

AN ORDINANCE FIXING THE AMOUNTS OF THE OFFICIAL BONDS REQUIRED  
TO BE FURNISHED BY CERTAIN PUBLIC OFFICERS OF THE CITY OF  
MODESTO.

Be it ordained by the Council of the City of Modesto as follows -

SECTION 1. The respective public officers of the City of Modesto shall before entering upon the duties of their respective offices execute to the City of Modesto, a bond in the following penal sums, conditioned for the faithful performance of their respective duties, to wit:

The City Clerk - a bond in the penal sum of Five Thousand Dollars.

The City Auditor - a bond in the penal sum of Twenty Five Hundred Dollars.

The City Assessor - a bond in the penal sum of Twenty Five Hundred Dollars.

The City Treasurer - a bond in the penal sum of One Hundred Thousand Dollars.

The City Collector - a bond in the penal sum of Twenty Five Thousand Dollars.

The Chief of Police - a bond in the penal sum of Five Thousand Dollars.

The City Attorney - a bond in the penal sum of One Thousand Dollars.

The City Engineer - a bond in the penal sum of One Thousand Dollars.

SECTION 2. The said bonds shall be executed, approved and filed in the manner provided by the provisions of the Charter, and shall comply with any and all provisions of the law of this State, relating to official bonds, not inconsistent with the provisions of the Charter.

SECTION 3. This ordinance is hereby declared to be urgent and necessary to carry on the form of government provided by the Charter, and is passed in order that said officials may comply with the general law relating to the execution and filing of official bonds, and to establish and maintain without intermission an effective City Government and immediately to preserve the public peace, health and safety, and shall take effect immediately after its final passage.

It is ordered that this ordinance be published at least once in full in the Modesto Morning Herald a newspaper of general circulation printed and published in the City of Modesto, at least three days prior to its final passage.

Introduced July 1st, 1911 by Councilman L. T. Moss.

Adopted and ordered printed and published as above at a meeting of the Council of the City of Modesto, held July 1st, 1911, by the following vote:-

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

Noes - none.

Absent -- none.

Attest :-

H. O. Thompson

City Clerk.

Approved July 1st, 1911.

G. J. Wren  
Mayor.

Adopted as an ordinance by the Council of the City of Modesto on the 12th day of July, 1911, by the following vote:-

Ayes- Councilmen Moss, Berley, Schafer, Swan and Mayor Wren:

Noes- None.

Absent- None.

Attest :-

H. O. Thompson  
City Clerk.

Approved July 12th, 1911.

G. J. Wren  
Mayor.

AMENDED BY ORD 957  
by Ord

ORDINANCE NO. 2 N. S.

AN ORDINANCE FIXING THE TIME AND PLACE OF HOLDING THE REGULAR MEETINGS OF THE COUNCIL OF THE CITY OF MODESTO, AND PRESCRIBING THE MANNER IN WHICH ITS SPECIAL MEETINGS MAY BE CALLED.

Be it ordained by the Council of the City of Modesto as follows:-

SECTION 1. That the regular meetings of the City Council shall be held on the second and fourth Wednesdays of each and every month after the final adoption of this ordinance, commencing at the hour of 7.30 P. M.

SECTION 2. That all special meetings of said Council shall be called by the Mayor or Vice President of the Council on not less than two days notice to the members thereof when notice of such meeting is sent by United States mail, in writing signed by the clerk, and not less than two hours after notice has been personally given to each member by a written notice, signed and delivered to each member by the Clerk. It is hereby made the duty of the clerk to prepare and send, or deliver such notices. All meetings, both regular and special, shall be held in the Council Chamber in the City Hall, in the City of Modesto.

SECTION 3. This ordinance is declared to be urgent and necessary to carry on the form of government provided by the Charter, and is enacted in order to provide a fixed place and time for the holding of meetings of said Council, and in order to establish and maintain without intermission, an effective City Government, and to preserve the public peace, health, and safety, and shall take effect immediately after its final passage.

SECTION 4. It is ordered that this ordinance be published in full at least once in the Modesto Evening News, a newspaper of general circulation, printed and published in the City of Modesto, at least three days prior to its final passage.

Introduced July 1st, 1911, by Councilman L. T. Moss.

Adopted and ordered printed and published as above, at a meeting of the Council of the City of Modesto, held July 1st, 1911

by the following vote:

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

Noes - none.

Absent - none.

Attest:-

H. O. Thompson

City Clerk.

Approved July 1st, 1911.

G. J. Wren

Mayor.

Adopted as an ordinance by the Council of the City of Modesto on the 12th day of July, 1911, by the following vote:-

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

Noes: None.

Absent: None.

Attest:

H. O. Thompson

City Clerk.

Approved July 12th, 1911.

G. J. Wren

Mayor.

AN ORDINANCE FIXING THE)COMPENSATION OF CERTAIN OFFICIALS OF THE CITY OF MODESTO.

Be it ordained by the Council of the City of Modesto as follows:-

That commencing from the date of their several appointments, the compensation of the appointive officials of the City of Modesto shall be, and the said compensation is hereby fixed at the following amounts, viz:-

Section 1. That the compensation of the City Clerk shall be and the same is hereby fixed at the sum of seventy five dollars per month, said sum to be in full payment of all services rendered by said officer in such capacity.

Section 2. That the compensation of the City Auditor shall be and the same is hereby fixed at the sum of twenty five dollars per month, said sum)to be in full payment for all services rendered by said officer in such capacity.

Section 3. That the compensation of the City Assessor shall be and the same is hereby fixed at the sum of twenty)five dollars per month, said sum to be in full payment of all services rendered by said officer in such capacity!

Section 4. That the compensation of the City)Treasurer shall be and the same is hereby fixed at the sum of Twenty Five dollars per month,)said sum to be in full payment of all services rendered by said officer in said capacity.

Section 5. That the compensation of the Collector of the City of Modesto shall be and the same is hereby fixed at the sum of Twenty Five dollars per month, said sum to be in full payment of all services rendered by said officer in such capacity.

Section 6. That the compensation of the Chief of Police shall be, and the same is hereby fixed at the sum of One Hundred and Twenty Five Dollars per month, said sum to be in full payment

for all services rendered by said officer in such capacity.

Section 7. That the compensation of the Fire Chief shall be and the same is hereby fixed at the sum of Seventy Five Dollars per month, said sum to be in full payment of all services rendered by said officer in such capacity.

Section 8. That the compensation of the Street Superintendent shall be and the same is hereby fixed at the sum of One Hundred Dollars per month said sum to be in full payment of all services rendered by said officer in the capacity of Street Superintendent and all other services which he may render in any other duty assigned to him by the Council.

Section 9. That the compensation of the Building Inspector shall be and the same is hereby fixed at the sum of Four dollars per day for each and every day spent in the performance of his duties. Should said officer perform less than a full day's work the compensation shall be computed on the basis of \$4.00 per day, provided that he shall be entitled to a minimum compensation of \$2.00 for any fraction of a day spent in the performance of his duties as such Building Inspector. The said sum of Four Dollars per day shall be in full payment for all services rendered by said officer as such Building Inspector and for all other services which he may render in any other duty which may be assigned to him by the Council.

Section 10. That the compensation of the Sewer Inspector shall be and the same is hereby fixed at the sum of One Hundred Dollars per month said sum to be in full payment of services rendered by said officer in the capacity of Sewer Inspector and of all other services performed by him in any other duty which may be assigned to him by the council.

Section 11. That the compensation of the Health Officer shall be, and the same is hereby fixed at the sum of Twenty Five Dollars per month, said sum to be in full payment of all services rendered by said officer in said capacity.

Section 12. That the compensation of the Police Judge shall

be and the same is hereby fixed at the sum of Twenty Five Dollars per month, said sum to be in full payment of all services rendered by said officer in such capacity.

SECTION 13. That the compensation of the City Attorney shall be and the same is hereby fixed at the sum of Fifty Dollars per month, said sum to be in full compensation for all services rendered by said officer in such capacity.

SECTION 14. That the compensation of the City Engineer shall be and the same is hereby fixed at the sum of One Hundred and Seventy Dollars per month, said sum to be in full of all services rendered by said officer in such capacity and in full payment of all other services rendered by him in any other duty which may be assigned to him by the Council.

SECTION 15. This ordinance is declared to be urgent and necessary to carry on the form of government provided by the charter, and is enacted in order to establish and fix the compensation of the officials of the City of Modesto herein mentioned, and in order to establish and maintain without intermission an effective City government and to preserve the public peace, health and safety, and shall take effect immediately after its final passage.

Section 16. It is ordered that this ordinance be published in full at least once in the <sup>Modesto</sup> Daily Evening Newspaper, a newspaper of general circulation, printed and published in the City of Modesto, at least three days prior to its final passage.

Introduced by Councilman L. T. Moss.

Adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held July 5th, 1911, by the following vote:

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

Noes - none.

Absent - none.

Attest -

Ph. O. Thompson

City Clerk.

Approved July 5th, 1911.

G. J. Wren  
Mayor.

Adopted as an ordinance by the Council of the City of Modesto on the 12th day of July, 1911

by the following vote:-

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

Noes- None.

Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved July 12th, 1911.

G. J. Wren  
Mayor.

SPECIAL  
NOT IN CODE

ORDINANCE NO 4 N.S.

ORDINANCE CALLING A SPECIAL ELECTION OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, for the purpose of submitting to the qualified voters of the said City of Modesto, a proposition to incur a bonded indebtedness to pay the cost of certain municipal improvements in and for said City, which said improvements are necessary and convenient to carry out the objects, purposes and powers of said City, and the cost of which said improvements will be too great to be paid <sup>out</sup> of the annual income and revenue of said city;

WHEREAS, the Council of the City of Modesto did heretofore, to wit, on the 12th day of July, 1911, by a unanimous vote, of all the members of said council determine in due and regular form that the public interest and public necessity of the people of the City of Modesto, demand certain public improvements in and for the said City of Modesto, which said improvements are necessary and convenient to carry out the objects, purposes and powers of the said City of Modesto, and which said improvements are set forth as follows, to wit:- The improving of the intersections of the ~~of the~~ accepted Streets of the said City of Modesto by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto; and

WHEREAS the Mayor and Chief Executor of said City of Modesto did on the 12th day of July, 1911, duly and regularly approve of such action of ~~the~~ <sup>said</sup> said council of ~~the~~ City of Modesto;

NOW THEN THEREFORE the Council of the City of Modesto do ordain as follows :-

SECTION 1.

That a special election shall be held in the City of Modesto, County of Stanislaus, State of California, on Wednesday the 30<sup>th</sup> day of August, 1911, to submit, and at which election shall be submitted, to the qualified voters of said City the following proposition to incur indebtedness by said City, to wit: The proposition to incur a bonded indebtedness of Thirty Thousand Dollars in Gold Coin of the United States of America, for the objects, and purposes of improving of the intersections of the accepted streets of the said City of Modesto, by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto.

The estimated cost of said improvements is Thirty Thousand Dollars. The construction of the improvements aforesaid are necessary and convenient to carry out the objects, purposes and powers of the said City of Modesto, and the <sup>of said improvements aforesaid</sup> cost will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

The said last mentioned date is hereby fixed by the said council of the City of Modesto as the date for the holding of said election, and the said proposition to incur such municipal indebtedness is hereby submitted to said voters for their determination at said election.

SECTION II.

The objects and purposes for which said bonded in-

debtedness of Thirty Thousand Dollars is proposed to be incurred is for the improving of the intersections of the accepted streets of the said City of Modesto by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto.

#### SECTION III.

The estimated cost of the improving of the said intersections of the said accepted streets of the said City of Modesto by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto, is Thirty Thousand Dollars.

#### SECTION IV.

The Council of the City of Modesto do further ordain as follows: That if the proposition above set forth to incur said indebtedness in the said sum of Thirty Thousand Dollars Gold Coin of the United States of America, as aforesaid, for the objects and purposes above mentioned and set forth, shall be accepted by the qualified voters of the said City of Modesto, as in this ordinance and as by the statute in such cases made and provided, then and in that case bonds of the said City of Modesto to the amount of Thirty Thousand Dollars Gold Coin of the United States of America, for the

payment of the cost of the improving of the intersections of the accepted streets of said City of Modesto by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto, shall be issued as follows : to wit: Said bonds shall be negotiable in form and shall be of the kind and character known as " serials " and shall bear the rate of interest, and be paid as hereinafter provided and set forth.

Said bonds authorized to be issued pursuant to said election shall bear interest from the date of their issuance until paid at the rate of five (5) per cent per annum payable semiannually, and the principal sum of said bonds, and the interest upon the same shall be payable in Gold Coin of the United States of America, in the manner following, that is to say, one Fortieth part of the whole amount of the principal of said indebtedness created under the foregoing proposition shall be paid each and every year to the City Treasury of the City of Modesto on the 2<sup>nd</sup> day of *January* of each and every year, together with interest on all sums unpaid at such dates, provided that the interest on said bonds shall be paid semi-annually, so that there shall be a payment of interest on all sums then unpaid in each and every one half year, being at said date of the payment of the annual installment of principal as hereinafter designated, and the other one-half of said annual payment of said interest shall be payable six months thereafter, and provided further

that said interest shall be evidenced by proper and legal coupons attached to said bonds, a separate coupon being attached to each bond for each semi-annual payment of interest to become due on such bonds.

And it is Further Ordered that the total indebtedness authorized to be created at such election shall be represented by bonds payable in the manner following : Said bonds shall be issued in the denomination of Seven Hundred and Fifty (\$750) each; Said bonds shall be known as "Municipal Improvement Bonds of the City of Modesto .

#### SECTION V.

The Council of the City of Modesto do further ordain that the manner of holding said special election, and of holding either for or against incurring such indebtedness shall be as provided and determined in this ordinance, and in all particulars not recited herein, such election shall be held as provided by the statutes in such cases made and provided for the holding of said municipal elections in said municipalities, and for particulars not provided by law for holding such municipal elections, the general election laws of the State of California shall, so far as the same may be applicable, govern. If any of the parties designated and appointed herein as officers of election for this special election fail to attend at the opening of the polls on the morning of said the election, then and in that event the electors of the precinct present at that hour may supply the place of any such absent member by appointment under and in accordance with the general election laws of the State of California.

