

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, TIDEWATER SOUTHERN RAILWAY COMPANY, a corporation, has this day filed with this, the City Council of the City of Modesto, County of Stanislaus, State of California, its Petition, praying that it be granted to it an extension of Ninety (90) days from and after the 6th day of February, 1913, in which to complete its Railroad, through the aforesaid City of Modesto, in accordance with the terms and provisions of Ordinance No. 310, which said Ordinance is hereby expressly referred to and made part hereof for greater certainty; and

WHEREAS, it appears to the satisfaction of this, the City Council of the City of Modesto, that the said Petitioner is the successor in interest of the Tidewater and Southern Railroad Company, a corporation, the Grantee in the aforesaid Ordinance named; and

WHEREAS, it further appears to the satisfaction of this, the City Council of the City of Modesto, County of Stanislaus, State of California, that the failure on the part of the said Petitioner, to complete the said Railroad through said City of Modesto, within the time in said Ordinance named, to-wit, the 7th day of February, 1913, has not been by reason of any dereliction, or neglect on the part of said Petitioner, but the same has been occasioned by reason of matters and things beyond the power of said Petitioner to control, (certain of which delays have been occasioned by the proposed necessities of said City of Modesto), and it appearing to our satisfaction that said petitioner at all times has acted in good faith, and with an honest and earnest intention to faithfully keep and perform each and all of the terms and conditions of the aforesaid Ordinance No. 310; and it further appearing to the satisfaction of this, the City Council of the City of Modesto, County of Stanislaus, State of California, that the extension required, viz, is not unreasonable, and it is but just and proper that the said extension be granted to said Petitioner for the best interest of the Citizens of said City of Modesto.

THEREFORE, BE IT RESOLVED, that the TIDEWATER SOUTHERN RAILWAY COMPANY, a corporation, be, and the same hereby is, granted an extension of time of and for the term and period of Ninety (90) days from and after the 6th day of February, 1913, in which to complete its said Railroad through the said City of Modesto, in accordance with the terms and provisions of Ordinance No. 310, and without any penalty, loss or forfeiture being incurred by, or visited upon said above named corporation, its successors in interest or assigns.

Adopted by the Council of the City of Modesto. Date Jan. 11, 1913, by the following

vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson, City Clerk.

Approved Jan. 11, 1913.

G. J. Wren, Mayor.

RESOLUTION NO. 95 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the Stanislaus Creamery Company, a corporation, be, and is hereby given, permission to construct and maintain a spur track from the main track of the Tidewater & Southern Railroad Company to the property of said Stanislaus Creamery Company, said spur track to be constructed at the point designated on the attached map, which is hereby made a part of this resolution.

This permit is granted upon the following conditions to which said Stanislaus Creamery Company consents, to-wit:

(1) The general construction of said spur to be the same as the main line of the said Tidewater & Southern Railroad through the City of Modesto,; the construction of said spur to be under the supervision of the City Engineer.

(2) The top of the rails used in the construction of said spur to be level with the top of sidewalk, and filled in so that a smooth surface shall be left along the side walk.

(3) The said Stanislaus Creamery Company will construct and maintain a culvert at the gutter line where said spur intersects the same, as shown by the attached plat.

(4) The City of Modesto reserves the right to revoke this permit at any time, good cause appearing for such action.

Adopted by the Council of the City of Modesto. Date February 13th, 1913, by the

following vote:

Ayes- Councilmen Moss, Perley, Schafer and Mayor Wren.

Noes- None.

Absent- Councilman Swan.

Attest: W. O. Thompson, City Clerk.

Approved: February 13th, 1913.

G. J. Wren, Mayor.

RESOLUTION NO. 96 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

That the UNION OIL COMPANY, of California, a corporation, be, and it is hereby given, permission to erect and maintain within the corporate limits of the City of Modesto, at the point hereinafter mentioned, a storage and distributing plant to be erected on the property adjoining the Salida road between the Alfalfa Meal Plant of the Grange Company and the Brick yards of the Modesto-Repressed Brick Company.

This permit is granted on the condition that should said storage and distributing plant become at any time, in the opinion of the Council, a public nuisance, said Council may at its pleasure revoke the permit.

Adopted by the Council of the City of Modesto. Date February 13th, 1913, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer and Mayor Wren.

Noes- None.

Absent- Councilman Swan.

Attest: W. O. Thompson, City Clerk.

Approved February 13th, 1913.

G. J. Wren, Mayor.

RESOLUTION NO. 97 N.S.

PROVIDING FOR A GENERAL MUNICIPAL ELECTION IN AND FOR THE CITY OF MODESTO CITY SCHOOL DISTRICT.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That under and pursuant to the charter of the City of Modesto, and a general municipal election in and for the said City of Modesto, and a general school election in and for the Modesto City School District, be and the same is hereby called to be held on Tuesday, the 6th day of April, 1913, for the purpose of electing the following officers for the said City of Modesto, to-wit: Two (2) Councilmen, and the submitting to the electors of the said City certain propositions under the initiative provision of said Charter, and also for the electing of certain officers of said Modesto City School District, to-wit: Two (2) Members of the Board of Education of said Modesto City School District.

For the purpose of holding the said election the said City of Modesto shall be and the same is hereby precinctted and established into Five (5) special election precincts, to be known and designated as follows, to-wit:- Special Election Precinct No. 1, No. 2, No. 3, No. 4 and No. 5 respectively.

That the boundaries of said special election Precincts are hereby fixed and established as follows:- All that portion of the said City of Modesto lying North and Northeasterly of the following described line, to-wit:- commencing at a point where the center line of the Southern Pacific Railroad Company's main railroad track is intersected by the west line of the City of Modesto; thence Southeasterly along the center line of said Southern Pacific Railroad Company's Railroad track to a point where it is intersected by the center line of K Street; thence North-easterly along the center line of K Street to the center line of Needham Street; thence easterly

along the center line of Needham Street and Annie Street to the center line of H Street extended to the center line of Dry Creek Road; thence Northeast along the center line of Dry Creek Road to the East line of the Eastern Addition to the City of Modesto; thence East to the East line of the City of Modesto, shall be, and the same is hereby fixed and designated as Special Election Precinct No. 1.

All that portion of the said City of Modesto bounded and described as follows, to-wit:- commencing at a point on the center line of the said Southern Pacific Railroad where it is intersected by the center line of K Street; thence in a Northeasterly direction along the center line of K Street to the center line of Needham Street; thence East along the center line of Needham and Annie Streets to a point where it is intersected by the center line of I Street; thence Southwesterly along the center line of I Street to where it is intersected by the center line of 14th street; thence Southeasterly along the center line of 14th street to where it is intersected by the center line of G Street; thence Southwesterly along the center line of G Street to the center line of the said Southern Pacific Railroad; thence Northwesterly along the center line of said Railroad to the point of beginning, shall be, and the same is hereby designated and fixed as Special Election Precinct No. 2.

All that portion of the said City of Modesto bounded and described as follows, to-wit:- commencing at a point where the center line of the Southern Pacific Road is intersected by the center line of G Street; thence in a northeasterly direction along the center line of G Street/ ; thence in a Northwesterly direction along the center line of 14th Street to the center line of I Street; thence in a Northeasterly direction along the center line of I Street to the center line of Annie Street to where it is intersected by the center line of H Street extended and center line of Dry Creek Road; Thence East along the center of Dry Creek Road to the East line of the Eastern Addition to said City of Modesto; thence east along the center line of Dry Creek Road to the east line of the corporate limits of the City of Modesto; thence South along said line to the center of Dry Creek; thence following the center line of Dry Creek in a Southwesterly and Southerly direction to the center of the Tuolumne River; thence down stream along the center line of said Tuolumne River to the center line of the Southern Pacific Railroad; thence in a Northwesterly direction following the center line of said railroad to the point of beginning, shall be and the same is hereby designated as Special Election Precinct No. 3.

