.

On F street between 14th and 15th streets.

On G street between 14th and 15th streets, also between 22nd and 23rd streets.

On H street between Atlantic and State streets, also between 14th and 15th streets and between 16th and 19th streets also between 22nd and 24th streets.

On I street between State and 1st streets, also between 14th and 15th streets, and between 19th and 21st streets, also between 22nd and 24th streets.

On J street between 1st and 3rd streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On K street between 3rd and 5th streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On L street between 5th and 16th streets, also between 22nd and 24th streets.

On M street between 7th and 8th streets, also between 16th and 17th streets, and between 22nd and 24th streets.

On N street between water front and 16th street, also between 17th and 24th streets.

And also running from the intersection of Atlantic and H streets

streets into the waters of the Bay of San Diego two and one half miles in a North-Westerly direction to Beacon No. 5 as established by the United States Survey of the Harbor of San Diego, the route of said sewers to run from and to the center of the said streets. The said sewers to be constructed of Brick and of Iron and clay pipes as follows:

172.620 feet of 6 inch clay pipe

20.690 " " 8 " " "

4.810 " " 10 " " "

1.580 " " 12 " " "

3.050 " " 15 " " "

1.030 " " 18 " " "

6.780 " " 24 " Brick sewer and the balance thereof of iron pipe of not to exceed 36 inches in diameter.

SECTION 7. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved, adopted, and ordered published by the Board of Trustees of the City of San Diego, California, this 24th day of January, 1887, by the following vote: Trustee Chas. S. Hamilton, Yea; Trustee W.W. Stewart, Yea; Trustee W.H. Carlson, Yea; Trustee G. Frank Judson, Yea; Trustee J.G. Sloane, Absent.

[SEAL]

CHAS. S. HAMILTON  
President of the Board of  
Trustees of the City of San Diego,  
California

ATTEST: H.T. Christian  
City Clerk of the City of San Diego,  
California, and Clerk of said Board  
of Trustees  
by J.A. Thomas  
Deputy City Clerk of said City and Clerk of said Board.

I hereby certify that the above and foregoing is a full, true  
and correct copy of Ordinance No. 50 of the City of San Diego,  
California, adopted JANUARY 24, 1887.

CHARLES G. ABDELNOUR  
City Clerk of the City of  
San Diego

By \_\_\_\_\_ Deputy

(SEAL)

AN ORDINANCE AND RESOLUTION FOR THE HOLDING, AND NOTICE OF A SPECIAL ELECTION, at which shall be submitted to the qualified electors of the City of San Diego, the question of incurring \$400,000, of indebtedness for the construction of sewers.

WHEREAS it is necessary for the public health, interest and convenience, that sewers be constructed in the City of San Diego, California, as follows:-

On Atlantic street from H to Ash streets; on California street from H to Juniper street; on Arctic street from H to Juniper street; On India street from H to Juniper street; on Columbia street from I to Juniper street; on State street from I to Juniper Street; on Union street from I to Juniper street; on Brandt street from Juniper to Grape street; on Albatross street from Juniper ~~street~~ to <sup>street</sup> Elm; on Front street from from J to Juniper street; on 1st street from J to Juniper street; on 2nd street from J to Juniper street; on 3rd street from K to Juniper street; on 4th street from K to Juniper street; on fifth street from from L to Juniper street; on 6th street from <sup>street south line of the Park</sup> L to ~~Date street~~; on 7th street from M <sup>street south line of the Park</sup> to ~~Date street~~; on 8th street from N <sup>street south line of the Park</sup> to ~~Date street~~; on 9th street from N <sup>street south line of the Park</sup> to ~~Date street~~; on 10th street from N <sup>street south line of the Park</sup> to ~~Date street~~; on 11th street from N to A street; on 12th street from N to A street; on 13th street from N to A street; on 14th street from N to A street; on 15th street from N to A street; on 16th street from N to A street; on 17th street from N to A street; on 18th street from N to A street; ~~on 18th street from N to A street;~~ on 19th street from N to A street; on 20th street from <sup>N</sup> ~~A~~ to <sup>A</sup> ~~N~~ street; on 21st street from N to A street; ~~on 22nd street from N to A street;~~ on 22nd street from N to A street; on 23rd from <sup>23</sup> ~~22~~ to A street; on 24th street from N to A street.

On Juniper street between Arctic and California streets, also between

Must go in tomorrow about 9 P.M.

On Juniper street

India and Union streets.

On Hawthorn street, between 1st and 3rd streets.

On Grape street, between California and Columbia streets.

On Ash street, between Atlantic and 8th streets.

On A street, between 20th and 24th streets.

On B street, between 14th and 15th streets, also between 19th and 20th streets.

On C street, between 14th and 15th streets, and between 17th and 19th streets.

On D street between 14th and 15th streets, and between 16th and 17th streets.

On E street between 13th and 16th streets.

On F street between 14th and 15th streets.

On G street between 14th and 15th streets, *also between 21<sup>st</sup> and 23<sup>rd</sup> streets*

On H street between Atlantic and State streets, also between 14th and 15th streets, and between 16th and 19th streets, also between 22nd and 24th streets.