At such special election the polls shall be opened

at six (6) o'clock of the morning of the day of such election, and must be kept open until six (6) o'clock of the evening of the same day, when the polls shall thereupon be closed, that for the purpose of said special election the said City of Modesto shall be , and the same is hereby precincted, consolidated and established as one election precinct, to be known as and designated "Special Election Precinct, No. 1", the boundaries of which precinct shall be, and are hereby fixed as at and co-extensive with the exterior boundaries of the said City of Modesto.

In said precinct, to-wit: In the said City of Modesto the polls and voting place is hereby fixed as the Council Chamber in the City Hall in the City of Modesto said place being the place where the Council of the City of Modesto usually hold their meetings, and said place being one in which elections usually have been held, and being within the boundaries of said precinct hereinbefore referred to and created, and the following named persons are hereby appointed officers of Election for said Special Election, to-wit:

Inspectors of Election-L.B. Walthall & L.W. Ordway

Judges of Election --Julian Mourot & H.M. Briggs.

Clerks of Election--E.H. Zion & F. Wisecarver.

Ballot Clerks of Election-A.L. Holtham & W.H. Bortle.

The foregoing polling place has been found and is hereby determined and fixed to be a suitable and proper place for the holding of said special election, and the several persons above named have been found and are hereby determined to be qualified for said respective positions, and to have in all respects the qualifications therefor as provided by law, and they shall and will, and are hereby appointed such officers, to conduct and carry on said election, and to constitute said Board of Election, and said Board of Election and said officers shall conduct, and are hereby directed and empowered and

instructed to conduct such election as by law and by this ordinance provided, and to canvass the votes given and cast at such Special Election, and to make and deliver returns and the said Council of the City of Modesto thereof to the Council of the City of Modesto, shall and will meet and canvass said returns when received under and in accordance with the statute in such cases made and provided, and shall declare the result of this said Special Election.

#### SECTION VI.

The manner of voting for or against incurring said indebtedness shall be as follows, to-wit:-

A sufficient number of ballots shall be and is hereby directed to be prepared and caused to be printed on the proper kind of paper used at general elections in said state of California, and to be so prepared by the City Clerk of the City of Modesto, and be furnished in sufficient numbers by said Clerk, and provided for the use of the voters at such special election, and the preparation of which shall be at the expense of <sup>said</sup> the City of Modesto, and said ballots shall have the following matter printed thereon, in addition to any other matter which may be required by the statute in such cases made and provided, to-wit:

#### MUNICIPAL BALLOT.

" SPECIAL ELECTION PRECINCT NO. I " , OF THE CITY OF  
Modesto.

To vote for a proposition and thereby authorize the incurring of a bonded indebtedness to the amount of Thirty Thousand (30,000) Dollars , and for the purpose stated in such proposition, stamp a cross (X) in the blank to the right of the word " YES " .

To vote against the proposition, and thereby refuse to authorize the incurring of the bonded indebtedness to the amount of Thirty Thousand (\$30,000) Dollars for the purpose stated in such proposition stamp a cross (X) in the blank to the right of the word " No " .

All marks except the cross (X) are forbidden. All distinguishing marks or erasures are forbidden, and make the ballot void.

If you wrongfully stamp, or make a mistake in stamping tear up or deface this ballot. return it to the Inspector of Election, and obtain a new ballot.

SPECIAL ELECTION SUBMITTING TO THE QUALIFIED  
VOTERS OF THE CITY OF MODESTO, COUNTY OF STANISLAUS,  
STATE OF CALIFORNIA, THE FOLLOWING PROPOSITION, TO-WIT:

The proposition to incur a bonded indebtedness of Thirty Thousand Dollars, for the object and purposes of paying the cost of improving of the intersections of the accepted streets of the City of Modesto by grading, and thereupon paving 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 plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto.

NO	:	:	:
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YES	:	:	:
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Any voter who desires to vote in favor of the foregoing proposition, may do so by stamping a cross (X) in the voting square on the right hand margin of his ballot, after and opposite the word "YES", and after such ballot shall be so stamped and deposited in the ballot box, it shall be *by the statute in such cases made and provided* canvassed and counted as provided in favor of such proposition and accepting the same.

Any voter who desires to vote against and to reject such proposition, may do so by stamping a cross (X) in the voting square on the right hand side of his ballot, and after and opposite the word "NO",

and after the ballot shall be so stamped and deposited in the ballot box, it shall be canvassed and counted as provided by law, against such proposition, and rejecting the same.

#### SECTION VII.

The Council of the City of Modesto, do further ordain as follows:

After any voter who desires to vote for and in favor of the proposition to incur said bonded indebtedness aforesaid, and to accept such proposition, may do so at such Special ~~EE~~ Election as stated in said form of ballot, by stamping a cross (X) in the voting square on the right hand margin of his ballot after and opposite the word "YES", and after such ballot shall have been so stamped and deposited in the ballot box, it shall be canvassed and counted as provided by law, as a vote in favor of <sup>said</sup> ~~such~~ proposition, and accepting the same, and any voter who desires to vote against the proposition to incur a bonded indebtedness as aforesaid, and to reject such proposition may do so by at said Special Election as stated in said form of ballot, by stamping a cross(X) in the voting square, on the right hand margin of his ballot, after and opposite the word "NO", and after ~~such~~ ballot shall be so stamped and deposited in the ballot box, it shall be canvassed and counted as provided by law, as voting against such proposition, and rejecting the same, such marks shall be made only with a stamp, which, with the necessary pads and ink, shall be provided for each booth for that purpose.

#### SECTION VIII.

The City Council of the City of Modesto do further ordain, that the bonds authorized to be issued pursuant to said elections shall be signed by the Mayor of the City of ~~Mod~~ Modesto, and also by the City Treasurer of ~~the~~ said City of Modesto, and shall be countersigned by the City Clerk of ~~the~~ said City of Modesto, and said officers are hereby authorized

and empowered and directed, to, in the event by such election said bonds shall be authorized to be issued, sign, and execute said bonds as aforesaid, in accordance with this Ordinance and the Statute in such cases made and provided.

#### SECTION IX.

This ordinance shall be published once a day for at least seven days in the Modesto Evening News, a newspaper of general circulation, which said newspaper is so published at least six (6) days a week in the City of Modesto, and the said publication of this ordinance shall be so published for at least seven (7) consecutive issues in said paper, to commence on the 1<sup>st</sup> day of August, 1911, in the issue of said paper on said date and to be published in each and every succeeding issue of said paper for six (6) succeeding issues thereafter, and no further or other or additional notice of such election need be given.

#### SECTION 10.

This ordinance shall take effect and be in full force from and after fifteen (15) days after its final passage and approval.

*as a proposed ordinance*  
Adopted and ordered printed and published as above, at a Special Meeting of the Council of the City of Modesto, held on the 19th day of July, 1911 by the following vote.

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

Noes : None.                      Absent : None.

Attest : W. O. Thompson.

I hereby approve this ordinance this 19th day of July, 1911, the adoption *as a proposed ordinance* and the order directing the same to be printed and published.

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



And I further certify that said Ordinance was on the said ..... day of ....., 1911, signed and approved by the Mayor and Chief Executive of the City of Modesto, and attested by me as City Clerk of said City, with the seal thereof, all on said date aforesaid.

WITNESS my hand and the seal of said City, this .....day of ....., 1911.

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City Clerk of the City of Modesto  
of the State of California.

REPEALED  
MUNICIPAL CODE

An Ordinance to Amend Ordinance No. 276 by Amending Sections 5-7-11 of said Ordinance.

Section 1.

The Council of the City of Modesto do ordain as follows :  
That Sections 5,7, and 11 of Ordinance No. ~~222~~ 276 be amended by substituting the words " Building Inspector " in place of the words " Superintendent of Sewers " whenever said words appear in said sections.

Section 2.

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

Section 3.

This Ordinance is declared to be urgent and necessary to carry on the form of government provided by the Charter and is enacted in order to immediately preserve the public peace, health and safety, and shall take effect immediately after its final passage.

Section 4.

It is ordered that this Ordinance be printed and published in full at least once in the Modesto Evening News, at least three days prior to its final passage and adoption.

Adopted and ordered printed and published as above, at a regular meeting of the Council of the City of Modesto, held on the 26th day of July, 1911, by the following vote:-

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

Noes : None.

Absent: None.

Attest : *W. O. Thompson*  
City Clerk.

Approved July 26th, 1911.

*G. J. Wren*  
Mayor.

Adopted as an ordinance by the Council of the City  
of Modesto on the 9<sup>th</sup> day of Aug. 1911, by the  
following vote:-

Ayes: Councilmen Woss, Perley, Schaefer  
Swan and Mayor Wren.

Noes: None

Absent: None

Attest: D. O. Thompson

City Clerk.

Approved Aug. 9<sup>th</sup>, 1911.

G. J. Thorne  
Mayor.

AN ORDINANCE PROVIDING FOR THE CUTTING DOWN AND DESTROYING OF GRASS, WEEDS, AND OTHER NOXIOUS GROWTHS AND THE TRIMMING OF TREES. ALSO THE REMOVAL OF DEBRIS FROM LOTS, STREETS AND ALLEYS.

.....

The Council of the City of Modesto do Ordain as follows:-

CODE SEC. SECTION 1.  
NO. 4-7601

It is hereby made the duty of every person owning or occupying any land or lots of land within the corporate limits of the City of Modesto fronting on any graded street , to cut down and destroy all weeds, grass and all other noxious growths in front of said premises from the property line thereof to the curb line of said street, and to keep all trees extending over the same trimmed up to a height of not less than seven feet, and also to keep said space clear of debris.

SECTION 2.

It is hereby made the duty of every person owning or occupying any vacant lot within the corporate limits of the City of Modesto to keep the same at all times free and clear of weeds or other noxious growths, and to keep said lot or lots free and clear of all debris of every kind and description.

SECTION 3.

Any violation of this Ordinance is hereby declared a misdemeanor, punishable by a fine not exceeding the sum of Fifty Dollars, or by imprisonment in the county jail of the County of Stanislaus, for a period of twenty-five days or by both fine and imprisonment.

SECTION 4.

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

SECTION 5.

This ordinance is hereby declared to be urgent and

necessary and is passed to preserve immediately the public health, peace, and safety, and shall take effect immediately after its final passage.

SECTION 6. It is ordered that this Ordinance be published in the Modesto Evening News at least once in full, at least three days prior to its final passage.

Adopted and ordered printed and published at a regular meeting of the Council of the City of Modesto this 26th day of July, 1911, by the following vote.

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

Noes. None.

Absent : None.

Attest H. O. Thompson  
City Clerk.

Approved July 26th 1911.

G. J. Wren  
Mayor

.....

Adopted as an ordinance by the Council of the City of Modesto on the 9th day of Aug. 1911, by the following vote:-

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

Noes: None

Absent : None

Attest : H. O. Thompson  
City Clerk.

Approved Aug 9th 1911.

G. J. Wren  
Mayor.

REPEALED ORD 234CS

Ordinance No. 77.N.S.

AN ORDINANCE REGULATING RIDING OR DRIVING UPON SIDEWALKS, AND REGULATING THE RUNNING OF AUTOMOBILES UPON AND OVER THE SAME.  
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The Council of the City of Modesto do ordain as follows,-

Section 1. It is hereby declared unlawful and a misdemeanor to ride or drive any horse, teams, mule, cow, bull or steer across or upon any side walk within the City of Modesto, or to run or propel any automobiles over or across the same, except at street crossings or over permanently constructed driveways.

Section 2. Where, for buildings or other temporary purposes, it is necessary to drive a loaded vehicle across a sidewalk, the sidewalk area must be substantially protected by two (2) inch Planks; and written permission must be previously obtained from the Street Superintendent of the City of Modesto.

Section 3. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding twenty five dollars (\$25) or by imprisonment not exceeding ten days, or by both such fine and imprisonment.

Section 4. This ordinance is hereby declared to be urgent and necessary to preserve immediately the public health, peace and safety and shall take effect immediately from and after its final passage and adoption.

Section 5. It is ordered that this ordinance be printed and published in the Modesto Evening News at least once in full, at least three days before its final passage and adoption.

Adopted and ordered printed and published as above at a regular meeting of the council of the City of Modesto held August 9<sup>th</sup>. 1911.

by the following vote;--

Ayes, Councilmen Moss, Perley, Schopen, Swan,  
and Mayor Kren

Noes NONE

Absent NONE

Attest H. O. Thompson

City Clerk

Approved August 9<sup>th</sup> 1911,

G. J. Kren  
Mayor

Adopted as an Ordinance by the Council of the  
City of Modesto on the 13<sup>th</sup> day of Sept. 1911,

by the following vote:

Ayes: Councilmen Moss, Perley, Schopen,  
Swan, and Mayor Kren

Noes: Councilmen NONE

Absent : NONE

Attest: H. O. Thompson  
City Clerk.

Approved Sept. 13<sup>th</sup>, 1911.

G. J. Kren  
Mayor.

REPEALED  
MUNICIPAL CODE

ORDINANCE NUMBER ..8....NS

PROVIDING FOR THE LICENSING AND REGISTRATION OF DOGS, AND REGULATING THE KEEPING AND RUNNING AT LARGE OF DANGEROUS OR VICIOUS DOGS.  
\*\*\*\*\*

Be it ordained by the Council of the City of Modesto as follows-

Section 1. Every person owning or having control of any dog in the City of Modesto shall pay a license tax of two dollars per annum as provided herein on each and every dog so owned or controlled by him. The license shall be dated the first day of January of each year, unless it be issued on or after the first day of July of any year, in which case it shall be dated the First day of July of the year in which it is issued, and be void on the first day of January or the first day of July respectively thereafter.