All that portion of the said City of Modesto bounded and described as follows, to-wit: commencing at a point where the center line of Washing on Street extended Northerly would intersect the center line of the Southern Pacific Railroad; thence in a Southeasterly direction along the center line of the Southern Pacific Railroad to the center line of the Tuolumne River; thence following the center line of the Tuolumne River in a Southwesterly direction to where it is intersected by the South boundary line of said City of Modesto; thence <sup>West</sup> along the South boundary line of the said City of Modesto to the Southwest corner of the corporate limits of the <sup>said</sup> City of Modesto; thence North along the West <sup>said</sup> line of the corporate limits of the City of Modesto to the center line of H Street extended, commonly called "Paradise Avenue"; thence in a northeasterly direction along the center line of said Paradise Avenue to the center line of Washington Street; thence north along the center line of Washington Street to the center line of the Southern Pacific Railroad and the point of beginning, shall be and the same is hereby fixed and designated as Special Election Precinct No 4.

All that portion of the said City of Modesto bounded and described as follows, to-wit; commencing at a point where the center line of Washington Street extended Northerly would intersect the center line of the Southern Pacific Railroad; thence South along the center line of Washington Street to the center line of Paradise Avenue; thence in a Southwesterly direction along the center of Paradise Avenue; thence in a Southwesterly direction along the center of Paradise Avenue to the Western line of the corporate limits of the said City of Modesto; thence North along the line of said corporate limits to the center line of the said Southern Pacific Railroad; thence in a Southwesterly direction along the center line of said railroad to the point of beginning, shall be, and the same is hereby fixed and designated as Special <sup>Election</sup> Precinct No. 5.

The boundaries of the said Modesto City School District for the purpose of said Election shall be as follows, to-wit:-

beginning at the center of section 24, township 3 South, range 9 East, Mount Diablo Base

and Meridian; thence West  $1\frac{1}{2}$  miles to quarter corner between sections 22 and 23; thence North  $\frac{1}{2}$  mile to the Northeast corner of section 22; thence West 2 miles to the Northwest corner of section 21; thence North to Lateral No. 3 of the Modesto Irrigation District; thence Westerly along Lateral No. 3 to its intersection with the East line of Section 18; thence West to center of Section 18; thence South  $\frac{1}{2}$  mile to quarter corner between sections 18 and 19; thence West to Northwest corner of section 19; thence South  $1\frac{1}{2}$  miles to quarter corner between section 30, township 3 South range 9 East, Mount Diablo Base and Meridian, and section 25, township 3 South, range 8 East; thence West  $\frac{3}{4}$  mile; thence South  $\frac{1}{2}$  mile; thence East  $\frac{3}{4}$  mile to Southeast corner of section 25, township 3 South, range 8 East; thence South  $\frac{1}{2}$  mile to quarter corner on East line of section 36, township 3 South, range 8 East; thence West to center of section 36, township 3 South, range 8 East; thence South  $\frac{3}{4}$  mile to quarter quarter corner between the Northeast quarter and the Northwest quarter of Section 1, township 4 South, range 8 East; thence West  $\frac{1}{2}$  mile to quarter quarter corner in center of Northwest quarter of Section 1, township 4 South, range 8 East; thence South to Tuolumne River; thence Easterly along center of River to its intersection with South line of section 5, township 4 South, range 9 East; thence East about  $2\frac{1}{2}$  miles to quarter corner on South line of section 3, township 4 South, range 9 East; thence North to Tuolumne River; thence easterly along center of the River to its intersection with north and South quarter line in section 2, township 4 South, range 9 East; thence Northerly through section 2, township 4 South, range 9 East and section 35 and 26, township 3 South, range 9 East to center of Dry Creek; thence Easterly along center of Dry Creek to North and South quarter section line in section 25, township 3 South, range 9 East; thence North to center of section 24, township 3 South, range 9 East to place of beginning.

The territory included within the said Modesto City School District, but outside the corporate limits of the City of Modesto, is for the purpose of said election hereby divided and established into three (3) election precincts, and the designation and boundaries of which are hereby defined as follows, to-wit:

Mensingher Precinct.

Which shall comprise all the territory within the said Modesto City School District heretofore described and outside the corporate limits of the said City of Modesto, which lies north of Dry Creek and east of the Southern Pacific Railroad.

Maze Precinct.

Which shall comprise all the territory within the said Modesto City School District hereinbefore described, and outside of the corporate limits of the said City of Modesto, which lies north of the Tuolumne River and west of the Southern Pacific Railroad.

Tuolumne Precinct.

Which shall comprise all the territory within the said Modesto City School District, hereinbefore described, and outside the corporate limits of the said City of Modesto, which lies south of the Tuolumne River and also that territory within said School district which lies between the Tuolumne River and Dry Creek.

The following places are hereby fixed and designated as and for the places of holding said election within the said City of Modesto and the following named persons are hereby designated and appointed to act as officers of election for said election and will conduct the same, to-wit:

Special Election Precinct No. 1.

Polling Place— Wallis' Garage # 107 Poplar St. in the Wisecarver addition.

Inspectors -- S. E. Foster

Ora A. Bates.

Judges -----James M. Moyle

Mrs. Caroline Butz.

Clerks -----H. R. Windus

Wm. D. Moorehead.

Special Election Precinct No. 2.

Polling Place --	Court House.	
Inspectors -	Therese W. Gröllman	Pearl Pillman.
Judges-	Corda Stone	Frank D. Hanscom
Clerks-	H. M. Davis	H. B. Rice.

Special Election Precinct No. 3.

Polling Place -	Guild Hall 14th St. between G and H Streets.	
Inspectors -	Ida B. Cooper	Richard Kirk.
Judges -	Minnie Boepple	Elizabeth Murtha
Clerks-	H. L. Garlock	J. B. Moorehead.

Special Election Precinct No. 4.

Polling Place -	Modesto Garage I Stret between 7th and 8th Streets.	
Inspectors-	W. J. Isel	Hattie H. Hunsaker.
Judges -	W. H. Bortle	D. J. McAllen
Clerks-	Jas. M. Turpen	Josie S. Wood.

Special Election Precinct No. 5.

Polling Place -	Corner Washington & Vine Streets.	
Inspectors -	Ethel A. Warburton	Flora M. McDonald.
Judges	C. H. Griffin	F. Reifsenyder.
Clerks-	Floyd B. Edgington	Geo. T. Carpenter.

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And the following places are hereby fixed and designated as and for the holding of  
sais General School Election in that portion of the Modesto City School District which lies out  
side the corporate limits of the City of Modesto and the following named persons are hereby desig-  
nated to act as officers of election for said election within said territory, to-wit:-

Mensingers Precinct .

Polling place-	The Old J. J. McMahon Place on the McHenry Road.	
Inspectors -	W. R. Mensinger	W. F. Duffy.
Judges -	Dan Grundy	A. D. Coolidge.
Clerks-	Nellie B. Higbee	Elijah Fisk.

Maze Precinct.

Polling Place-	The Maze Ranch on the Maze Road.	
Inspectors -	Wade H. Dial	T. J. Carmichael
Judges	J. V. Howell	E. O. Marriott.
Clerks-	R. E. Gillman	Charles Sommers.

Tuolumne Precinct.