On I street between State and 1st streets, also between 14th and 15th streets, and between 19th and 21st streets, also between 22nd and 24th streets.

On J street between 1st and 3rd streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On L street between 5th and 16th streets, also between 22nd and 24th streets.

On K street between 3rd and 5th streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On M street between 7th and 8th streets, also between 16th and 17th streets, and between 22nd and 24th streets.

On N street between water front and 16th street, also between 17th and 24th streets.

FOR SECOND PRECINCT:-At the Assessor's office in the Court House.

FOR THIRD PRECINCT:-In the Hazzard Building, Southwest corner of Sixth and H streets.

FOR FOURTH PRECINCT:-At the San Diego Fire Company's building on 5th street.

FOR FIFTH PRECINCT:-At the Sherman addition School House, on 17th street, between H and I streets.

SECTION 3. That the following named persons, residents of the respective precincts are hereby appointed to act respectively as Judges and Inspectors of said election; that is to say:-

FIRST PRECINCT, Inspector, James McCoy. Judges-Angelo Smith, and Andrew Cassidy.

SECOND PRECINCT, Inspector, John R. Porter. Judges-William Jorres and Thomas Whaley.

THIRD PRECINCT, Inspector, Arnold Schneider. Judges-A.H. Julian and William Winter.

FOURTH PRECINCT, Inspector, J.H. Snyder, Judges-T.M. Turner and A. Overbaugh.

FIFTH PRECINCT, Inspector, Thomas Larson, Judges-<sup>L. S. McLure</sup>~~A. C. Morgan~~ and M. Sherman.

SECTION 4. That the polls at said election shall be opened at one hour after sunrise of said Saturday, the 26th day of February, 1887, and must be kept open until sunset, when the same must be closed.

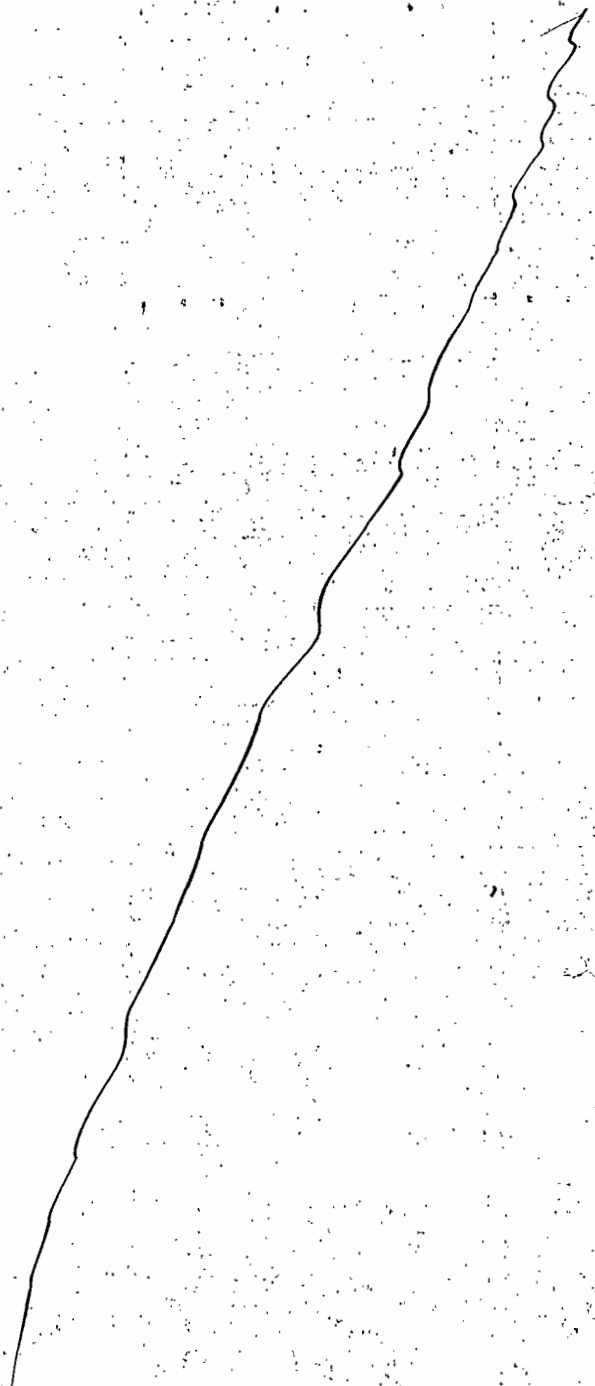
SECTION 5. That every ballot in favor of incurring said indebtedness shall have the words "INDEBTEDNESS, YES", printed or written thereon, and every ballot against incurring said indebtedness shall have the words "INDEBTEDNESS, NO", printed or written thereon.

SECTION 6. That the <sup>City of San Diego</sup>~~Clerk~~ <sup>and City Officer's Clerk</sup> of the said Board of Trustees, shall cause a certified copy of this ordinance and resolution, including the following notice, all of which shall constitute the notice of said election, to be published in the San Diego Union, daily edition, a

news-paper printed and published in said City, for at least three weeks before Saturday the 26th day of February, 1887, to wit:-

SPECIAL ELECTION.