Section 2. It shall be the duty of the license collector to collect said licensetaxes and to procure, at the expense of the City metallic plates or tags having numbers thereon corresponding to the numbers of licenses issued, and figures indicating the year for which said tax is payable. He shall furnish a plate or tax with number corresponding to license number to each person paying a tax, and shall enter in a book to be kept for that purpose, the name of the owner and a description of the dog so entered.

Section 3. Every registered dog shall be provided with by the owner or possessor thereof with a suitable collar, at least three fourths of an inch wide, or some other suitable degice, to which shall be attached the plate or tag provided for in Section 2 hereof, and such collar or other device must be worn by such registered dog at at all times

Section 4. Whenever a dog tag is issued for the current

year by the license collector, has been lost, or taken, or stolen by parties unknown to the owner or person having control of the dog for which the same was issued, such owner or person having control of such dog may, on the payment of Fifty (50) Cents and on making and subscribing to an affidavit of such loss of such tag, receive from the license collector a duplicate tag for the remaining portion of the year for which the original license was issued.

SECTION 5 Every dog not registered, or registered and not wearing the collar or device as herein provided, found running or being at large in any public street, avenue, alley, lane, place, park, or public grounds in said City, shall be taken up by the pound Master and impounded, subject to redemption or sale, as provided by the Ordinances of the City.

SECTION 6 The word "dog" whenever used in this Ordinance, shall be deemed to include female as well as male dogs.

SECTION 7 Any person owning or having charge, care, or control of any dog, who shall permit <sup>or</sup> allow the same to run at large upon any street, alley park, lane, or other place within the corporate limits of the City of Modesto, and any person who shall permit or allow any dog to be kept or to remain upon any premises under his immediate control, unless such dog shall be registered and shall have a collar attached thereon, on which there shall be a tag inscribed as in this Ordinance provided, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding ~~Twenty~~ <sup>Fifty</sup> Five Dollars (\$~~20~~<sup>50</sup>.00). The judgment imposing such fine may provide for its collection by imprisonment for the time, at the rate, and in the manner provided by law.

SECTION 8 Any person<sup>who</sup> shall imitate or counterfeit the tags in this Ordinance provided for, or who shall use any imitation or counterfeit of such tag, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding Fifty Dollars (\$50), or by imprisonment in the County jail of Stanislaus County for a period not exceeding fifty (50) days or by such fine and imprisonment.

SECTION 9. It is hereby declared to be unlawful and a misdemeanor for any person, firm or corporation owning or having the custody or control of any dangerous or vicious dog to allow the same to run at large in any public street, highway, square or public building within the corporate limits of the City of Modesto unless such dog be securely muzzled

SECTION 10. Any violation of this ordinance is declared to be a misdemeanor, punishable by a fine not exceeding Fifty Dollars (\$50), or by imprisonment in the County Jail of The County of Stanislaus for a period not exceeding fifty days, or by both fine and imprisonment.

SECTION 11. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

SECTION 12. This Ordinance shall take effect from and after 15 days from and after its final passage and adoption.

SECTION 13. It is ordered that this ordinance be printed and published in full at least once in the Modesto Evening News at least three days prior to its final passage and adoption.

Adopted and ordered printed and published as above, at a regular meeting of the Council of the City of Modesto, held on the 9<sup>th</sup> day of Aug., 1911, by the following Vote.

Ayes, Councilmen Wass, Perley, Schaefer,  
Swan, and Mayor Kren.

Noes None.

Absent None.

Attest H. O. Thompson  
City Clerk.

Approved Aug. 9<sup>th</sup> 1911.

G. J. Kren  
Mayor.

Adopted as an ordinance by the Council of the City of Modesto on the 13<sup>th</sup> day of Sept., 1911, by the following vote:

Ayes, Councilmen Wass, Perley, Schaefer,  
Swan, and Mayor Kren.

Noes: None.  
Absent: None.

Attest: H. O. Thompson  
City Clerk. September 13<sup>th</sup> 1911

Approved G. J. Kren  
Mayor.

REPEALED BY  
MUNICIPAL CODE

Ordinance No. 9...M. S.

An ordinance defining certain duties of the City Engineer, and fixing his fees for certain services.  
\*\*\*\*\*

The Council of the City of Modesto do ordain as follows:-

SECTION 1. It shall be the duty of the City Engineer to give the lines on surveys of lots and the proper grades of streets in front of all buildings or other lots, and the line and grade for sewers, with certificates of same when applied to for that purpose in contracts for street work, sewer work, or by private individuals desiring to know the boundaries of grades of their property.

SECTION 2. For the service mentioned in Section I the City Engineer shall make the following charges and fees,-

(a) For running lines and setting necessary stakes establishing the boundaries of a lot twenty-five (25) feet frontage or fraction thereof - Five Dollars.

For a frontage over twenty-five to Fifty feet - Seven <sup>Dollars</sup> and 50/100, and for each additional frontage of twenty-five feet or fraction thereof - One Dollar additional.

(b) For giving line or grade for building or for curb of sidewalk for lot of twenty five feet frontage or fraction thereof, Five Dollars.

(c) For running lines and setting necessary stakes for the grades and curbing only, including profiles, cross sections, estimates and certificates of record, at the rate of three (3) cents per linear foot

(d) For running lines and setting necessary stakes for the grades of curbing and gutters only, including profiles, cross sections, estimates and certificates of record, at the rate of four (4) cents per linear foot.

(e) For running lines and setting necessary stakes for the curbing, macadamizing or paving of any street, already graded to the

REPEALED BY  
MUNICIPAL CODE

official grade, including certificates of record, at the rate of eight (8) cents per linear foot of the work

For the purposes of the work mentioned in subdivisions a, b, c, d, and e of this ordinance the term linear foot shall be deemed to include one side of or to the center line of a street.

(f) For giving lines and grades for sewers in streets or alleys and keeping a record of location of all lines and Y's, at the rate of four (4) cents per linear foot for the first 1000 feet or less, and at the rate of two (2) cents per linear foot for over 1000 feet.

The term linear foot for the purpose of this subdivision shall be deemed to include both sides of any street or alley, and the rate charged shall include the furnishing of stakes used.

(g) For replacing or verifying any street monument or bench mark which has been removed or disturbed, the sum of five dollars (\$5)

(h) It shall be unlawful for said engineer to make a greater charge for such services than is provided in this ordinance. All fees collected by said Engineer or any person acting under his orders for such work shall be paid into the city treasury.

SECTION 3. The City Engineer shall keep a record of all surveys and measurements made under the provisions or upon any order of the City Council.

SECTION 4. This ordinance shall take effect from and after fifteen days after its final passage and adoption.

SECTION 5. It is ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, not less than three days prior to its final passage and adoption.

Adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held August 9<sup>th</sup> 1911, by the following vote:

Ayes, Councilmen

Noes. - none

Absent. - none

Mess. Berley, Schafers, Swaney  
Mayor Wren.

Attest

D. O. Thompson City Clerk.

Approved August 9<sup>th</sup> 1911

E. Johnson Mayor

Adopted as an ordinance by the Council of the  
City of Modesto on the 13<sup>th</sup> day of ~~Sept~~ 1911, by the  
following vote:

Ayes: Councilmen Wass, Berley, Schofer,

Swan and Mayor Green.

Noes : None

Absent: None

Attest: Ch. O. Thompson  
City Clerk.

Approved September 13<sup>th</sup> 1911.

G. J. Green  
Mayor.



Amended by Ord 688-N.S.  
688-N.S.  
716-N.S.  
1015-N.S.  
1045-N.S.  
1051-N.S.

ORDINANCE NO. 10-(N.S.)

An ordinance relating to the offense of misdemeanor; specifying acts and omissions which, within the City of Modesto, constitute the same, and fixing the penalties thereof.

CODE SEC.  
NO. 4-1.201

- 4-1.205
- 4-1.802
- 4-2.01
- 4-2.03
- 4-2.04
- 4-2.07
- 4-2.09
- 4-2.19
- 4-2.21
- 4-2.22
- 4-2.30

-----  
Be it ordained by the Council of the City of Modesto as follows:

Concealed Weapons and Burglar's Tools

Section 1. It shall be unlawful and a misdemeanor:

(a) For any person not a peace officer, to wear or carry concealed about his person any pistol, dirk, bowie-knife, slung-shot, sand-club, metallic knuckles or any other dangerous weapon, except he first have a written permit to do so from the Mayor of the City of Modesto.

(b) For any person not a peace officer to have in his possession a picklock, jimmy, skeleton keys, key to be used with bits, burglar's tools or burglar's instruments, unless the possession of such articles are shown to be innocent or for a lawful purpose.

Fire-arms, Fireworks, etc..

Section 2. It shall be unlawful and a misdemeanor:

(a) For any person to fire or discharge any pistol, gun, rifle, fire-arm, cannon, anvil loaded with powder, bow, air gun, or other device whereby shot, bullet or other dangerous missile is projected within the corporate limits of the City of Modesto; provided, that with the permission of the Mayor of said City first had, cannon or anvils may be discharged at any point in such permission specified, and that any person may within or upon his own premises shoot dangerous or destructive beasts.

(b) To fire, discharge or set off, unless under and by virtue of the written permit of the Council first had, any cracker, rocket, boom, bomb, torpedo, squib, chaser, roman candle or any other kind of fireworks.

Amended by Ord 1051-N.S.

### Criminal Intoxication

Section 3. It shall be unlawful and a misdemeanor:

- (a) For any person to be found on or in any public street, sidewalk, highway, square or place, public building, or place open to the public view, in a state of intoxication.
- (b) For any person, not being the lawful occupant of such house or premises, to be found in any private house or private premises in a state of intoxication to the annoyance of any other person.

### Soliciting Prostitution

Section 4: It shall be unlawful and a misdemeanor:

- (a) For any person by any means whatever, to entice or solicit any other person to enter any room, place or house of ill-fame, assignation or prostitution.
- (b) By any sign to inform or indicate to passers-by the reputation of such place or the character of the occupant or occupants of such premises.

### Minors

Section 5: It shall be unlawful and a misdemeanor:

- (a) For the owner, keeper, manager or any person in charge of any saloon or other place where intoxicating liquors are sold or given away to be used on the premises, knowingly to suffer or permit any minor to be or remain in such place; provided, that the provisions of this section shall not apply to any bona fide restaurant, hotel or cafe.
- (b) For any person under the age of sixteen to be found on or in any public street, highway, square or grounds within the corporate limits of the City of Modesto after 10 o'clock p.m. and before 5 o'clock a.m. unless accompanied by such person's parent or guardian, or having a written permit to so be from such parent or guardian.

### Gambling

Section 6. It shall be unlawful and a misdemeanor: For any person to conduct or carry on any game of keno, faro, monte, roulette, lasquenete, rouge et noir, rondò, tan, fan tan, stud-horse poker, seven and a half, twenty-one, or any banking or percentage game played for money, checks, credit or any representative of value.

### Lotteries

Section 7. It shall be unlawful and a misdemanor:

- (a) For any person, firm or corporation to contrive, prepare, propose, set up or draw any lottery.
- (b) For any person, firm or corporation to sell, give away, or in any manner furnish or transfer to or for any other person, any ticket, chance, share, interest or any other paper, certificate or instrument purporting or understood to be or to represent any ticket, chance, share or interest in or depending upon the event of any lottery.
- (c) For any person, firm or corporation to aid or assist, either by printing, writing, advertising, publishing or otherwise, in setting up, managing, or drawing any lottery, or in selling or disposing of any ticket, chance or share therein.

### Not Moving on When Requested

Section 8. It shall be unlawful and a misdemeanor for any persons composing a company or crowd obstructing, impeding or impairing the free and peaceful passage of others on or along any street, sidewalk, bridge, public way or entrance to any theater, pavilion, public hall or church or other place of public resort, to refuse, fail or neglect to disperse or move on when requested to do so by a peace officer.

### Hitching to Trees-- Hitching Posts

Section 9. It shall be unlawful and a misdemeanor:

- (a) To tie, hitch or fasten any horse, mule, beast of burden, team, cow, bull, ox, goat or sheep to any tree in front of or adjacent to any public or private lot or square, or to any tree-box, post or other structure which may be around or adjacent to such tree for its support or protection.
- (b) To break maliciously or negligently, or to damage or displace any hitching post in any public street, highway, place or square.

### Offenses Relating to Fire Department

Section 10. It shall be unlawful and a misdemeanor:

- (a) To break, remove, damage, disturb or in anywise interfere with any pole, wire, apparatus or appurtenance of the fire-alarm telegraph without first having a special permit or authority to so do from the Mayor.
- (b) Wilfully or negligently to obstruct or impede any member or apparatus of the fire department when such member or apparatus is going to or engaged in extinguishing a fire.
- (c) Wilfully or negligently to drive any vehicle over or across any hose of the fire department, such hose then and there not being fully protected from damage thereby.
- (d) Wilfully to give or turn in a false alarm of fire.
- (e) To open or leave open, except for ordinary household purposes, any faucet or water-cock directly or indirectly connected with the source whence the fire department derives its supply of water for extinguishing fires, or to use or continue using for irrigating purposes any water from any pipe so as aforesaid connected with said source of supply, from and after an alarm of fire during any part of the time the fire department is drawing upon such source of supply for the extinguishment of such fire.

Storage of Explosives and Combustibles

Section 11. ~~It shall~~ be unlawful and a misdemeanor, ~~in~~

~~any one storehouse, building, enclosure, tank, magazine or place:~~

- (a) To store, keep or have within the corporate limits of the City of Modesto more than 200 pounds of gunpowder or pounds of nitroglycerin, giant powder or other highly explosive substance; or to store, keep or have any of the same as aforesaid, unless conspicuously near the entrance of the premises where kept, convenient for removal, in a covered metallic receptacle, plainly marked "Powder" in Roman letters, not less than three inches long, painted white on a dark background
- (b) To store, keep or have within said corporate limits more than \_\_\_\_\_ gallons of kerosene, or \_\_\_\_\_ gallons of gasoline or other inflammable product of petroleum, except under, by virtue of and in accordance with the terms of a ~~special permit of the city council.~~
- (a) To store, keep or have within the fire districts of the said City as the same are now or may hereafter be established, and determined, any hay or straw, except for the purpose of feeding on premises where kept, a quantity not to exceed three tons for each beast usually kept on such premises and fed on such hay or straw; excepting also, for the purpose of smaller sales, a quantity not to exceed two tons; and in both excepted cases within fire-proof buildings.
- (b) To keep or have within the corporate limits of said City any hay or straw in stacks unless the same is at least 200 feet from any building.