Polling Place-	The barn on property of J. T. Darbyshire on Ceres Road near the Tuolumne Bridge.	
Inspectors-	T. M. Davies	James B. Wing.
Judges -	J. T. Darbyshire	J. T. Huntsman.
Clerks-	H. C. Leffingwell	J. T. Kerr.

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The duties of the said officers in the conduct of said election shall be the same as the  
duties prescribed by Pol. Code of the State of California for officers of General Elections. If  
the officers appointed hereby do not attend at the opening of the polls on the morning of the election  
the electors of the precinct present at that time may appoint a board of election or supply the  
place of the absent member thereof.

It is further ordered that such election be held in all respects in conformity with the general election laws of the State of California so far as the same may be applicable and in conformity with the said Charter of the City of Modesto. On the day said election is held the polls shall be opened at six (6) o'clock in the morning of said day and must be kept opened until six (6) o'clock in the afternoon of the same day when the polls shall be closed.

Introduced and adopted by the Council of the City of Modesto at a special meeting called for said purpose and held on the 8th day of March, 1913, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson, City Clerk.

Approved March 8th, 1913.

G. J. Wren, Mayor.

#### RESOLUTION NO. 98 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

That the Modesto Creamery Company, a corporation, be, and is hereby given, permission to construct and maintain a spur track of the Tidewater and Southern Railroad Company to the property of said Modesto Creamery Company, said spur track to be constructed at the point designated on the attached map, which is hereby made a part of this resolution.

This permit is granted upon the following conditions to which said Modesto Creamery Company consents, to-wit:

- (1) The general construction of said spur to be the same as the main line of the said Tidewater & Southern Railroad through the City of Modesto; the construction of said spur to be under the supervision of the City Engineer.
- (2) The top of the rails used in the construction of said spur to be level with the top of sidewalk, and filled in so that a smooth surface shall be left along the sidewalk.
- (3) The said Modesto Creamery Company will construct and maintain a culvert at the gutter line where said spur intersects the same, as shown by the attached plat.
- (4) The City of Modesto reserves the right to revoke this permit at any time, good cause appearing for such action.

Adopted by the Council of the City of Modesto. Date March 12th, 1913, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest- W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 99 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, a map of a portion of the City of Modesto, entitled "Map of First Heights" has been presented to this Council for framing, and

WHEREAS, said map has been found to be in due form,

THEREFORE, be it Resolved that the said map be and the same is hereby accepted and ordered

filed.

Adopted by the Council of the City of Modesto. Date March 12th, 1913, by the following

vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

Resolution No. 100 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, the Council of the City of Modesto did heretofore advertise calling for bids for a combination auto fire engine for use in the Modesto City Fire Department, and

WHEREAS, a number of bids for supplying said City with said engine were filed, and

WHEREAS, on the 14th day of August, 1912, the Council did open and examine all bids then on file, and

WHEREAS, the Consolidated Motor Car Company did file its bid, offering to furnish a combination auto fire engine for the sum of \$5550, and

WHEREAS, the said Council finds that the bid of said Consolidated Motor Car Company was the lowest and best bid filed for the style of apparatus required by the City.

BE IT THEREFORE RESOLVED, that said Council accept the bid of the Consolidated Motor Car Company for supplying of said combination auto fire engine, as aforesaid, and that all other bids for furnishing same be rejected.

Adopted by the Council of the City of Modesto. Date March 12th, 1913, by the following

vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved G. J. Wren,  
Mayor.

Resolution No. 101 N.S.

BE IT RESOLVED , by the Council of the City of Modesto, as follows:

THAT, WHEREAS, E. B. Maze, Collector of the City of Modesto, did on the 26th day of February, 1913 sell the following described property to the City of Modesto, to-wit: Lots number seven (7) to eight (8) inclusive, Block 21 of the Wisecarver addition to the City of Modesto, and

WHEREAS, said property was assessed to May E. Robosson for the year 1912, and said property was sold for the taxes assessed to May E. Robosson , of the year 1912, as will more fully appear by tax Certificate, Number 706 on file in the office of the County Auditor of the County of Stanislaus, State of California, and

WHEREAS, at the time said property was sold the taxes due to the City of Modesto thereon were fully paid and discharged and said property was sold through error.

THEREFORE, Be it Resolved that said sale of said property be canceled and set aside, and the Auditor of the County of Stanislaus is hereby requested to cancel said certificate of sale No. 706.

Adopted by the Council of the City of Modesto. Date Apr. 9th, 1913, by the following vote:  
Ayes- Councilmen Moss, Perley Schafer, Swan and Mayor Wren.

Noes\_ None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 102 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

THAT WHEREAS, E. B. MAZE, Collector of the City of Modesto did on the 26th day of February, 1913, sell the following described property to the City of Modesto, to-wit: Lots number four (4) to six (6), Block twenty one of the City of Modesto, and

WHEREAS said property was assessed to Wm. Brashear for the year 1912, and said property was sold for the taxes assessed to Wm. Brashear, of the year 1912, as will more fully appear by tax certificate, Number 680 on file in the office of the County Auditor of the County of Stanislaus, State of California, and

WHEREAS, at the time said property was sold the taxes due to the City of Modesto thereon were fully paid and discharged and said property was sold through error.

THEREFORE, Be it resolved that said sale of said property be cancelled and set aside, and the Auditor of the County of Stanislaus is hereby requested to cancel said Certificate of Sale, No. 680.

Adopted by the Council of the City of Modesto. Date APR. 9th, 1913, by the following vote:-

Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

A RESOLUTION DECLARING THE RESULT OF A GENERAL MUNICIPAL ELECTION HELD IN THE CITY OF MODESTO, AND IN THE MODESTO CITY SCHOOL DISTRICT ON THE 8TH DAY OF APRIL 1913.

WHEREAS, The Council of the City of Modesto did heretofore by resolution and proclamation duly call a general municipal and school election in the said City of Modesto and Modesto City School District for the 8th day of April 1913, and did submit to the qualified voters of the said City of Modesto the proposition of electing two councilmen for said City and two certain initiative propositions, one relating to the sale and disposition of intoxicating liquors and the licensing of the same, and the other a proposition relating to the compensation of certain City officers (the titles of which propositions are hereinafter set forth in full), and for the submission to the electors of the said Modesto City School District of the proposition of electing two members of the Board of Education of the said Modesto City School District, and

WHEREAS, the Council finds that all the provisions of the law relating to the calling of said election were duly complied with, and that said election was held in all respects as required by law, and,

WHEREAS, said election was on the 8th day of April 1913, duly held in all respects in conformity with the election laws of the State of California, and the ordinances and charter of the said City of Modesto, and

WHEREAS, the proper officers of said election have returned to and filed with the City Clerk of said City, the returns of said election, and said returns were duly opened and canvassed by the Council of the City of Modesto and the results of said election ascertained on the 10th day of April, 1913,

Now, therefore, the Council finds and it is so declared that votes were cast at said election for the office of Councilman of said City, and the following candidates received the votes set opposite their respective names, to-wit:

Lowell Gum	1263 votes.
C. A. East	249 votes.
W. B. Harvey	314 votes.
C. D. Swan	1173 votes.
J. P. Snare	915 votes.

That the following named candidates for members of the Board of Education received the number of votes set opposite their respective names, to-wit:

Carl A. Hansen	561 votes.
Ella M. Hazen	1244 votes.
W. R. High	1069 votes.
Mrs. Jennie P. Purvis	377 votes.
Mina Ellen Russell	111 votes.
B. J. Smith	201 votes.
Edwin H. Zion	393 votes.