Notice is hereby given that pursuant to law, a special election will be held in the City of San Diego, County of San Diego, State of California, on Saturday the 26th day of February, 1887, at which election will be submitted to the qualified electors of said City of San Diego, the proposition whether or not the said City shall incur Four Hundred <sup>thousand</sup> Dollars of indebtedness for the purpose of constructing sewers over and along the following route therein, to wit:-



✓  
On Atlantic street from H to Ash streets; on California street from H to Juniper street; on Arctic street from H to Juniper street; on India street from H to Juniper street; on Columbia street from I to Juniper Street; on State street from I to Juniper street; on Union street from I to Juniper street; on Brandt street from Juniper to Grape street; on Albatross street from Juniper to Elm street; on Front street from J to Juniper street; on 1st street from J to Juniper street; on 2nd street from J to Juniper street; on 3rd street from K to Juniper street; on 4th street from K to Juniper street; on 5th street from L to Juniper street; on 6th street from L street to <sup>South line of the Park</sup> ~~Date~~ street; on 7th street from M to <sup>Street South line of the Park</sup> ~~Date~~ street; on 8th street from <sup>Street South line of the Park</sup> ~~N~~ to ~~Date~~ street; on 9th street from <sup>Street South line of the Park</sup> ~~N~~ to ~~Date~~ street; on 10th street from <sup>Street South line of the Park</sup> ~~N~~ to ~~Date~~ street; on 11th street from N to A street on 12th street from N to A street; on 13th street from N to A street; on 14th street from N to A street; on 15th street from N to A street; on 16th street from N to A street; on 17th street from N to A street; on 18th street from N to A street; on 19th street from N to A street; on 20th street from N to A street; on 21st street from N to A street; on 22nd street from N to A street; on 23rd street from G to A streets; on 24th street from N to A street.

On Juniper street between Arctic and California streets, also <sup>on Juniper Street</sup> between India and Union streets.

On Hawthorn street, between 1st and 3rd streets.

On Grape street, between California and Columbia streets.

On Ash street, between Atlantic and 8th streets.

On A street between 20th and 24th streets.

On B street between 14th and 15th streets, also between 19th and 20th streets.

On C street between 14th and 15th streets, and between 17th and 19th streets.

On D street between 14th and 15th streets, and between 16th and 17th streets.

On E street between 13th and 16th streets.

On F street between 14th and 15th streets.

On G street between 14th and 15th streets, *also between 22<sup>d</sup> and 24<sup>th</sup> streets*

On H street between Atlantic and State streets, also between 14th and 15th streets and between 16th and 19th streets also between 22nd and 24th streets.

On I street between State and 1st streets, also between 14th and 15th streets, and between 19th and 21st streets, also between 22nd and 24th streets.

On J street between 1st and 3rd streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On K street between 3rd and 5th streets, and between 14th and 15th streets, also between 22nd and 24th streets.

On L street between 5th and 16th streets, also between 22nd and 24th streets.

On M street between 7th and 8th streets, also between 16th and 17th streets, and between 22nd and 24th streets.

On N street between water front and 16th street, also between 17th and 24th streets.

And also running from the intersection of Atlantic and H streets into the waters of the Bay of San Deigo two and one half miles in a North-Westerly direction to Beacon No. 5 as established by the United States Survey of the Harbor of

San Diego, *the route of said sewers to run from and to the center of the said streets*

8  
Brick and of

The said sewers to be constructed of Iron and clay pipes ~~and~~

as follows:

7,810	"	6 inch clay pipe	
1,580	"	" 10 "	" "
3,050	"	" 12 "	" "
1,030	"	" 15 "	" "
6,780	"	" 18 "	" "
	"	" 24 "	Brick Sewer

and the balance thereof of iron pipe of not to exceed 36 inches in diameter.

years after the same is contracted

SECTION 7. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

Passed, approved, adopted, and ordered published by the Board of Trustees of the City of San Diego, California, this 2<sup>nd</sup> day of January,

1887, by the following vote:—<sup>Trustee</sup> Chas. S. Hamilton, yea,

Trustee W. W. Stewart, yea, Trustee W. H. Carlson, yea, Trustee G. Frank Judson, yea, Trustee J. G. Sloane, absent.

Chas S Hamilton

President of the Board of  
Trustees of the City of San Diego,  
California

Attest:

H. T. Christian, City of San Diego, California  
City Clerk <sup>of the</sup> and Clerk of said Board of Trustees

by J. A. Thomas  
Deputy City Clerk <sup>of said City</sup> and Clerk of  
said Board.

DOCUMENT No. 401

Filed 190

City Clerk

By

Deputy.

Ordinance No. 50.

*Authorizes  
The Holding, Sp & Election  
or Incurring  
\$400,000.00 Indebtedness  
Construction, Sewers*

Adopted by Board of Delegates

Adopted by Board of Aldermen

Approved by the Mayor