*Amended by  
Ord 1057-N.S.*

*Amended by 1051-MS*

Obstructing Passages in Public Halls, etc.

Section 12: It shall be unlawful and a misdemeanor for any person, firm or corporation to place or set in any aisle or passageway in any building, apartment, hall or room used for public assemblages at any time during any performance, exhibition, concert, play, ball, lecture, service or public assembly, any camp-stools, benches, chairs, sofas or other obstruction or impediment to passage, along and through the entire width and length of such aisle or passageway.

Telegraph and Telephone Apparatus

Section 13. It shall be unlawful and a misdemeanor:

- (a) For any person wantonly or negligently to break, remove, damage, disturb or interfere with any wire, pole, apparatus or appurtenance of any telegraph or telephone company.
- (b) For any person not in the course of service in or for such company to break, remove, damage, disturb or interfere with any wire, pole, apparatus or appurtenance belonging to or being used by any telephone or telegraph company, the same being lawfully in place, without having first obtained a specific permit to do so from the local superintendent or manager of such company, or in case of his absence or refusal, and when such wire, pole, apparatus or appurtenances are in, on or over or across any public street, way or square, from the Street Superintendent.
- (c) For any person to climb or ascend any pole, mast or tower of any telegraph, telephone, fire-alarm or electric light system without the consent first had of the officer or person having local superintendence of the same, except that in cases of emergency such permission may be given by the Street Superintendent.

Skating Rinks, Bowling Alleys, Conduct of.

Section 14. It shall be unlawful and a misdemeanor for any person owning or operating a skating rink where roller skates are used, to keep the same open for skating later than 10 o'clock P. M. and earlier than 8 o'clock A. M. Provided that in no case shall any such skating rink be operated within 200 feet of any occupied dwelling house unless the written consent of the owner or lessee of such dwelling house is first obtained.

amended  
by Ord  
543-N.S.  
688-N.S.

It shall be unlawful and a misdemeanor for any person owning or operating a bowling alley to keep the same open for bowling later than 10 o'clock P. M. or earlier than 8 o'clock A.M. provided that in no case shall any bowling alley be operated within 200 feet of any dwelling house unless <sup>wik</sup> the written consent of the owner or lessee of such building.

Miscellaneous Offenses

Section 15. It shall be unlawful and a misdemeanor;-

(a) To slaughter or kill within the corporate limits of the City of Modesto any cattle, calf, sheep, lamb, hog or pig for use or disposition as food or merchandise

Ord 806-A-5 (b) To use barbed wire as material for construction, repairing, or maintaining any part of a fence or adjunct thereof.

(c) Wantonly, maliciously or carelessly to obscure, deface, destroy or remove any bill, placard, poster or advertisement lawfully being on any fence, wall, building or bulletin board.

Cumulation of Offenses

Section 16. Where, by the provisions of this ordinance or any ordinance of the City of Modesto, a continued act or omission or the continuance of an act or omission constitute a misdemeanor, the continuance of such act or omission for each and every twenty four hours of such continuance shall constitute a distinct and separate offense, and be punishable accordingly; provided, that where the

47

continuation of an act or omission for a specified time is necessary to constitute an offense, an additional continuance of the same for an equal period of time shall be necessary to constitute another separate and distinct offense.

*Amended  
by Ord.  
623-MS.*

Section 17. Every and any misdemeanor defined, specified or described in this ordinance shall be punishable by a fine not exceeding the sum of Fifty Dollars (\$50), or by imprisonment in the County Jail of the County of Stanislaus or the City Jail of the City of Modesto not to exceed twenty five (25) days, or by both fine and imprisonment.

Section 18. This ordinance is hereby declared to be urgent and necessary and is passed for the purpose of immediately preserving the public health, peace and safety and for the purpose of providing a system of laws for the government of the City of Modesto, and shall take effect immediately after its final passage and adoption

Section 19. It is ordered that this ordinance be printed and published in full in the Modesto Evening News at least once, and not less than three days before its final passage and adoption.

Adopted and ordered printed and published as above at a <sup>regular</sup> ~~state-~~ meeting of the Council of the City of Modesto held August 9, 1911, by the following vote.

Ayes, Councilmen Mass, Berley, Schaper, Swan and  
Mayor Thru  
None - None absent - none.

Attest Ch. O. Thompson City Clerk

Approved August. 9<sup>th</sup> 1911

G. J. Thru  
Mayor

Adopted as an ordinance by the Council of the  
City of Modesto on the 23<sup>d</sup> day of August 1911, by the  
following vote:-

Ayes : Councilmen Moss - Berley Schaefer Swan

Noes: None

Absent Mayor Wren

Attest: W. O. Thompson  
by W. O. Thompson, City Clerk.

Approved August 23<sup>d</sup> 1911.

Geo. Deley  
Acting Mayor.  
And Vice President of Conf. Cll.  
City of Modesto.

NO SPECIAL IN CODE

AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO FOR THE YEARS 1911 & 1912.

The Council of the City of Modesto do Ordain as follows;

Section 1. The rate of taxation for the years 1911 and 1912 in and for the City of Modesto shall be, and is hereby fixed as follows, to wit;

FOR GENERAL FUND; One dollar on each one hundred dollars value of all property taxable for City purposes.

FOR BOND REDEMPTION AND INTEREST FUND;

Seventy Five cents on each one hundred dollars value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present year.

FOR LIBRARY FUND; Twenty cents on each one hundred dollars value of all property taxable for the maintenance of a Free Public Library.

FOR MUSIC AND PROMOTION FUND; Five cents on each one hundred dollars value of all property taxable for music and promotion.

The aggregate of which sum, to wit; Two and 000/100 Dollars on each one hundred dollars value as determined by the equalized assessment roll for the year 1911 on all property taxable in the said City of Modesto for city purposes is hereby levied and apportioned to and shall be paid into the above named <sup>parts</sup> respectively of said City of Modesto.

Section 2. This Ordinance shall take effect immediately after its final adoption.

Section 3. It is ordered that this ordinance be printed and published in full at least once in the Modesto Evening News, said

publication to be made not less than three days before its said adoption.

Introduced and ordered printed and published as above at a special meeting called for said purpose on the 7th day of September 1911, by the following vote:-

Ayes, Councilman Moss, Perley, Schopen, Swan  
and Mayor Wren,

Noes, - None

Absent, - None

Attest: H. O. Thompson  
City Clerk

Approved September 7th 1911

G. J. Wren  
Mayor

it

Adopted as an ordinance by the Council of the City of Modesto on the 13<sup>th</sup> day of September 1911, by the following vote:-

Ayes: Moss, Perley, Schopen, Swan  
and Mayor Wren,

Noes: - None

Absent - None

Attest: H. O. Thompson  
City Clerk.

Approved September 13<sup>th</sup> 1911.

G. J. Wren  
Mayor.



shall be payable, together with the interest thereon at such date unpaid, on the 2nd day of January 1912, and one of said bonds, together with the interest thereon as aforesaid shall be payable on the 2nd day of January 1913, and thereafter one of said bonds together with the interest thereon payable at such date, shall be payable on the second day of <sup>January</sup> each and every year thereafter, at the place aforesaid, until all of said bonds are paid.

Section 4. The said Bonds or any portion of them may be sold by the council of the said City of Modesto at not less than par value at either public or private sale after giving of notice thereof by the clerk of the City of Modesto for at least 10 days prior to the date of such sale and <sup>said notice</sup> shall call for unconditional bids for such bonds to be delivered to the clerk of the City of Modesto and such notice shall further provide that all bids shall be accompanied by a deposit in Gold Coin or by a check ~~certified~~ payable to the Mayor of said City of Modesto, certified to by a responsible bank, in a sum equal to at least ten per cent of the entire amount bid for such bonds, which deposit shall be conditioned that if such bid is accepted the balance of such amount so bid shall be paid upon delivery of such bonds, otherwise said sum so deposited to be forfeited to the said City of Modesto.

Section 5. The proceeds of the sale of said bonds shall be placed in the Treasury of the said City of Modesto, and the amount received therefrom shall be apportioned to the fund and for the purpose authorized by said special election.

Section 6. The said bonds shall be executed by the Mayor of said City of Modesto, and also by the Treasurer of said City, and shall be countersigned by the Clerk thereof, and each of said bonds shall have attached thereto interest coupons equal in number to at least twice the number of years the said bond has to run before it is due

The coupon shall be numbered consecutively and signed by the



act of the Legislature of the State of California, entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof" which became a law under the constitutional provision, without the Governor's approval, February <sup>25<sup>th</sup></sup> 1901 and of the acts supplemental and amendatory thereto.

And it is hereby certified, asserted and declared that this bond is issued after full compliance with, and in conformity with, the constitution and the laws of the State of California, and the ordinances of the said City of Modesto, and in pursuance of and in conformity with a vote of more than two thirds of all the qualified electors of the said City of Modesto, voting at a special election, duly and regularly called and held in said City, as provided in said act and the acts amendatory thereto, and the ordinances of said City of Modesto; <sup>on the 30th day of August 1911</sup> notice thereof having been duly and regularly given and published in the manner and for the period required by law, and after the result of said election has been canvassed and declared and entered in the manner required by law.

It is further certified and declared that all the provisions and requirements of the constitution and the laws of the State of California, and of the ordinances of the City of Modesto, and of the Charter of said City applicable thereto, have been duly and regularly and fully complied with by the proper officers of said City in the issuance of this bond; that all the acts and conditions and things required by law to be done precedent to and ~~in the issuance~~ <sup>thereof</sup> in the issuance have been done and have been performed in regular and due form and in strict compliance with the provisions of the law authorizing said bonds, and that the total indebtedness of the said City of Modesto, including the indebtedness evidenced by this issue of bonds, does not exceed the limit



bond.

Dated, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_  
Treasurer of the City of Modesto

Coupon No \_\_\_\_\_

Section 8. The Mayor, Treasurer, and City Clerk of said City ~~of the~~  
~~said City~~ of Modesto, are hereby authorized and directed to sign and  
execute all of said bonds as of the date of October 1, 1911  
and the said Treasurer to sign all said interest coupons in sub-  
stantially the form hereinabove provided by this Ordinance, and to  
adopt for such purpose a lithographic signature, and the ~~acts~~ acts  
of each of them in so doing shall be construed to be both for his  
official self, and for the said City of Modesto, and the Mayor of  
said City is hereby appointed a committee to supervise the printing  
and execution of said bonds and coupons.

Section 9. There shall be levied and collected annually each year,  
until said bonds are paid, or until there shall be a sum in the  
treasury of the City of Modesto, set apart for that purpose, suffici-  
ent to meet all sums coming due for principal and interest on such  
bonds, a tax sufficient to pay the annual interest on such bonds  
and also such part of the principal thereof as shall become due  
before the time for fixing the next general tax levy.

The taxes herein required to be levied and collected shall be in  
addition to all other taxes levied for municipal purposes and shall  
be levied and collected at the time and in the manner as all other  
taxes, and shall be used for no ~~eter~~ other purpose than the paying  
of said bonds and accruing interest.

Section 10. This ordinance shall be printed and published in full  
at least once prior to its final passage and adoption, in the  
Modesto Evening News, a <sup>of general circulation</sup> newspaper printed and published in the  
said City of M  
odesto

at least three days before its final adoption.

Section 11. This Ordinance shall take effect from and after fifteen days after its final passage and adoption.

Introduced and ordered printed and published as above at a meeting of the council of the City of Modesto, called for said purpose, and held on the 7th day of September 1911, by the following vote:-

Ayes, Councilmen Mass. Perley, Schopen  
Swan and Mayor Wilson.

Noes: - None

Absent None

Attest

H. O. Thompson  
City Clerk

Approved September 7th 1911

G. J. Kren  
Mayor

Adopted as an ordinance by the Council of the City of Modesto on the 13<sup>th</sup> day of Sept. 1911, by the following vote:-

Ayes: Councilmen Mass. Perley, Schopen  
Swan and Mayor Kren.

Noes: None

Absent: None

Attest: H. O. Thompson  
City Clerk.

Approved Sept 13<sup>th</sup> 1911.

G. J. Kren  
Mayor.

REPEALED BY  
MUNICIPAL CODE

ORDINANCE No 13 (N.S.)

(Providing a System for the Assessment, Levy and Collection of all City Taxes in Modesto.)

Be it ordained by the Council of the City of Modesto as follows:

Assessment of Taxes

Section 1. The assessor of the City of Modesto, in making assessments of city taxes, shall be governed by the provisions of this ordinance.

Section 2. For the purposes of this ordinance, all laws of the State of California appertaining to taxation are hereby adopted and made a part of this ordinance.

Section 3. All franchises granted by the authority of the city of Modesto solely must be assessed in Modesto, and all franchises granted by other authority shall be assessed in Modesto only for the proportion thereof within said city of Modesto. All other taxable property shall be assessed in Modesto, if situated in Modesto. Lands shall be assessed in parcels or subdivisions not exceeding one hundred (100) acres each. The assessor must, between the first Monday in March and the last Monday in July in each year, ascertain the names of all taxable inhabitants, and all property in Modesto subject to taxation, except such as is required to be assessed by the State Board of Equalization, and must assess such property to the person by whom it was owned or claimed, or in whose possession or control it was at twelve o'clock M. of the first Monday in March next preceding; but no mistake in the name of the owner or supposed owner of real property shall render the assessment thereof invalid. In assessing solvent credits not secured by mortgage or trust deed, a reduction therefrom shall be made of debts due.