That at said election for the office of Councilman, said Lowell Gum and C. D. Swan each received a majority of all the votes cast for all the candidates for the office of Councilman, and at said election held in said Modesto City School District Ella M. Hazen, a candidate for the office of member of the Board of Education for said School District received a majority of all the votes cast thereat.

That at said election the proposition relating to the sale of intoxicating liquors, and the license thereof, (Hereinafter set forth in full) received 1104 votes in favor thereof, and 1061 votes against the same, that said proposition received a majority of the votes cast for and against the same.

That at said election and a proposition entitled: "An Ordinance fixing the compensation of certain public officers of the City of Modesto ", received 566 votes in favor thereof, and 1264

votes against the same.

That the Ordinance relating to the sale of intoxicating liquors and entitled: "An ORDINANCE RELATING TO PLACES WHERE SPIRITUOUS, MALT, OR FERMENTED LIQUORS, OR WINES, OR ANY ADMIXTURE THEREOF, OR ANY INTOXICATING LIQUORS, MAY, UNDER CERTAIN RESTRICTIONS, BE SOLD, SERVED, FURNISHED OR GIVEN AWAY IN THE CITY OF MODESTO; PROVIDING FOR A LICENSE TAX THEREON, AND FOR THE TIME AND MANNER OF COLLECTING THE SAME; FORBIDDING AND MAKING UNLAWFUL THE OPENING, KEEPING CONDUCTING OR CARRYING ON OF ANY PLACES WHERE SUCH LIQUORS ARE SOLD, SERVED, FURNISHED OR GIVEN AWAY, AND THE SALE, SERVING, FURNISHING OR GIVING AWAY OF SUCH LIQUORS, EXCEPT AT THE PLACES, IN THE MANNER, UPON THE CONDITIONS, AND UNDER THE RESTRICTIONS PROVIDED HEREIN; PROVIDING PENALTIES FOR THE VIOLATION OF THE TERMS OF THIS ORDINANCE, AND FOR THE RECOVERY OF SUCH PENALTIES; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH".

And which for convenience will be hereafter referred to as "INITIATIVE ORDINANCE NO. 1" is hereby declared to have been adopted.

That Ordinance entitled "An Ordinance fixing the compensation of certain officers of the City of Modesto ", has been rejected by a majority of the votes cast at said election, and such is declared to be the fact.

That Lowell Gum and C. D. Swan are each declared to be duly elected to the office of Councilman of the said City of Modesto.

That said Ella M. Hazen is hereby declared to be duly elected and declared to be a member of the Board of Education for said Modesto City School District.

Introduced and adopted at a regular<sup>adjourned</sup> meeting of the Council of the City of Modesto held on the 10th day of April, 1913, by the following vote:

Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes: None. Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved April 10th, 1913,

G. J. Wren,  
Mayor.

RESOLUTION NO. 104 N.S.

A RESOLUTION PROVIDING FOR THE HOLDING OF A SECOND ELECTION IN THE MODESTO CITY SCHOOL DISTRICT FOR THE PURPOSE OF ELECTING ONE MEMBER OF THE BOARD OF EDUCATION OF THE MOSESTO CITY SCHOOL DISTRICT.

BE IT RESOLVED by the Council of the City of Modesto, as follows:-

THAT, WHEREAS. An election was held in the Modesto City School District on the 8th day of April 1913, for the purpose of electing two members of the Board of Education of said District, and

WHEREAS, at said election, only one candidate for said office, to-wit, Ella M. Hazen, received a majority of the votes cast at said election for said office, and it is necessary that a second election be held under the provisions of the charter of the City of Modesto for the purpose of electing one member of said Board of Education, and,

WHEREAS, at said election two certain candidates thereat, to-wit; W. R. High and Carl A. Hansen, received the highest number of votes cast for those candidates not receiving a majority of such votes.

NOW, THEREFORE, it is ordered that a second election be held in said Modesto City School District on Tuesday, the 22nd day of April 1913, at which election shall be submitted to the vote of the electors of said school District the proposition of electing one member of the Board of Education of said Modesto City School District.

That said election be held in all respects as set forth in the proclamation, or notice of said election, held on the 8th day of April, 1913, and the officers of election and polling places of the same shall be the same. That the election proclamation aforesaid, with such changes as may be necessary, be published twice prior to the said 22nd day of April 1913, in the Modesto evening News, a newspaper of general circulation, printed and published in the said Modesto City School District.

That at the election so to be held the names of Carl A. Hanses and W. R. High, and none others, be printed on the ballots to be used thereat.

That the said second election be held in all respects as provided by the general election laws of the state of California, so far as the same may be applicable, and the ordinances and charter of the said City of Modesto.

Introduced and adopted as a regular adjourned meeting of the Council of the City of Modesto, held on the 10th day of April 1913, by the following vote:

Ayes: Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved April 10th, 1913.

G. J. Wren,  
Mayor.

RESOLUTION NO. 105 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:-

THAT, WHEREAS, James T. Irvin and M. L. Garlock have heretofore filed with the Council of the City of Modesto their application for a license to conduct a retail liquor business in the City of Modesto, and

WHEREAS, said Council finds that said application in all respects conforms with and to the ordinances of the City of Modesto respecting the issuance of liquor licenses, and whereas it is found that said applicants are each fit and proper persons to receive such license:

BE IT RESOLVED; that said James T. Irvin and M. L. Garlock be and they are hereby granted the license prayed for in their said application.

Adopted by the Council of the City of Modesto . Date April 23rd, 1913, by the following vote:

Ayes: Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

Noes: None.

Absent: None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION 106 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

THAT, WHEREAS, N. Vaccaro and Pete Menghetti have made application to the Council of the City of Modesto for a license to conduct a retail liquor business, and whereas, the Council finds that said application is in due form and said application conforms in all respects with the ordinances of the City of Modesto respecting the issuance of liquor licenses; and that said parties are fit and proper persons to have such license.

BE IT RESOLVED that said N. Vaccaro and and Pete Menghetti be, and they are hereby granted the license prayed for in their said application.

Adopted by the Council of the City of Modesto. Date April 23, 1913, by the following vote:

Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes: None.

Absent: None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 107 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

THAT WHEREAS, Geo. K. Pike and J. M. Pike, Jr. have heretofore mad application in due form to the Council of the City of Modesto for a license to conduct a retail liquor business in the City of Modesto, and

WHEREAS, the Council, after due consideration, finds that said parties are fit and proper persons to be granted said license, and that they have in all respects complied with the Ordinanances of said City respecting the issuance of such licenses.

BE IT RESOLVED: That said Geo. K. Pike and J. M. Pike, Jr., be and they are hereby granted the license prayed for in their said application.

Adopted by the Council of the City of Modesto. Date Apr. 23, 1913, by the following vote:

Ayes: Councilman Moss, Perley, Schafer, Swan znd Mayor Wren.

Noes- None.

Absent: None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 108 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

THAT, WHEREAS, M. B. Foster has heretofore made application to the Council of the City of Modesto for a license to conduct a retail liquor business in the City of Modesto, and

WHEREAS, said Council finds that said application is in due form and conforms in all respects with the ordinances of the said City of Modesto respecting the issuance of Liquor Licenses, and that said applicant is a fit and proper person to conduct said business and to receive such license:-

BE IT RESOLVED, that the said M. B. Foster be and he is hereby granted the license prayed for in his said application.

Adopted by the Council of the City of Modesto. Date April 23rd, 1913, by the following vote:

Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved: G. J. Wren,  
Mayor.