Section 4. The assessor shall have power to exact from every person a statement under oath, setting forth specifically all the real and personal property owned by such person, or in

his possession or under his control, at twelve o'clock M. on the first Monday in March of each year. Such statement shall be in writing, showing separately:

1: All property belonging to, claimed by or in the possession or under the control or management of such person.

2: All property belonging to, claimed by or in the possession or under the control or management of any firm of which each person is a member.

3: All property belonging to, claimed by or in the possession or under the control or management of any corporation of which the person is president, secretary, cashier or managing agent.

4: An exact description of all lands in parcels or subdivisions, not exceeding one hundred (100) acres each, improvements and personal property, including all vessels, steamers and other water craft, and all taxable state, county, city or other municipal or public bonds and taxable bonds, of any person, firm, <sup>or</sup> corporation, and deposits of money, gold dust or other valuables, and the names of the persons with whom such deposits are made and the places in which they may be found.

5: All solvent credits, unsecured by deed of trust, mortgage or other lien on real or personal property, due or owing to any corporation of which he is president, secretary, cashier or managing agent, deducting from the sum total of such credits such debts only, unsecured by trust deed, mortgage or other lien on real or personal property, as may be owing by such person, firm or corporation. No debt shall be so deducted unless the statement shows the amount in aggregate of such debt as stated under oath; provided, in case of banks the statement is not required to show the debt in detail or to whom it is owing, but the assessor shall have the privilege of

examining the books of such bank to verify said statement. Whenever one member of a firm, or one of the proper officers of a corporation, has made a statement showing the property of the firm or corporation, another member of the firm or corporation or another officer need not include such property in the statement made by him; but his statement must show the name of the person or officer who made the statement in which said property is included.

Section 5: The city council must furnish the assessor with blank forms of the statements provided for in the preceding section, affixing thereto an affidavit, which must be substantially as follows: "I.....do swear that I am a resident of the city of Modesto, California, that the above list contains a full and correct statement of all property subject to taxation which I, or any firm of which I am a member or any corporation, association, or company of which I am president, cashier, secretary or managing agent, owned, claimed, possessed or controlled at twelve o'clock M. on the first Monday in March last, and which is not already assessed this year; and that I have not in any manner whatsoever transferred or disposed of any property, or placed any property out of the said city of Modesto, or my possession, for the purpose of avoiding any assessment upon the same, or of making this statement."

The affidavit to the statement on behalf of a firm or corporation must state the principal place of business of the firm or corporation, and in other respects must conform substantially to the preceding form.

Section 6: The assessor may fill out the statement at the time he presents it, or he may deliver it to the person and require him, within an appointed time, to return the same to him, properly filled out.

Section 7: The assessor shall have power;

First: To require any person found within the city of Modesto to make and subscribe an affidavit, giving his name and place of residence.

Second: To subpoena and examine any person in relation to any statement furnished to him or which discloses property which is assessable in the city of Modesto. Every person who shall refuse to furnish the statement hereinbefore required, or to make and subscribe such affidavit respecting his name and place of residence, or to appear and testify when requested to do so by the assessor, as above provided, shall, for each and every refusal, and so often as the same is repeated, forfeit to the city of Modesto the sum of one hundred (100) dollars, in gold coin of the United States, to be recovered in an action brought in their name by the assessor in any justice's court. All moneys recovered by the assessor under the provisions of this section must be by him paid into the treasury of the city of Modesto.

Section 8: If any person, after demand made by the city assessor, neglects or refuses to give, under oath, the statement herein provided for, or to comply with the other requirements of this ordinance, the assessor must note the refusal on the assessment book, opposite the name of such person, and must make an estimate of the value of such property of such person, and the assessor must when required by the city council, transmit on or before the first day of July of each year, to the city council, a verified report in writing, separate from the assessment roll, containing a complete list of all persons who refuse or neglect to furnish a statement of their property, as herein provided for, or to comply with the requirements of this ordinance, the amount of the assessment upon the property

of such persons with a statement of the particular facts, if any, upon which the assessment has been made, and the valuation of the property so assessed ascertained. The city council must investigate and inquire into all assessments and values so fixed by the assessor, as prescribed by this section, and for that purpose must require each taxpayer affected by such assessment and valuation to make a statement under oath, within ten days from making an order requiring such treatment, setting forth specifically all the property owned or controlled by or in the possession of such taxpayer on the first Monday of March. If any taxpayer, after demand made by the city council, shall neglect or refuse to make and deliver to the said city council the statement, duly verified, herein provided for, or to comply with the other requirements of this ordinance, the said city council, sitting as a board of equalization, must fix such assessment and valuation at such an amount as the said council shall deem just; but the value fixed by the assessor must not in any case be reduced by the city council.

Section 9: If the owner or claimant of any property not listed by any other person is absent or unknown, the assessor must make estimate of the value of such property.

All personal property consigned for sale to any person within this state from any place out of this state must be assessed as other property.

Section 10: If the name of the absent owner is known to the assessor, or if it appears of record in the office of the county recorder where the property is situated, the property must be assessed to such name. If unknown to the assessor, and it does not appear of record as aforesaid, the property must be assessed to unknown owners.

Section 11: When a person is assessed as agent, trustee, bailee, guardian, executor or administrator, his representative designation must be added to his name and the assessment entered upon a separate line from his individual assessment.

Section 12: The property of every firm or corporation must be assessed in the name of the firm or corporation.

Section 13: The undistributed or unpartitioned property of deceased persons may be assessed to the heirs, guardians, executors or administrators; and a payment of taxes made by either binds all the parties in interest for their equal proportions.

Section 14: Any property wilfully concealed, removed, transferred or misrepresented by the owner or agent thereof to evade taxation, upon discovery, must be assessed not exceeding twice its value, and the assessment so made must not be reduced by the city council.

Section 15: Any personal property discovered by the assessor to have escaped taxation for the last preceding year, if such property is in the ownership or under the control of the same person who owned the same or controlled it for the preceding year, may be assessed at double its value.

Section 16: The assessor must prepare an assessment book, with appropriate headings, in which must be listed all taxable property within the city, and in which must be specified in separate columns, under the appropriate head;

(1) The name of the person to whom the property is assessed.

(2) Land by metes and bounds, or other description sufficient to identify it, giving an estimate of the number of acres (not exceeding in each and every tract 100 acres), locality and improvements thereon.

(3) City lots, number of lot and block, and improvements thereon.

(4) All personal property, showing the number, kind, amount and quality; but a failure to enumerate in detail such personal property does not invalidate the assessment.

(5) The cash value of real property, other than city lots.

(6) The cash value of improvements on such real estate.

(7) The cash value of city lots.

(8) The cash value of improvements on city lots.

(9) The cash value of improvements on real estate assessed to person other than owners of the real estate.

(10) The cash value of all personal property, exclusive of money.

(11) The amount of money.

(12) The total value of all property. The assessment of the franchise, roadway, road beds, rails and rolling stock of any railroad, apportioned to the county of Stanislaus by the state board of equalization within said city of Modesto, and also such other apportionments of such franchises, roadways, roadbeds, rails and rolling stock as may be made by such board of equalization and furnished to said assessor for the purpose of taxation.

Taxable improvements owned by any firm, person, association or corporation located upon land exempt from taxation shall, as to the manner of assessment, be assessed as other real estate upon the assessment book. No value, however, shall be assessed against the exempt land, nor any circumstances shall the land be charged with or become responsible for the assessment made against any taxable improvement located thereon.

Section 18: On or before the first Monday of July in each year, the assessor must complete his assessment book. He and his deputies must take and subscribe an affidavit in the assessment book, to be substantially as follows:

①..... assessor (or deputy assessor ,as the case may be) of the city of Modesto,do swear that between the first Monday in March and the last Monday in July,nineteen hundred and .....,I have made a diligent inquiry and examination to ascertain all property within the city of Modesto, subject to assessment by me,and that the same has been assessed on the assessment book equally and uniformly,according to the best of my judgment,information and belief, at its full cash value; and that I have faithfully complied with all the duties imposed upon the assessor under the revenue laws;and that I have not imposed any unjust or double assessment through malice or ill-will or otherwise,nor allowed anyone to escape a just and equal assessment through favor or reward or otherwise." But the failure to make or subscribe such an affidavit,or any affidavit,will not in any manner affect the validity of the assessment.

Section 19: The assessor must prepare an index to the assessment book,which must show the name of the taxpayer,each page whereon his assessment appears,and if known,the post office address,or the post office address of his agent, secretary or managing agent,when known, and in the absence of such prescribed form,then in any suitable form adopted by the assessor for that purpose.

Section 20: As soon as completed the assessment roll must be delivered to the auditor of the city of Modesto,who must immediately give notice thereof,and of the time the board of equalization will meet to equalize assessments, by publication in the official paper of the city for five (5) days,and in the meantime the assessment book must remain in his office for the inspection of all persons interested.

Section 21: Lands once described on the assessment book need not be described a second time, but any person claiming the same and desiring to be assessed therefor, may have his name inserted with that of the person to whom such land is assessed.

Section 22: The assessor and his sureties are liable on his official bond for all taxes on property within the city of Modesto which through his wilful failure or neglect is unassessed.

Section 23: Any taxpayer who shall have knowledge of any property that has escaped taxation, as provided in the preceding section, may file with the city council an affidavit setting forth the fact that such property has, through the wilful failure or neglect of the assessor escaped taxation, together with a description of the property as near as such taxpayer may be able to give, whereupon said council shall direct the city attorney to commence an action on the assessor's bond for the amount of taxes lost from such wilful failure or neglect. On the trial of such action, the value of the property unassessed being shown, judgment for the amount of taxes that should have been collected thereon must be entered.

Section 24: All telegraph and telephone lines shall be assessed as personal property by the assessor, at a rate per mile for that portion of such property which lies within the city.

## Board of Equalization

Section 25: The city council shall meet at their usual place of holding meetings on the first Monday in August of each year, at ten (10) o'clock in the forenoon of said day, and sit as a board of equalization, and shall continue in session from day to day for at least five days.

The board shall hear complaints as to any assessment and shall either allow the same to remain, or may correct, modify, strike out or raise the same, provided that at least five (5) days' notice shall be given to any party whose assessment is to be raised.

The city clerk shall be ex-officio clerk of the board of equalization.

Section 26: The board has power to lower, or, after causing the clerk to give the notice thereof hereinbefore provided for, to increase or lower any assessment contained in the assessment roll, so as to equalize the assessment of the property contained in said roll and make the assessment conform to the true value of such property in money.

Section 27: No reduction must be made in the valuation of property, unless the party affected thereby, or his agent, makes and files with the board a written application therefor, verified by his oath, showing the facts upon which it is claimed such reduction should be made.

Section 28: Before the board grants the application, or makes any reduction applied for, it must first examine upon oath the person or agent making the application, touching the value of the property of such person. No reduction must be made unless the party or the agent making the application attends and answers all questions pertinent to the inquiry.

Section 29: Upon the hearing of the application, the board may subpoena such witnesses, hear and take such evidence in relation to the subject pending, as in its discretion it may deem proper. During the session of the board the assessor, or any deputy whose testimony is needed, must be present and may make any statement or introduce or examine witnesses on questions before the board.

Section 30: The board shall have power to hear complaints and to correct, modify or strike out any assessment, upon notice to the party whose assessment is to be raised, as hereinbefore provided. During the session of the board it may direct the assessor to assess any taxable property that has escaped assessment, or to add to the amount, number or quantity of property when a false or incomplete list has been rendered; and to make and enter new assessments (at the same time cancelling previous entries) when any assessment made by him is deemed by the board so incomplete as to render doubtful the collection of the tax; but the clerk must notify all persons interested by letter deposited in the post office, or express, post-paid, and addressed to the person interested, at least five (5) days before action is taken, of the day fixed when the matter will be investigated.

Section 31: The clerk of the city of Modesto must record in a book to be kept for that purpose, all changes, corrections, and orders made by the board, and during its session, or as soon as possible after its adjournment, must enter upon the assessment book all changes and corrections made by the board. Upon the completion of the assessment roll for all of the taxes of the city and levying the tax thereon, the same must be delivered to the auditor, who must compute and carry out the amount of the tax so levied on each parcel of property in said assessment roll contained, and shall deliver it to the collector.

It shall not be necessary to make a duplicate assessment roll.

He shall compute all delinquent taxes and penalties therefor and charge the tax-collector therewith. The clerk must attach to the assessment roll the following affidavit: "I.....do swear that, as clerk of the city of Modesto, I have kept correct minutes of all the acts of the board touching alterations in the assessment book; that all alterations agreed to, or directed to be made, have been made and entered, and that no changes or alterations have been made therein except those authorized."

Section 32: At least five (5) days before the first Monday in August of each year the auditor must deliver the corrected assessment book to the collector, with an affidavit attached thereto, and by him subscribed as follows:

"I,....., auditor of the city of Modesto, do swear that I have received the assessment book of taxable property in Modesto as corrected and made to conform to the requirements of the board of equalization; that I have reckoned the respective sums due as taxes, and have added up the columns of valuation, taxes and acreage, as required by law." On delivering the assessment book to the collector, the auditor must charge the collector with the full amount of the taxes levied.

Collection of Taxes Secured by Real Estate

Section 33: Within ten (10) days after the receipt of the assessment book the collector must publish a notice for six (6) successive days in the official newspaper of said city, specifying;

(1) That the taxes on all property secured by real property will be due and payable on the first Monday in October and will

be delinquent on the last Monday in November next thereafter, at six (6) o'clock p.m., and that fifteen (15) per cent will be added to the amount thereof unless paid prior thereto.

(2) The times and places at which payment of taxes may be made.

(3) All taxes shall be due and payable at the times and in the manner specified in this subdivision.

Section 34: The collector must give a receipt to the person paying a tax, or any part of a tax, specifying the amount of the assessment and the tax, with a description of the property assessed.

Section 35: On the last Monday in November of each year, at six (6) o'clock p.m., all taxes then unpaid are delinquent, and thereafter the collector must collect for the use of the city of Modesto an addition of fifteen (15) per cent thereon; provided, that the taxes on all personal property unsecured by real property shall be due and payable to the assessor immediately after the assessment of said property is made.

Section 36: At any time after the assessment book has been received by the collector, and the taxes have become payable, the owner of any property assessed therein, who may claim that the assessment is void in whole or in part, may pay the same to the collector under protest, which protest shall be in writing and shall specify whether the whole assessment is claimed to be void, or if a part only, what portion, and in either case the grounds upon which such claims are founded. And when so paid under protest, the payment shall be in no case regarded as a voluntary payment, and such owner may at any time within six (6) months after such payment, bring an action against the city of Modesto in the superior court to recover back the tax so paid under protest; and it shall be adjudged that the

assessment or any part thereof referred to in the protest was void on the ground specified in the protest, judgment shall be entered against said city therefor.

Section 37: The taxes upon any particular lot, piece or parcel of land contained in any assessment may be paid separately from the whole assessment, if such lot, piece or parcel has a separate valuation on the assessment roll, by paying the amount of city taxes due on such lot, piece or parcel of land, with a proper proportion of the amounts due as tax on personal property, and penalties, if any. The collector shall make an entry on the margin of the assessment book, showing what certain property has been released by the payment of taxes as herein provided, together with the amounts of such taxes separately and specifically set forth.

#### Collection of Unsecured Personal Property Taxes

Section 38: All personal property unsecured by real property must be assessed by the assessor on or before the first Monday in July of each year.

Section 39: Taxes on all property, when, in the opinion of the assessor, said taxes are not a lien upon real property sufficient to secure the payment of the taxes, must be collected as hereinbefore provided. Taxes on all assessments, or possession of, claim to or right to the possession of land, shall be immediately due and payable upon assessment, and shall be collected by the assessor of the city of Modesto as hereinafter provided.

Section 40: At the time of making the assessment, or at any time thereafter, the assessor of the city of Modesto shall collect such taxes from all persons assessed. In case of failure to do so, then said assessor may collect the same by seizure and sale of any personal property owned by the person

against whom the tax is assessed in the manner provided in sections 3791, 3792, 3793, 3794, 3795 and 3796 of the Political Code of the state of California, which sections as they now stand, are hereby made a part of this ordinance.

Section 41: The assessor is governed as to the amount of taxes to be collected on personal property by the rate of taxation for city taxes in the city of Modesto of the previous year.

Section 42: The assessor must, as soon as the "Assessment Book" for the year is completed, note opposite the names of each person from whom taxes have been received and the amounts thereof.

Section 43: Receipts for personal property taxes must be made out in duplicate and numbered; such receipts shall have a line for the name of the person assessed, the amount of the assessment, the rate collected, lines for the items assessed for collection, the total amount, the date of collection and the name of the deputy making the collection. Such blank personal property tax receipts shall be furnished for such purpose by the city of Modesto, and all unused receipts must be turned in by the assessor to the auditor with his settlement for personal property taxes, which settlement shall be made on the first Monday in August of each year.

#### Publication of Delinquent List

Section 44: All taxes which shall have become delinquent shall be collected as follows:

On or within five (5) days before or after the first Monday in February of each year, the collector must publish the delinquent list, which must contain the names of the persons

and a description of the property delinquent, and the amount of taxes, penalties and costs due, opposite each name and description, with the taxes due on personal property added to the taxes on real estate, where the real estate is liable therefor, or the several taxes are due from the same person, the expense of the publication to be<sup>a</sup> charge against the city.

The collector must append and publish with the delinquent list a notice that unless the taxes delinquent, together with the costs and percentage, are paid, the real property upon which such taxes are a lien will be sold to the city as provided in Article nine of of the Charter of the city of Modesto and by this ordinance. The publication must be made once a week for three successive weeks in some newspaper or supplement thereto, published in said city, which newspaper shall be the one which shall have been designated by the city council of said city as the official newspaper. The publication must designate the place, day and hour when and where the property will by operation of law be sold to the city, which sale must not be less than fifteen (15) days nor more than twentyone (21) days from the first publication, and the place must be in the collector's office.

Section 45: The collector, as soon as he has made the publication required, must file with the county recorder and city clerk, respectively, a copy of the publication with an affidavit attached thereto, that it is a true copy of the same; that the publication was made in a newspaper, or supplement thereto, stating its name and place of publication, and the date of each appearance. The collector must collect, in addition to the taxes due on the delinquent list, together with the penalties for delinquencies, one dollar for each lot, piece or parcel of land separately assessed, and on each assessment of

personal property, which must go to the city and be placed to the credit of the general fund.

Property Sold to the City by Operation of Law

Section 46: On the day and hour fixed for the sale, all property delinquent, upon which the taxes of all kinds, penalties and costs have not been paid, shall by operation of law and the declaration of the collector, be sold to the city, and said collector shall make an entry "Sold to the City" on the delinquent assessment list opposite the tax, and he shall be credited with the amount thereof in his settlement; provided, that on the day of sale the owner or person in possession of any property offered for sale for taxes due thereon, may pay the taxes, penalties and costs due; and provided, further, that when the original taxes amount to the sum of three hundred (300) dollars or more upon any piece of property or assessment delinquent, the city may bring suit against the owner of said property for the collection of said tax or taxes, penalties and costs. The council may in such case direct the city attorney to bring such suit against the delinquent to enforce such collection, and may direct the collector not to proceed in the sale of any property on said list whereon the taxes shall amount to three hundred dollars or more.

Section 47: The collector must make out a certificate of delinquent tax sale for each piece of land sold, dated on the day of the sale, stating (when known) the name of the person assessed, a description of the land sold, that it was sold for delinquent taxes to the city, and giving the amount and year of the assessment and specifying when the city will be entitled to a deed.

Such certificate must be signed by the collector and filed in his office, and he must file a duplicate in the

office of the county recorder. The collector, in a book provided for that purpose, must enter a description of the land sold, corresponding to the description in the original assessment roll, the name of the person assessed, the date of sale, that it was sold for delinquent taxes to the city, and the amount for which it was sold, and must regularly number the descriptions on the margin of the book and put a corresponding number on each certificate and deliver the same to the auditor. The ~~collector~~<sup>auditor</sup> must keep a suitable index to such book, giving the names of the persons to whom each parcel of land was originally assessed.

In case of a redemption or a subsequent sale of any of said property by the city, the auditor must enter on the margin of the record in his office, in said certificate book, the fact of such redemption or sale, giving the date thereof, and by whom redeemed.

Section 48: A redemption of the property sold must be made by the owner, or any party interested, within five (5) years from the date of the sale to the city, or at any time prior to the entry or sale of said lands by the city, in the manner hereinafter provided.

#### Collector to Make Deeds to the City

Section 49: If the property is not redeemed within five (5) years from the date of sale to the city, the collector must make a deed of the property to the city, reciting in such deed the name of the person assessed (if known), the date of sale, a description of the land sold, amount for which it was sold, that it was sold for delinquent taxes, the year of the assessment, time when the right of redemption had expired, and that no person has redeemed the property in the time allowed by law for its redemption. No charge shall be made by the collector

for the making of such deed, and the acknowledgment of all such deeds shall be taken by the justice of the peace free of charge.

All such deeds shall be recorded in the office of the county recorder of the county in which the property sold is situated.

The form of such deeds shall be approved by the city attorney before the same are filed.

#### Taxes Erroneously Collected

Section 50: Any taxes, penalties or costs thereon paid more than once, or erroneously or illegally collected, or any tax paid upon an assessment in excess of the actual cash value of the property so assessed by reason of clerical error of the assessor as to the excess in such case, or any tax paid upon an erroneous assessment or improvement on real estate not in fact in existence when said tax became a lien, may, by order of the city council be refunded by the city treasurer.

#### Double Assessments on Land

Section 51: When the collector discovers that any property has been assessed more than once for the same year, he must collect only the tax justly due and make a return of the facts, by his certificate to the auditor and the city council. The council shall thereupon pass a resolution directing the auditor to cancel such double assessment by an entry on the margin of the assessment book, as also upon the delinquent list, should such double assessment be carried therein. If the property assessed under such double assessment has been sold to the city and a certificate of sale or deed therefor has been issued to the city, the council shall by resolution further direct the county recorder to cancel such erroneous certificate of sale and deed so issued, before the city had disposed of the

property thereby conveyed; provided, no cancellation of a double assessment, certificate of sale or deed shall be made in any case until the taxes, penalties, costs and other charges by law against the property on one of such assessments shall have been paid. In case the collector issues an erroneous certificate of sale or deed to any property upon which the taxes have been fully paid for the year therein mentioned, such fact shall be certified to the city council by the auditor and collector and thereupon said council shall by resolution authorize the county recorder to cancel such erroneous certificate or deed.

Section 52: When the real property has been erroneously assessed and sold to the city for delinquent taxes, and misstatements of facts or clerical errors occurring or appearing in the certificate of sale or in the deed issued thereon may be corrected by the collector by resolution of the city council directing the correction by the issuance of a new or amended certificate of sale or tax deed. Such amended certificate or tax deed shall be made out in the same form as the original, excepting as to the correction of the error, and shall also contain a statement giving the reasons for the issuance of such amended certificate or deed.

Section 53: Whenever property assessed for taxes is sold to the city as herein provided, it shall be assessed each subsequent year for taxes until a deed is made to the city therefor, in the same manner as if it had not been sold; provided, that no further sale shall be made to the city until the land has been redeemed from the previous sale. No person shall be permitted to redeem from any such sale, except upon payment of the amount of any and all subsequent

assessments, costs, fees, penalties and interest.

### Redemption

Section 54: In all cases where real estate has been sold to the city for delinquent taxes, and the city has not disposed of the same, the person whose estate has been or may hereafter be sold, his heirs, executors, administrators or other successors in interest, shall at any time after the same has been sold to the city and before the city shall dispose of the same, have the right to redeem said property by paying to the city treasury the amount of taxes, penalties and costs due thereon at the time of such sale, with interest at the rate of seven (7) per cent per annum from date of sale to date of redemption; and also all unpaid taxes of every description assessed against the property for each year since the sale; or if not so assessed, then upon the value of the property as assessed in the year nearest the time of such redemption, with interest from the first day of July following each of said years, respectively, at the same rate, to the time of redemption; and also all costs and expenses of such redemption, and penalties as follows, to-wit:

Ten (10) per cent if redeemed within six (6) months from the date of sale;

Twenty (20) per cent if redeemed within one year therefrom;

Thirty (30) per cent if redeemed within two (2) years therefrom;

Forty (40) per cent if redeemed within three (3) years therefrom;

Fifty (50) per cent if redeemed within four (4) years or any number of years therefrom.

The penalty shall be computed upon the amount of each years taxes in like manner, reckoning from the time when the

lands would have been sold for the taxes of that year if there had been no previous sale thereof.

The city ~~treasurer~~ <sup>Auditor</sup> shall on the application of the person desiring to redeem, make an estimate of the amount to be paid and shall give him a certificate of the amount, specifying the several items thereof, ~~which certificate shall be delivered to the auditor~~ <sup>A duplicate certificate shall be filed by the Auditor in the office of the County Recorder.</sup>

Upon payment of the moneys specified in the said certificate to the city treasurer, any deed or certificate of sale that may have been made to the city shall become null and void, and all right, title and interest acquired by the city under and by virtue of the tax sale shall cease and determine.

It shall thereupon be the duty of the auditor to cancel such sale on the margin of the record in his office and to certify the fact of such redemption to the county recorder, who shall thereupon note on the margin of the certificate of sale or deed issued the fact of such redemption, the date thereof, by whom redeemed, or, upon application the auditor shall issue a certificate, duly acknowledged before a justice of the peace or notary public, specifying the fact of such redemption, the date thereof, by whom redeemed, a description of the property redeemed, and the fact that all taxes, costs and penalties and charges due the city have been paid.

#### Clerical Errors in Assessments

Section 55: Clerical omissions or errors or defects in descriptions or defects in form in any assessment book, when it can be ascertained from the assessment book or from the assessor's maps or block-books or from the list furnished by the property owner, what was intended to be assessed or what should have been assessed, may, with the written consent of the city attorney, be supplied or corrected by the assessor at any time after the assessment was made and prior to the sale for delinquent taxes, provided, that where such sale will

decrease the amount of taxes charged against the tax-payer by reason of such assessment, the consent of the city council shall also be necessary to such change; and provided further, that where such change will increase the amount of taxes charged against the tax-payer by reason of such assessment, the person so charged shall be given at least five (5) days notice of the time when the matter will be heard by the city council. He may at such time present any objections he may have to such change to the council, and their decision in the matter shall be conclusive. The date and note of such correction shall be entered on the assessment book opposite said assessment, and the written authority therefor shall be filed by the assessor with the auditor and preserved as a public record, and he shall make the proper changes or credits in his account with the collector.