RESOLUTION NO. 109 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

That Whereas, M. J. Tynan did heretofore and in due form file with this council her application for a license to conduct a retail liquor business and Hotel in the City of Modesto, and,

WHEREAS, after due consideration the council finds that said M. J. Tynan is a fit and proper person to be granted said license, and that she has complied in all respects with the ordinances of the City of Modesto respecting the issuance of such license,

BE IT RESOLVED, That said M. J. Tynan be and she is hereby granted the license prayed for in her said application.

Adopted by the Council of the City of Modesto. Date April 23rd, 1913, by the following vote:

Ayes, Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,

G. J. Wren,  
Mayor.

RESOLUTION NO. 111 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

THAT, WHEREAS, James Petrou did heretofore and in due form file with this Council his application for a license to sell liquor at a restaurant in the City of Modesto, and

WHEREAS, after due consideration the Council finds that said James Petrou is a fit and proper person to be granted said license, and that he has complied in all respects with the Ordinances of the City of Modesto respecting the issuance of licenses,

BE IT RESOLVED, that said James Petrou be and he is hereby granted the license prayed for in his said application.

Adopted by the Council of the City of Modesto. Date Apr. 23rd, 1913, by the following vote.

Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 112 N.S.

A RESOLUTION DECLARING THE RESULT OF A GENERAL MUNICIPAL ELECTION IN AND FOR THE MODESTO CITY SCHOOL DISTRICT HELD ON THE 22ND DAY OF APRIL, 1913.

WHEREAS, the Council of the City of Modesto did heretofore by resolution and proclamation duly call a general municipal election in and for the Modesto City School District for the 22nd day of April, 1913, and did submit to the qualified voters of the said Modesto City School District the proposition of electing one member of the Board of Education of the said Modesto City School District, and,

WHEREAS, the Council finds that all the provisions of the law relating to the calling of said election were duly complied with, and that said election was held in all respects as required by law, and,

WHEREAS, said election was on the 22nd day of April 1913, duly held in all respects in conformity with the election laws of the State of California, and the ordinances and charter of the said City of Modesto, and,

WHEREAS, the proper officers of said election have returned to and filed with the City Clerk of said City, the returns of said election, and said returns were duly opened and canvassed by the Council of the City of Modesto and the results of said election ascertained on the 23rd day of April 1913.

NOW THEREFORE, the Council finds and it is so declared that the following named candidates for members of the Board of Education received the number of votes set opposite their respective names, to-wit:

Carl A. Hansen	385 votes.
W. R. High	514 votes.

That at said election held in said Modesto City School District W. R. High, a candidate for the office of member of the Board of Education for said School District received a majority of all the votes cast thereat.

That said W. R. High is hereby declared to be duly elected and declared to be a member of the Board of Education for said Modesto City School District.

Introduced and adopted at a regular meeting of the Council of the City of Modesto held on the 23rd day of April, 1913, by the following vote.

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved, April 23rd, 1913.

G. J. Wren,  
Mayor.

RESOLUTION NO. 113 N.S.

BE IT RESOLVED. by the Council of the City of Modesto, as follows:

THAT, WHEREAS, C. D. Swan and Lowell Gum, heretofore elected as members of the Council of the City of Modesto, have duly presented and filed with the City Clerk of the City of Modesto certificates of election to such offices and have duly taken and filed with said Clerk their oath of office, in all respects as required by law,-

BE IT RESOLVED, That said C. D. Swan and Lowell Gum are hereby found and declared to be duly elected and qualified Councilmen of the said City of Modesto.

Adopted by the Council of the City of Modesto. Date May 5th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 114 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the following members of the Council are hereby designated and appointed to have supervision over the various departments set opposite their respective names.

Commissioner of Public Health and Safety	C. D. Swan.
Commissioner of Finance and Revenue	Lowell Gum.
Commissioner of Public Works	George Perley.
Commissioner of Public Supplies	G. P. Schafer.

Adopted by the Council of the City of Modesto. Date May 14th, 1913, by the following vote:

Ayes- Councilmen Gum, Schafer and Mayor Wren.

Noes- None. Absent- Councilmen Perley and Swan.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 115 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That all the officers and employees of the City of Modesto, appointed to the respective positions or offices at the time of the organization of this Council, or at any time since said organization, are hereby declared to be retained in their respective offices and capacities until the further pleasure of this Council.

Adopted by the Council of the City of Modesto. Date May 14th, 1913, by the following

vote:

Ayes- Councilmen Gum, Schafer and Mayor Wren.

Noes- None.

Absent- Councilmen Perley and Swan.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 116 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

THAT, WHEREAS, it has pleased Divine Providence to remove from this life GEORGE E. COOK, for many years the faithful and highly efficient chief engineer of the water system of the City of Modesto, and

WHEREAS, the Council of the City of Modesto fully appreciate the efficient service rendered by Mr. Cook during his long service in the employ of said City, and the individual members thereof join in the common grief of the community at his untimely death -

BE IT RESOLVED, that as a slight mark of respect to the memory of one who has in the past served his city so faithfully and well, that this Council hereby adjourn.

Adopted by the Council of the City of Modesto. Date May 14th, 1913, by the following

vote:

Ayes- Councilmen Gum, Schafer and Mayor Wren.

Noes- None.

Absent- Councilmen Perley and Swan.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 117 N.S.

BE IT RESOLVED, by the City of Modesto, as follows:

That the City Clerk be, and he is hereby authorized and directed to advertise for bids for the doing of the official printing of the City of Modesto for the fiscal year ending June 30th, 1914, according to the usual method of advertising for the same.

Adopted by the Council of the City of Modesto. Date June 11th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer and Mayor Wren.

Noes- None.

Absent- Councilman Swan.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 118 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

WHEREAS, the said Council did heretofore advertise, calling for bids for doing the official printing of the said City of Modesto for the fiscal year ending June 30th, 1914, and

WHEREAS, the Modesto News Publishing Company, did present and file with said Council its bid for doing said work, and

WHEREAS, said Council find that it is for the best interest of the City that such bid be accepted and that all other bids for doing said work be rejected,

BE IT RESOLVED, That the bid of the Modesto News Publishing Company be accepted and that all other bids be rejected.

Adopted by the Council of the City of Modesto, Date June 25th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Swan and Mayor Wren.

Noes- None.

Absent- Councilman Schafer.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 119 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the following named kinds of fire works are hereby prohibited within the City of Modesto:

Sky Rockets of all descriptions.  
Son of a Gun.  
Holy Terror Sticks.  
Erupting Volcano.  
Trick Cigars.  
Nigger Chasers or Serpents.  
Tourbillions or Geysers.  
Cannon Crackers above 2  $\frac{1}{2}$  inches.  
Mammoth Torpedos.  
Dynamite Canes.  
Blank Cartridge Pistols.  
Paper balloons of all kinds.

BE IT FURTHER RESOLVED, that the sale, giving away or use of the above named fireworks is hereby made a misdemeanor.

Adopted by the Council of the City of Modesto. Date June 25th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Swan and Mayor Wren.

Noes- None.

Absent: Councilman Schafer,

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 120.

RESOLVED, that the City Engineer of the City of Modesto be, and he is hereby ordered to prepare plans and specifications for the paving of that portion of Highway designated as North 9th Street, within the corporate limits, north of Lateral No. 4 of the Modesto Irrigation District, and east of S.P.R.R. Right of Way, a total length of approximately 820 feet.

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted by the City Council of the City of Modesto, the 30th day of June, 1913, by the following vote:

Ayes- Councilmen Gum, Schafer, Swan and Mayor Wren.

Noes- Councilmen- None.

Absent: Councilman Perley.

Attest: W. O. Thompson,  
City Clerk.

Approved G. J. Wren,  
Mayor.

RESOLUTION NO. 121 N.S.

RESOLVED, that the plans and specifications for the paving of that portion of Highway designated in said specifications as North 9th Street within the corporate limits, north of lateral No.4 of the Modesto Irrigation District, and east of S.P.R.R. Right of way, a total length of 819.3 feet as prepared by the City Engineer of said City, and submitted this 30th day of June 1913, be and the same are hereby adopted as and for the plans and specifications for doing said work.

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted by the City Council of the City of Modesto, the 30th day of June, 1913, by the following vote:

Ayes: Councilmen Gum, Schafer, Swan and Mayor Wren.

Noes- Councilmen None.

Absent- Councilmen Perley.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 122 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

That the City Clerk be and he is hereby authorized and directed to advertise for bids for the Improvement of that portion of Ninth Street North of Lateral No. 4 of the Modesto Irrigation District, in accordance with plans and specification this day adopted and on file in the office of the City Clerk of the City of Modesto.

Adopted by the Council of the City of Modesto. Date June 30th, 1913, by the following

vote:

Ayes- Councilmen Gum, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- Councilman Perley.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 123 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, The Council of the City of Modesto did heretofore to-wit: on the 24th day of June 1913, offer for sale the real property described and described in the annexed notice of sale and did call for bids on the same, and

WHEREAS, J. C. Robertson did thereafter, and in the time provided in said notice of sale, file his bid, offering the sum of One Hundred and Fifty Dollars per acre for each and every acre of said property, and

WHEREAS, the said bid of said J. C. Robertson was the highest bid for said real property, and the amount bid is an adequate price for said property.

BE IT RESOLVED, That the said bid of J. C. Robertson be, and the same is hereby accepted, and all other bids for said real property be rejected,

BE IT FURTHER RESOLVED; That the Mayor be, and he is hereby authorized and directed to execute the proper and legal convenances conveying said real property to said J. C. Robertson.

Adopted by the Council of the City of Modesto. Date July 16th, 1913, by the following vote:  
Ayes, Councilmen Gum and Schafer and Mayor Wren.

Noes- None.

Absent : Councilmen Swan and Perley.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 124 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

THAT, WHEREAS, the City Engineer has heretofore filed certain plans and specifications for the construction of certain sewers within the City of Modesto, which plans and specifications have been approved by the Council of said City,

THEREFORE, BE IT RESOLVED, that the Clerk be, and he is hereby authorized to advertise for sealed bids for the doing of said work according to plans and specifications, said notice calling for bids or proposals to be published for five successive issues in the Modesto Evening News prior to the opening of said bids or proposals, and to be in the form and manner required by law.

Adopted by the Council of the City of Modesto. Date July 23, 1913, by the following vote-

Ayes: Councilmen Gum, Schafer and Mayor Wren.

Noes- None.

Absent- Councilmen Perley and Swan.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 125 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

WHEREAS, the public health and convenience require that a sewer be constructed in that portion of the City of Modesto known as the "De Yoe Addition" and

WHEREAS, there is not sufficient moneys on hand in the treasury of said City to build the said sewer, and

WHEREAS, N. E. De Yoe has offered to construct said sewer and turn the same over to the City provided said city will reimburse him for such outlay,

BE IT RESOLVED; that said N. E. De Yoe, be authorized to build said sewer at a cost not to exceed the sum of \$400.00 and that said City will, as soon as there is sufficient money in the Treasury available for said purpose, reimburse said N. E. De Yoe for the money expended by him in constructing said sewer.

Adopted by the Council of the City of Modesto. Date July 30th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer and Mayor Wren.

Noes- None.

Absent- Councilman Swan.

Attest- W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 126 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

THAT, WHEREAS, a certain license was granted on the 18th day of June 1913, to Constantinos Anargyros, for the selling of intoxicating liquors in that certain restaurant known as the Opera Grill, which license is numbered 7, and.

WHEREAS, said Constantinos Anargyros has given up the business of conducting said Opera Grill, and desires that said license be surrendered.

BE IT RESOLVED that said license be revoked and declared to be no longer in force.

Adopted by the Council of the City of Modesto. Date Sept. 10th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That it is hereby determined by said Council that the public interest and public necessity of the people of the said City of Modesto demand the acquisition and construction of certain public improvements in and for the said City of Modesto, which said public improvements are as follows:

PROPOSITION 1. The improving of the intersections of the accepted streets of the said City of Modesto by grading, and thereupon paving the same with an asphalt concrete pavement, and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, the said grading, paving, construction of curbs and gutters, and the construction and placing in position of culverts to be in accordance with the plans and specifications for the same, heretofore adopted and now on file in the office of the City Clerk of the said City of Modesto.

That the estimated cost of said improvements is THIRTY THOUSAND DOLLARS.

That the construction of said improvements aforesaid are convenient and necessary to carry out the objects, purposes and powers of the said City of Modesto, and the cost of said improvements, aforesaid, will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

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PROPOSITION NO. 2. The acquisition, construction and completion of additional sewers and an additional sewer system, which said work will include excavating, the purchase of sewer pipe and necessary fixtures therefor, and the laying of the same. Said work to be done in accordance with plans and specifications heretofore adopted, and now on file in the office of the City Clerk of the City of Modesto.

That the estimated cost of said improvements mentioned in Proposition 2, as aforesaid, is the sum of TEN THOUSAND DOLLARS.

That the acquisition and construction of said sewers and sewer system, as aforesaid, is convenient and necessary to carry out the objects, purposes and powers of the said City of Modesto, and the costs of said improvements, last aforesaid, will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

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PROPOSITION 3. The improvement of the municipal water system of the said City of Modesto, by the erection of a one hundred thousand gallon tank, the installation of water meters at all pumping stations within said City, and the covering of the pit at the 17th Street Pumping Station, said work to be done in accordance with plans and specifications heretofore adopted, and now on file in the Office of the City Clerk of the City of Modesto.

That the estimated cost of said improvements is THIRTEEN THOUSAND DOLLARS.

That said improvements to said municipal water system, as aforesaid, are convenient and necessary to carry out the objects, purposes and powers of the said City of Modesto, and the cost of said improvements will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

\*\*\*\*\*

PROPOSITION 4. The acquisition, construction, and completion of a storm sewer system, drains and gutters, for the purpose of carrying off storm waters from certain portions of said City, said improvements to include the purchase and laying of pipes, fixtures, and other work necessary to construct and complete said system.

Said work to be done in accordance with plans and specifications heretofore adopted and now on file in the office of the City Clerk of the City of Modesto.

That the estimated cost of said last named improvement is the sum of TWENTY TWO THOUSAND, FIVE HUNDRED DOLLARS.

That said improvements, aforesaid, are convenient and necessary to carry out the objects, purposes and powers of the said City of Modesto, and the cost of the said improvements will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

\*\*\*\*\*

PROPOSITION 5. General Street improvement to the unpaved streets of the City of Modesto, and in particular the extension of 9th Street from the southern line of Lateral No. 4 of the Modesto Irrigation District to the northerly limits of said City. Said improvements to consist of the purchase and placing of gravel and other street material upon said streets. Said work to be done in accordance with plans and specifications heretofore adopted, and now on file in the office of the City clerk of the City of Modesto.

That the estimated cost of the last named improvement is the sum of FORTY-FIVE HUNDRED DOLLARS.

That said improvement, as aforesaid, is convenient and necessary to carry out the objects purposes and powers of the said City of Modesto, and the cost of said improvement will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

\*\*\*\*\*

I hereby certify that the foregoing resolution of intention No. 127 N.S. was adopted at a regular meeting of the Council of the City of Modesto, County of Stanislaus, State of California, held on the 10th day of September, 1913, by the following vote.