Section 56: Whenever the city shall become the owner of any property sold for taxes and the deed to the city has been filed as provided in section 51, the city council may thereupon by ordinance direct the collector to sell the property or any part thereof, in the manner following:

He must give notice of such sale by first publishing a notice once a week for at least three (3) successive weeks in the official newspaper. Such notice must state specifically the place of and day and hour of the sale, and shall contain a description of the property to be sold. It shall also contain a detailed statement of all the delinquent taxes, penalties, costs, interest and expenses up to the day of such sale, and shall give the name of the person to whom the property was assessed for each year on which there may be delinquent taxes against said property, or any part thereof, and said notice shall also refer to the ordinance directing the sale. It

shall be the duty of the collector to mail a copy of said notice, postage thereon prepaid, and registered, to the party to whom the land was last assessed next before the sale at his last known place of business. At the time set for such sale, the collector must sell the property described in the ordinance and notice, at public auction, to the highest bidder for cash, in lawful money of the United States; but no bid shall be received or accepted at such sale for less than the amount of all the taxes levied upon said property, and all costs and penalties for every year delinquent as shown by the delinquent roll for such years to the date of the execution of the deed to the city, and all expenses accruing to the date of sale under this section, together with interest at seven (7) per cent per annum from the first day of July following the delinquency in each of said years to the date of the sale thereunder, computed upon the aggregate amount of such delinquent taxes, penalties and costs; provided, however, that if the city council shall by resolution declare that in its judgment the property so owned by the city and particularly described in said resolution is not at that time of value great enough that it can be sold by the city for an amount equal to the amount of all taxes, penalties, costs and expenses up to the date of such sale, and that it would be to the best interests of the city to sell all of said property so described for a sum to be stated in said resolution less than the sum above named, the collector may sell said property so described for a sum not less than the sum stated in said resolution, together with the expenses of sale. The expense of giving the notice herein required shall be a charge against the property so advertised and shall be collected by the collector, and no redemption of said property before said sale may be had without payment of such costs of advertising; and to secure the payment of such advertising costs the collector shall demand in advance from the party or parties

asking to purchase, a deposit with said officer of a sum sufficient to defray such costs of advertising, which deposit shall be forfeited in the event said party or parties fail or refuse to purchase at such sale; provided, that if the party or parties so depositing fail to secure such property on their bid, such deposit shall be returned and such advertising cost shall be collected from the successful purchaser.

Section 57: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 58: This ordinance shall take effect and be in full force and effect fifteen (15) days from and after its final passage and adoption.

Section 59. It is hereby ordered that this ordinance be printed and published in the Modesto Evening News at least once in full at least three days prior to its final passage and adoption.

Introduced and adopted and ordered printed and published as above by the Council of the City of Modesto, at a regular meeting held September 13<sup>th</sup> 1911, by the following vote:-

Ayes, Councilmen Mass, Peley, Schader, Swan and Mayor Allen.

Noes, None.

Absent None.

Attest

H. O. Thompson  
City Clerk

Approved September 13<sup>th</sup> 1911

G. J. Shuman  
Mayor

RESOLUTION  
MAY 14 1907

AN ORDINANCE PRESCRIBING THE DUTIES OF PHYSICIANS AND OTHERS HAVING THE CARE OF THE SICK; ESTABLISHING CERTAIN RULES FOR THE PREVENTION OF DISEASE; REGULATING THE SALE OF MEAT AND OTHER FOODS; PRESCRIBING RULES FOR THE COLLECTION AND REMOVAL OF SWILL, GARBAGE, MANURE, OFFAL AND RUBBISH, AND PROVIDING FOR THE ADOPTION AND CARRYING OUT OF A GENERAL SYSTEM OF SANITATION FOR THE CITY OF MODESTO

enacted by the Council of the City of Modesto as follows

Duties of Practicing Physicians

Section 1. It shall be the duty of every practicing physician in the City of Modesto to report to the health officer, on the several report cards furnished by him, all births attended by such physician and all contagious diseases coming under his care or to his notice where no other physician is in attendance.

REPEALED BY  
MUNICIPAL CODE

The report of births must be made at the end of each month, and the diseases as soon as possible after discovery of the same.

Births and Diseases without Attending Physician

Section 2. Where there are any births or diseases not treated by a physician, but by a mid-wife, nurse or other person or persons, such person or persons must report such birth or disease to the health officer. Notice of the birth or disease must be made on the official blank within five days, and the

be reported as soon as practicable after discovery.

### Health Officer to Investigate Contagious Disease

Section 3. When a physician locates a contagious disease and finds that the locality is also infected and dangerous to the public health, he must at once notify the health officer, who, in turn, must visit and investigate the report and if conditions are found to be dangerous to the public health he must at once placard the locality with the proper notice, using both printed card and flag and place a guard over the people and location, if necessary. When all danger from the further spread of the disease is over, after proper fumigation, disinfection and length of time, the health officer will release the quarantine, dismiss the guard, and give a certificate of health.

### Fumigation, etc. after Sickness or Death.

Section 4. No inn-keeper or person who keeps a hotel, lodging-house, lodging-rooms or any kind of place for the reception of lodgers, shall let for hire or otherwise, any part or parts of the premises conducted by him or any part of the furniture or furnishings, when there has existed in such premises any <sup>Contagious</sup> disease of any kind whatsoever, or any manner of death, without first

- (a) Fumigating everything in the place;
- (b) Boiling such articles of personal clothing as are usually washed, bed-clothes and towels;
- (c) Using antiseptic solutions of either bicloride of mercury or carbolic acid for wiping over articles of furniture and wood-work of the room or premises, and over the tops of the floors or floor coverings;
- (d) Destroying by burning such articles as personal articles,

rags, rugs, towels, handkerchiefs or anything which may be condemned by one in authority.

The acts required to be done by sub-divisions a, b, c and d of this section shall be performed by the proprietor or person in charge, or under his direction, immediately upon such part or parts of the infected premises being vacated by the patient.

Landlords and Property Owners renting Infected Houses and Soiled Premises.

Section 5, Landlords and property owners must not rent houses known to be infected, having become so infected by the tenant last moving out, unless such place has been thoroughly fumigated and disinfected. All premises must also be put in a clean and sanitary condition..

Communicable and Dangerous Diseases.

Section 6. The following named diseases are declared to be communicable and dangerous to the public health: bubonic plague, small-pox (variola and varioloid) cholera, scarlet fever (scarletina, scarlet rash,) measles, diphtheria, (diphtheritic croup, membranous croup, diphtheritic sore throat), typhoid fever, typhus fever, yellow fever, cerebro spinal fever, relapsing fever, epidemic dysentery, hydrophobia, leprosy, tuberculosis and glanders.

Public Funeral after Infectious Disease

Section 7. There shall not be a public funeral or church funeral, of any one who has died from cholera, small-pox, typhus fever, diphtheria, yellow fever, scarlet fever, measles or epidemic cerebro spinal meningitis; and the family shall in all cases limit the attendance to as few adults as possible, thus limiting the exposure and spreading of the disease; aside

from the minor children of the family no minor child shall attend such funeral.

Duties of Undertakers--Certificates of Death and Burial

Section 8. Every undertaker or other person who may have charge of the funeral of any person shall procure from the attending physician or coroner a certificate of death and its cause, in the form and manner prescribed by the State Board of Health, and shall present the same to the City Clerk and shall obtain from such clerk a burial or transit permit, which said permit shall be obtained before the time appointed for such funeral or shipment, and he shall not inter or ship any dead body until such burial or transit permit shall have been procured; and any undertaker or any other person having charge of a funeral who shall either inter or ship a dead body without obtaining such permit shall be guilty of a misdemeanor.

(a) Each undertaker having in charge a funeral shall sign the requisite statements as to the disposition of the body, and shall also notify the coroner and health officer of all deaths coming to his notice occurring without medical attention.

(b) Every undertaker or other person having in charge a funeral or shipment of a dead body shall be held responsible for obtaining and filing the certificate of death and securing the permit either to bury or ship, and shall deliver such permit to the sexton or other person in charge of the premises at the place of interment before the body is interred, or, in the case of shipment, to attach it to the box containing the corpse.

(c) Any physician or other person being familiar with the facts required by this section and who shall refuse to give the certificate prescribed herein, is guilty of a misdemeanor.

(d) Every person giving or procuring a certificate in which the cause of death is stated falsely is guilty of a misdemeanor.

(e) The remains of any person having died from a dangerous contagious disease shall be disinfected and placed in a coffin or casket within six hours after death, and such coffin or casket shall then be immediately closed and sealed air-tight and not again opened. Such body shall be buried within twentyfour hours after death and shall not be conveyed in any carriage used by the public, and any carriage so used shall not again be employed in any manner until thoroughly fumigated and made safe.

#### Certificate of Birth

Section 9. The certificate of birth in blank form shall be furnished free to all practitioners on application to the County Recorder or the Health Officer of the city. It must be filled out as provided on the face thereof, and within five days after the birth a duplicate of same must be sent to the health officer for recording. Any failure upon the part of the parties attending to the birth to file such certificate shall constitute a misdemeanor and the person so failing shall be deemed guilty of a misdemeanor.

#### Certificate of Disease

Section 10. The certificate of disease shall be made out on the last day of each month and be sent to the City Health Officer. Said certificate shall contain a list of the contagious diseases and the practitioner shall mark after each the number of cases of such disease treated by him during the month. Said blank certificate will be furnished free on application to the City Health Officer.

## Period of Isolation for School Children

Section 11. No parent, guardian or any other person in whose family there shall have been a communicable disease dangerous to the public health, shall permit any child or other person residing ~~in~~<sup>in</sup> said home or family to attend any public, private or Sunday school, church, or any public gathering, after the cessation of said disease, ~~within a period of ten days~~<sup>such a period of time as may be prescribed by the Health Officer</sup> ~~after the house shall have been thoroughly disinfected and~~<sup>a period of ten days</sup> cleansed; and all such children or other persons before being permitted to attend or return to school shall furnish to the principal or teacher a certificate signed by the Health Officer stating that ~~the ten day~~<sup>such</sup> period aforesaid has fully expired.

(a) It shall be the duty of the principal of every school in the City of Modesto when so notified, to refuse admittance to the school of any member of any family sick with a contagious disease, and the person or persons so excluded shall only be admitted on presentation of a certificate from the attending physician, the City physician or the Health Officer.

## Moving of Persons Suffering from Contagious Disease forbidden.

Section 12: The moving of a person suffering from a contagious disease from one place to another is hereby prohibited, unless a permit therefor has been granted by the health officer. When such permit is granted it shall be the duty of the person or persons in charge of such moving to thoroughly provide against the spread of the disease in transit, and to thoroughly fumigate and disinfect the place from which the patient is removed, in accordance with the provisions of section 4 and its subdivisions.

## Isolation of the Sick

Section 13. Any place in which a person suffering from a dangerous infectious disease is confined shall be and remain under the control of the City Health Officer so long as the disease exists and the place considered dangerous to the public health; and no person shall enter or leave the same if forbidden by the health officer.

### Manner in which Garbage, Manure, Rubbish, etc. Shall be Hauled.

Section 14. Any collector of so-called swill, slops, garbage, or anything of a watery or wet nature that will run out, such as collections <sup>from</sup> food departments of homes, hotels or restaurants, shall be collected in water-tight metal containers having a tight fitting top.

- (a) Any collector of stable manure, when necessary to go through the City of Modesto with a load, shall have the same in a tight fitting wagon-bed and over the top thereof there shall be spread a canvas covering, to prevent spilling.
- (b) It shall be unlawful to remove the contents of any privy vault or cess-pool within the City of Modesto, unless by the written consent of the council or mayor. When any such privy vault or cess-pool is no longer in use the same must be filled in in such a manner as to prevent the contents of same seeping to the surface.
- (c) Any collector of any kind of rubbish, dirt or any kind of thrown-away matter or material, shall collect the same in such a manner as to prevent its being scattered at large, and in a sanitary manner.
- (d) Any wagon or vehicle used in the collection of material coming under the head of this section shall not stand on the streets or in the alleys longer than is necessary to transact such business.

Stables and Yards--Regulation of

Section 15: All stables, yards and barn-yards shall be kept clean and in a sanitary condition:

- (a) It shall be unlawful to allow stagnant pools of water to remain in or about the same;
- (b) For private stables, at no time, must there be more than one wagon load of manure, and for a public or livery stable at no time must there be more than two wagon loads of manure allowed to accumulate, and in any event must be removed at least once a week. Pending removal manure must remain on premises and not on street or alley.
- (c) Whenever the commissioners or health officer have become informed of a stable or yard being in an unlawful condition as specified in this section, it shall become the duty of said commissioners or health officer to notify by writing the tenant or landlord or owner of such property of the condition thereof and that such nuisance must be removed or abated within five days after notice. If such condition is not corrected within the specified time it shall be the duty of the qualified officer to have such work done necessary to abate the nuisance, and the costs incurred therein shall be a charge against the landlord, tenant, or a lien against the property.
- (d) When any cow, horse, mule, dog or other large animal dies within the city limits of the City of Modesto it shall be the duty of the owner or person having control of the same to immediately have the carcass removed to the City dumping ground, or such other place designated for such purpose, and there disposed of either by burial or cremation.

Should such owner or person having the control of such animal fail or refuse to dispose of such animal as aforesaid, the Chief of Police shall see that a proper disposition is made of said animal and the cost of such disposition shall be a charge

against the said owner or person in control of such animal and the City of Modesto may maintain a civil action for the recovery of such expense.

#### Care of Vacant Houses, Lots and Other Property

Section 16. It shall be the duty of the owner or owners of any vacant lot, house or property of any kind, to see that such premises are kept in a clean, healthful and sanitary condition, and to see that no nuisance is committed in or upon the same and that it is not made the dumping ground for papers, tin-cans, rubbish or dirt of any kind; also to keep the water-pipes, hydrants and sewer pipes in proper repair and free from leakage.

#### Nuisances---defined

Section 17. Whatever is dangerous to human health and life and whatever renders the air, food, water or other drink unwholesome, or whatever building, erection or part or cellar thereof is overcrowded, or not provided with adequate means of ingress or egress, or is not sufficiently supported, ventilated, sewerred, drained, cleaned or lighted are hereby declared to be nuisances and to be illegal; and every person who aids in creating or contributing to the same, or who supports, continues or retains any one of them, shall be guilty of a misdemeanor, and also liable for the expense of the remedy and abatement thereof.

#### Regulations Affecting Health and Cleanliness

Section 18. (a) All refuse, vegetable and animal matter must be burned, or removed from the city limits.

(b) No manure or old papers, straw, sawdust, excelsior or other material used in packing or otherwise, shall be thrown into any public street or alley or vacant lot of said city, but must be burned or hauled away.