Ayes- Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

W. O. Thompson,  
City Clerk and ex-officio clerk of the Council  
of the City of Modesto, State of California.

I hereby approve the above resolution this 10th day of September, 1913.

G. J. Wren,  
Mayor and Chief Executive  
of the said City of Modesto.

BE IT RESOLVED by the Council of the City of Modesto as follows-

WHEREAS, The Tidewater Southern Railway has presented to this Council the attached petition, asking leave to construct certain spur tracks, and it appearing that the prayer of said petition should be granted,

BE IT RESOLVED that the leave so prayed for in the attached petition be granted upon the following conditions:-

- (1) That within a year from the date hereof the said railway shall install along Ninth Street from E Street to N Street metal trolley poles of suitable design and size, and in the meantime said railway may use the poles of the said City of Modesto for stringing its wires under such conditions as the Council may impose.
- (2) That said railway shall pay for the paving of the intersection of N and 9th Streets whenever called upon so to do by the Council of the City of Modesto.

Adopted by the Council of the City of Modesto . Date Sept. 12th, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

The petition follows:

TO THE COUNCIL OF THE CITY OF MODESTO:-

Your Petitioners, the TIDEWATER SOUTHERN RAILWAY COMPANY, a corporation duly incorporated under the laws of the State of California, and operating a railroad for the transportation of freight and passengers therein, hereby respectfully request that your honorable body grant it permission to construct, lay down and operate, two spur tracks, in the City of Modesto, as shown in red on the map hereto attached. The first of said tracks to commence at a switch in the main track of the Tidewater Southern Railway on N Street about 150 feet northeasterly from 9th Street thence along N Street, crossing 9th Street as shown on the map to a connection with the Southern Pacific Company's track.

The second track to commence at a switch in the main track of the TIDEWATER SOUTHERN RAILWAY on 9th Street, 153 feet southeasterly from N Street, thence crossing 9th Street to connection with the Southern Pacific Company's tracks as shown on the map.

Your petitioner respectfully represents that these tracks are necessary for the proper service of its patrons, and requests your honorable body to issue a permit as provided by the Charter of the City of Modesto.

TIDEWATER SOUTHERN RAILWAY COMPANY

By Byron A. Bearce,  
President

By Karl C. Brueck,  
Secretary.

RESOLUTION NO. 129. N.S.

BE IT RESOLVED by the Council of the City of Modesto , as follows:-

WHEREAS, the great valleys of interior California are experiencing a tremendous growth in population and increase in agricultural development which will be greatly augmented by the opening of the Panama Canal, through which water way will come throngs of thrifty settlers for these valleys, and

WHEREAS, San Francisco Bay is the great outlet for the traffic created in these valleys, and

WHEREAS, the port of Richmond on San Francisco Bay is the nearest tidewater point for both the Sacramento and San Joaquin Valleys and adjacent territories, and

WHEREAS, the City of Richmond has undertaken the project of building a harbor which will be of great convenience, reached directly as it is by the railroads into the interior, and which harbor will provide facilities for the commerce of these valleys at rates lower than at any other available point and will be of great benefit to the valleys of the interior, helping in handling their commerce and developing them, giving plenty of room for the handling of such commerce and supplying an entry place from which desirable immigrants may take train for their destinations in the farming sections, and

WHEREAS, the City of Richmond has voted \$1,170,000 in bonds for this harbor project, which is inexpensive in comparison with other propositions and easily constructed, and has actually sold \$300,000 worth of these bonds with which to make a start, upon receiving government approval and has shown great enterprise in sending to Washington a delegation of twenty of its leading citizens to present before the Rivers and Harbors Engineers of Washington the details and merits of the harbor expansion project, and

WHEREAS, Lieutenant Colonel Thomas H. Rees, Chief of Engineers for the United States Army on the Pacific Coast has made a detailed survey of the proposed new harbor at Richmond and has found it easy of constructions and thoroughly worthy of Federal aid and has highly recommended it to the Rivers and Harbors Engineers in Washington with further recommendation that it be approved by them, therefore be it

RESOLVED, by the Mayor and City Council of the City of Modesto that the construction of the proposed harbor at Richmond will be of great benefit to the San Joaquin Valley and the City of Modesto and other cities throughout the valleys and that construction of said harbor will be an important factor in our permanent development, and be it

RESOLVED, That we hereby petition the Rivers and Harbors Engineers in Washington to give the approval of said Richmond Harbor as asked by the Citizens there, not only for the benefit of the City of Richmond and the San Francisco Bay Region in general, but for that of the interior sections of the State tributary to the proposed harbor which sections will receive direct and extensive beneficial results and prosperity from it.

Adopted by the Council of the City of Modesto. Date Oct. 8, 1913, by the following vote:-

Ayes- Councilmen Gum, Perley, and Mayor Wren.

Noes- None.

Absent- Councilmen Schafer and Swan.

Attest: W. O. Thompson, City Clerk.

Approved: G. J. Wren, Mayor.

RESOLUTION NO. 130 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, Mr. E. H. Claypool, the Chief Engineer of the Modesto City Water Works System, and for many years a highly efficient and valued employee of the City of Modesto, has tendered his resignation as Chief Engineer on account of poor health, and has left the service of the City of Modesto,

BE IT RESOLVED: That the Council of the City of Modesto learn with regret of the intention of Mr. Claypool to leave its service, and desire to express its appreciation of the most excellent service he has rendered during his long employment with the City.

BE IT FURTHER RESOLVED that the Council tender to Mr. Claypool FIFTY<sup>half</sup>DOLLARS, being an advance of one/months salary, and that the City Clerk be instructed to issue and forward to Mr. Claypool a warrant for that amount.

Adopted by the Council of the City of Modesto. Date Oct. 8th, 1913 by the following vote:  
Ayes- Councilmen Gum, Perley, Swan and Mayor Wren.

Noes- None. Absent: Councilman Schafer.

Attest: W. O. Thompson,  
City Clerk.

Approved: G. J. Wren,  
Mayor.

RESOLUTION NO 131 N.S.

BE IT RESOLVED, by the Council of the City of Modesto, as follows:

WHEREAS, The Council of the City of Modesto did heretobefore authorize Councilman C. D. Swan to purchase certain fractional lots hereinafter described for the purpose of straightening certain streets in said City, and

WHEREAS, acting such authorization said C. D. Swan did purchase of G. M. Field the following described lots, to-wit: the S. W. fcl part of Lot 26 of the Edwards Addition for the sum of \$60.00 and the S. W. fcl part of Lot 27 of the Edwards Addition for the sum of \$190 in the City of Modesto at a price of \$60.00 and \$190.00 each, and the further consideration moving to said G. M. Field that he should not be called upon to pay any part of the initial cost of paving any part of 9th Street passing his property in Lots 26 and 27 Edwards Addition,

Whereas, said C. D. Swan did expend for the purchase of said lots the sum of \$250.00, and is entitled to be reimbursed therefor.

BE IT RESOLVED: That the Clerk be instructed to draw his warrant in favor of C. D. Swan for the sum of \$250.00.

BE IT FURTHER RESOLVED: that said G. M. Field shall not be obliged to pave any part of the street or streets passing Lots 26 and 27 on Ninth Street in Edwards Addition to the City of Modesto, in consideration of his conveying said lots in Edwards Addition, as aforesaid.

Adopted by the Council of the City of Modesto. Date October 8th, 1913' by the following vote.

Ayes- Councilmen Gum, Perley, Swan and Mayor Wren.

Noes- None. Absent- Councilman Schafer.

Attest: W. O. Thompson,  
City Clerk.

Approved: G. J. Wren,  
Mayor.

Resolution No. 132 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That WHEREAS, Steven Martella/<sup>did</sup>heretofore and in due form file with this Council his application for a license to conduct a retail liquor business and hotel in the City of Modesto, and

WHEREAS, after due consideration the Council finds that said Steven Martella is a fit and proper person to be granted said license, and that he has complied in all respects with the ordinances of the City of Modesto respecting the issuance of such license,

BE IT RESOLVED, that said Steven Martella be and he is hereby granted the license prayed for in his said application.

Adopted by the Council of the City of Modesto. Date Oct 22, 1913, by the following vote:-

Ayes- Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved: G. J. Wren,  
Mayor.

RESOLUTION NO 133 N.S.

A RESOLUTION declaring the result of a special election held in and for the City of Modesto on the 24th day of October, 1913.

SECTION 1.

WHEREAS, the Council of the City of Modesto did, by Ordinance No. 48 N.S., call a special election for the 24th day of October, 1913, and submit to the qualified voters of said City of Modesto, five certain propositions for incurring a bonded indebtedness for the purpose in said ordinance set forth, a copy of which is hereto annexed, marked "Exhibit A" and made a part of this resolution, which ordinance was duly published in the Modesto Evening News, a newspaper of general circulation, printed and published in said City of Modesto, for the time required by law, and

WHEREAS, all the provisions of law requisite to the calling of said election and notice thereof were duly complied with, and the Council of the City of Modesto do so find, and

WHEREAS, said special election was on the 24th day of October, 1913, duly held in all respects in conformity with the laws of the State of California and the ordinances of the City of Modesto, and

WHEREAS, the proper officers of said election returned to and filed with the City Clerk of the said City of Modesto the returns of said election, and said returns were opened and canvassed by the Council of said City, and the results of said election ascertained and declared on the 27th day of October, 1913.

NOW, THEREFORE, the said Council finds and so declares that at said election the following votes were cast for

	FOR.	Against.
Proposition No. 1	383	513
Proposition No. 2	473	425
Proposition No. 3.	447	447
Proposition No. 4.	404	481
Proposition No. 5.	415	471

That in order for said propositions to carry it is necessary that each proposition should receive two-thirds of all the votes cast for said proposition at said election.

That none of said propositions received the requisite vote.

THEREFORE BE IT RESOLVED AND DECLARED by the Council of the City of Modesto that each of said propositions failed to receive the requisite number of votes, and said propositions and each of them are declared to have been defeated.

Introduced and adopted by the Council of the City of Modesto at a special meeting duly called for that purpose on the 27th day of October, 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer, and Mayor Wren.

Noes- None.

Absent- Councilman Swan.

Attest: W. O. Thompson,  
City Clerk.

Approved this 27th day of October, 1913.

Mayor of the City of Modesto.

#### RESOLUTION NO. 134 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

THAT, WHEREAS, The Hughson Hotel Company, a corporation, did heretofore and in due form file with this Council their application for a license to conduct a retail liquor business and Hotel in the City of Modesto, and

WHEREAS, after due consideration the Council finds that said Hughson Hotel Company, a corporation, are fit and proper persons to be granted said license, and that they have complied in all respects with the ordinances of the City of Modesto respecting the issuance of such license,

BE IT RESOLVED, that said Hughson Hotel Company, a corporation, be and they are hereby granted the license prayed for in their said application.

Adopted by the Council of the City of Modesto. Date November 12th, 1913, by the following vote:-

Ayes, Councilmen Gum, Perley, Schafer, Swan and Mayor Wren.

Noes, None.

Absent, None.

Attest: W. O. Thompson,  
City Clerk.

Approved: G. J. Wren,  
Mayor.



RESOLUTION NO. 137 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That Mr. Lowell Gum is hereby appointed Commissioner of Public Works, to take the place of Mr. George Perley, resigned.

Adopted by the Council of the City of Modesto. Date November 26th, 1913, by the following vote:

Ayes, Councilmen Gum, Schafer, Swan and Mayor Wren.

Noes, None. Absent, None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.

RESOLUTION NO. 138 N. S.

WHEREAS, The Women's Improvement Club of Modesto has acquired and developed certain parks within and adjoining the City of Modesto, for the public use and benefit, and

WHEREAS, the said Women's Improvement Club has requested the Council to accept title to the said parks, on behalf of the City, and to assume the control of and expense of maintaining the same,

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

That the necessary steps be taken to acquire a good title on behalf of the City of Modesto to the Graceada Park, the Enslin Park, the Maze and Wren Park and the West Side Park; such acquisition of title to be on or after February 1st, 1914, at the option of the said Women's Improvement Club.

BE IT FURTHER RESOLVED: That the City Council, for and on behalf of the City of Modesto provide ways and means for the management, maintenance and further development of said parks, after title to same has been accepted by the City. Said taking over of said parks to be subject to the right of the voters of said City of Modesto to exercise the referendum in said matter.

Adopted by the Council of the City of Modesto at a regular meeting held on the 12th day of December 1913, by the following vote:

Ayes, Councilmen Gum, Moss, Schafer, Swan and Mayor Wren.

Noes, None. Absent, None.

Attest: W. O. Thompson,  
City Clerk.

Approved December 12th, 1913.

G. J. Wren,  
Mayor.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the Clerk be authorized and directed to publish notice to bidders for the following light and power:

LIGHTS.

- A. Current on a meter basis for the street lighting system of the City of Modesto, to be delivered at the 10th Street water works at 2200 volts for the operation of three 8 KW constant current transformers, with a capacity of eighty 100 watt 6.6 Amp. lamps, the present installation consisting of about 170 lamps.
- B. Current on a meter basis for the street arch and other permanent street decorations.
- C. Lighting on a meter basis for the lighting of all municipal buildings, public library, etc.
- D. Electric current on a monthly basis for the operation of 45 Electroliers or more including installation, maintenance of same, delivering not less than 950 candle power per post, commencing one half hour after sundown and continuing until 11.30 P. M. with two posts at the corner of 10th and "I" to burn all night.

Satisfactory evidence of amount of candle power to be furnished at the expense of the party furnishing the light.

- E. Gas on a monthly basis for the operation of 45 Gasolabras or more including installation and maintenance of same and delivering not less than 950 candle power per post, commencing one half hour after sundown and continuing until 11.30 P.M. with two posts at the corner of 10th and "I" to burn all night.

Satisfactory evidence of amount of candle power to be furnished at the expense of party f furnishing the light.

POWER.

- A. Current on a meter basis for the operation of the City motors, to consist of one 75 H.P. 2200 volt, 60 cycle three phase motor at the Eighth Street Station, and one 3 H.P. single phase.
- B. Current for the operation of one 75 H.P. 2200 volt 60 cycle three phase motor at the Wisecarver pumping station, and one 3 H.P. single phase.
- C. Current for the operation of one 75 H.P. 2200 volt 60 cycle three phase motor at the Seventeenth Street pumping station, and one 3 H.P. single phase.
- D. Current for the operation of one 75 H. P. 2200 volt 60 cycle three phase motor, and one 125 H.P. 2200 volt 60 cycle three phase motor at the Tenth Street pumping station, one 3 H.P. single phase, and one  $\frac{1}{2}$  H.P. single phase, and one 3 H.P. three phase. All to be on a meter basis.

Adopted by the Council of the City of Modesto. Date Dec. 12th, 1913, by the following vote:

Ayes, Councilmen Gum, Moss, Schafer, Swan and Mayor Wren.

Noes, None. Absent, None.

Attest: W. O. Thompson,  
City Clerk.

G. J. Wren,  
Mayor.