- (c) No grocer or produce merchant shall expose for sale or permit upon his premises any decayed or decaying vegetables.
- (d) No butcher or grocer shall keep or offer for sale any putrid or decayed meat or fish.
- (e) No person shall throw any kitchen water, slops of any kind, excrement, urine or impure water or matter from any window or other opening in a building, or empty the same by drains or otherwise upon any street, alley, stream, vacant lot, grounds or public place in the City.
- (f) No refuse, vegetable or animal matter or excrement shall be thrown or be permitted to be put into any alley, street, stream or pond within the City.
- (g) No carcass of any horse, cow, dog or other <sup>large</sup> animal shall ~~be~~ be buried within the City.
- (h) No person shall permit or suffer any cellar, drain, pool, sink, sewer or other place upon any premises belonging to or occupied by him to become or remain foul or offensive.
- (i) No person shall keep or maintain any hog-pen or pig-sty within said city, nor shall any person keep or maintain in pens, sties or otherwise any live hogs within the city longer than necessary for shipment, nor any horse or cow <sup>any</sup> in yard within 30 feet of any occupied place or residence.
- (j) No butcher shall sell or offer for sale any meat which has reacted to the tuberculine test, or when such meat was condemned before being killed.
- (k) Whenever any house, building or structure used or intended to be used for the occupancy of human beings is located upon any lands within said city which abuts upon any alley, street or place in which a main or lateral sewer is laid, said house, building, structure or premises must be connected with such sewer and a suitable water-closet with proper

water and sewer connections constructed and maintained; and it is hereby made the duty of any owner, agent, lessee or tenant of any such house, building, structure or premises to cause the same to be connected with said sewer and a suitable water-closet constructed therein, with proper water connections,

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11

(m) It is hereby made the duty of every contractor or other person, firm or corporation, engaged in the erection, alteration or repairs of any building or other <sup>within the City of Modesto</sup> structure, to supply temporary toilets for the use of persons engaged in the work of erection, alteration or repairs. Such toilets must be ready for use ~~within two days after~~ the commencement of such work, and must be kept in a condition for use until the erection, alteration or repairs are fully completed.

They must be placed where they will be readily accessible and kept in a sanitary condition at all times.

The provisions of this section shall not apply to cases where the erection, alteration or repairs <sup>can</sup> shall be completed within 3 days after the commencement of the work, nor in cases where from the nature of the work other toilets are readily accessible to the persons engaged on said work

matter shall be delivered at the city dumping ground or place designated by the commissioners or city health officer; said garbage, rubbish, etc. shall be removed, transferred or collected in such manner as not to scatter and distribute it along alleys, streets or other places, and it shall also be collected in tightly built vehicles, water-tight metal containers with proper fitting covers, covers of canvas, or its substitute when necessary.

(a) The said collectors of garbage, swill and such material shall do so during the early hours of the morning or late in the evening, and when so engaged shall not allow his vehicle to stand in any one place longer than is necessary to make such collection.

water and sewer connections constructed and maintained; and it is hereby made the duty of any owner, agent, lessee or tenant of any such house, building, structure or premises to cause the same to be connected with said sewer and a suitable water-closet constructed therein, with proper water connections, and keep the same in repair. Providing, that if such house, building or structure was constructed before such sewer was laid, then such occupancy or letting shall be unlawful and punished as a misdemeanor if continued longer than sixty days after notice of such sewer being ready for use.

(1) Whenever ordered by the commissioners or the health officer, the plumbing inspector shall either distribute or cause to be distributed circulars by delivering one or more at any dwelling or other occupied building in the city, which shall embody the rules set forth in this section, and call attention to the necessity for their observance and of putting all premises within the city in good sanitary condition.

#### Garbage — Collection of, etc.

Section 19. All garbage, rubbish, trash and throw-away matter shall be delivered at the city dumping ground or place designated by the commissioners or city health officer; said garbage, rubbish, etc. shall be removed, transferred or collected in such manner as not to scatter and distribute it along alleys, streets or other places, and it shall also be collected in tightly built vehicles, water-tight metal containers with proper fitting covers, covers of canvas, or its substitute when necessary.

(a) The said collectors of garbage, swill and such material shall do so during the early hours of the morning or late in the evening, and when so engaged shall not allow his vehicle to stand in any one place longer than is necessary to make such collection.

(b) Every householder or occupant of premises having garbage to care for shall maintain a receptacle for the holding of garbage, swill, etc.; such receptacle shall be made of metal, water-tight and have a close fitting cover, and shall be of a size convenient for the easy handling by the scavenger; shall be kept reasonably clean, and emptied at least once a week.

(c) Such garbage containers or receptacles shall be kept on the premises, where they will not create a nuisance, and easily accessible to the collector or scavenger.

Dairies--Care of, Distribution of Milk, etc.

Section 20. No dairy shall be maintained within the limits of the City of Modesto. A dairy shall be defined and declared as the maintaining of three (3) or more cows and the selling of the whole or a part of the milk or product therefrom.

(a) Every person who shall keep a cow or cows within the city limits shall have said stock examined and tested for tuberculosis by a qualified veterinary surgeon, whose duty it shall be to issue a certificate setting forth the condition of health of said stock; such certificate of health shall be presented to the health officer of the city, who if satisfied therewith, shall issue a certificate granting permission to said party to sell sweet milk and to keep such stock in the city of Modesto.

(b) This ordinance shall apply to every cow or cows, whether the milk therefrom is used for private or public purposes, and failure to comply with any of the provisions of this section shall constitute a misdemeanor.

(c) The examination and testing of cows provided for by this section shall be complied with at least every twelve months, or after each calving.

(d) No person shall keep more than ~~one~~ <sup>two</sup> cow at any time in

any one place (where it is to be a continuous condition),  
in the city of Modesto.

(e) Every person selling milk in the city of Modesto shall first obtain from the health officer a permit to do so; but before such permit is granted the city health officer shall inspect the cattle or herd of the applicant, his stables, the feed, water supply and manner of gathering and distributing the milk.

(f) The name of each applicant for such a permit must be in full, and shall contain the name and address of all those interested in such selling of milk, together with the name and address and location of such dairy. Such application shall also contain the number of cows owned and milked by said applicant, and if milk is to be obtained from cows other than his own the name and residence of such owner or owners, the location of the cow or cows and the number thereof.

(g) Said applicant must also agree to conform strictly to the following rules and regulations regarding milk which he supplies to customers:

(1) That no milk shall be sold or delivered to any one from cows that are unhealthy, ~~from cows receiving any kind of medicine~~, from cows with inflamed udders, from cows with lump-jaw, from cows thirty days before or six days after calving, or from cows suffering from any abnormal condition or disease whatsoever.

(2) That no milk will be delivered or sold to any one from cows that are fed partly or wholly on feed that would deteriorate or taint the milk, or from cows supplied with bad or impure drinking water.

(3) No milk shall be sold or delivered which is more than 15 hours old, or from which any part or parts of it (the cream)

has been removed, unless it is so marked upon the container or package, but shall be in every way fresh, pure and unadulterated cow's milk.

(4) The applicant must further agree that he will not deliver or sell any milk from cows that have not been given a clean clearance certificate by a veterinary surgeon and accepted by the health officer; that the cows shall be milked in the cleanest possible way; the udders shall be wiped clean with a moist or damp cloth just prior to milking; and the milker shall wear garments that are clean and used for no other purpose than for milking and shall have his hands clean.

(5) Remove each cow's milk from the place of milking immediately after milking the same, and strain, cool and aerate all milk until the temperature of same is reduced to sixtyfive degrees Fahrenheit.

(6) Remove from the stable daily all manure and everything of a foul or unclean nature; keep his stables clean and free from disagreeable odors, and whitewash the same thoroughly every spring and fall; keep his cow-yards reasonably clean and free from mud and manure, and will not allow manure to remain in piles against the sides of any of the cow buildings.

(7) Should any member of the applicant's family or any employee become sick with any contagious disease, as defined in this ordinance, he shall immediately notify the health officer; and that should he find that he is delivering or selling milk to any place where a contagious disease exists or which may be placarded, he will immediately notify the health officer.

(8) To allow any one in authority to visit his premises and dairy at any time to inspect the condition of the dairy, stables, milk houses, food, or water supply, to take samples of the milk from the dairy or milk wagons, to make tests of the cows and to examine into all and any matters which his

judgment shall dictate.

(9) Not to sell or distribute the milk from a cow that has been condemned, nor keep such diseased cow in the herd until such condemnation has been removed.

(10) To abide by all the rules and regulations and ordinances applying to the selling or furnishing of milk, made by the city council or board of health, and that any failure to so abide shall be cause for the revocation of his license.

(11) That during the period between April 1<sup>st</sup> and November 1<sup>st</sup> he will not deliver or sell any milk which shall contain more than 75,000 bacteria per cubic centimeter, and that between November 1<sup>st</sup> and April 1<sup>st</sup> he will not deliver or sell any milk which shall contain more than 50,000 bacteria per cubic centimeter, or such other maximum number as the council may prescribe.

(h) Such application shall be signed and verified by the applicant. Any person, firm or corporation selling or distributing milk without first obtaining such license shall be deemed guilty of a misdemeanor.

(i) Every vender of milk shall have his name or name of his place of business plainly and conspicuously placed upon every conveyance and vehicle used in such delivery.

(j) No person shall sell, offer for sale or have in his possession for sale in the city of Modesto any unwholesome, diluted or adulterated milk, milk known as "sweet milk" or milk containing more than 87.5% of watery fluid or less than 12.49% of milk solids or less than 3.5% of butter fat, or the specific gravity of which at a temperature of 60 degrees Fahrenheit shall not be between 1.02 and 1.03, or milk from cows that are fed swill, still hops, brewery or distilled malt or other like food.

(k) It shall be the duty of the health officer from time to time to test all milk offered for sale and to have the same analyzed whenever the commissioners shall so direct.

(l) No milk shall be sold by any person or persons in whose family or residence there is any person sick with a contagious disease, especially diphtheria, tuberculosis, scarlet-fever or typhoid fever.

(m) Non-compliance with City Ordinances

Non-compliance with City Ordinances

Section 21. Any person, firm or corporation who shall maintain or permit upon their premises the maintenance of any nuisance specified, or which may not be so specified, or who shall permit the violation on their premises of any of these sections or ordinances, or wilfully non-comply with any of such ordinances or sections thereof is guilty of a misdemeanor.

Lien for Sewer Work or Connections Made by City

Section 22. Any commissioner or health officer of the city of Modesto, having served written notice upon the owner or owners of real estate upon which there is a dwelling, and such owner or owners after sixty days having refused, neglected or failed to connect such dwelling house together with all toilets, sinks and other plumbing therein, properly vented and in a sanitary manner, with the adjacent street sewer, may construct the same at a reasonable cost; and the person doing said work at the request of said commissioner or health officer or governing body has a lien upon said real estate for the work done and material furnished, and such work done and material furnished shall be held to have been done and furnished at the instance of such owner or owners or person claiming or having an interest therein.

Penalty for violation of provisions

Section 23. Any violation of any of the provisions of this ordinance shall be deemed a misdemeanor and shall be punishable by a fine not to exceed the sum of Fifty dollars or by imprisonment in the County Jail of the County of Stanislaus, State of California, for a period not exceeding twenty five days, or by both such fine and imprisonment.

Section 24. This ordinance is hereby declared to be urgent and necessary and is enacted ~~to~~ immediately to preserve the public health peace and safety and shall take effect immediately upon its final passage and adoption.

Section 25. It is ordered that this ordinance be printed and published in full at least once in the Modesto Evening News, at least three days prior to its final passage and adoption.

Section 26. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Introduced and adopted and ordered printed and published as above by the Council of the City of Modesto, at a regular meeting held Dec. 13<sup>th</sup> 1911, by the following vote:-

Ayes, Councilmen

Moss, Berley, Schaefer  
Swan and Mayor Klein

Noes,

None

Absent

NONE

Attest.

H. O. Thompson City Clerk

Approved Dec. 13<sup>th</sup> 1911

G. J. Brown  
Mayor

Adopted as an Ordinance by the Council of the City  
of Modesto on the 27<sup>th</sup> day of Dec - 1911,

by the following vote:

Ayes - Councilmen

Moss, Perley, Schaefer,  
Swan and Mayor When

Noes - None

Absent - None

Attest:

A. O. Thompson  
City Clerk.

Approved

December 27<sup>th</sup> 1911.

G. J. When  
Mayor.

REPEALED BY  
MUNICIPAL CODE

ORDINANCE No. 1577 NS.  
\*\*\*\*\*

AN ORDINANCE REGULATING THE LAYING DOWN AND CONSTRUCTION OF  
SIDEWALKS IN THE CITY OF MODESTO, UNDER PRIVATE CONTRACT  
\*\*\*\*\*

The Council of the City of Modesto do ordain as follows:-

Section 1. It is hereby declared to be unlawful for any person, firm, or corporation, to construct or cause to be constructed in the City of Modesto any sidewalk without first obtaining a permit from the Commissioner of Public Works of said City in writing so to do, unless the construction of said sidewalk shall have been ordered by the Council.

Section 2. Said permit shall be issued by said Commissioner of Public Works to the person applying therefor upon the payment of Ten Dollars as deposit, which deposit shall be <sup>paid to and</sup> retained by said City Clerk until the completion of the sidewalk in said permit described and until all debris caused by said construction is removed. Said debris shall be removed within <sup>(5)</sup> days after notice from the Street Superintendent, and if not so removed the said Street Superintendent is hereby authorized to have the same done at the expense of the contractor, and the deposit of ten dollars applied in payment therefor. When the sidewalk is fully constructed and debris removed to the satisfaction of the Street Superintendent, then said deposit shall be refunded to the depositor upon the surrender and cancellation of said permit; provided, however, that in no case shall such permit be granted to construct sidewalk where the Council has passed Resolution of Intention to construct such side walks.

Section 3. No such permit shall be granted to lay or construct sidewalks, other than of cement or artificial stone, unless special permission therefor in writing shall be first obtained

from the Council of said City by the owner of the property in front of which the walk is to be laid.

Section 4. All sidewalks hereafter laid must be constructed and laid down under the supervision of the Street Superintendent of said City, who shall have authority to prescribe the quality of the materials used therein and the manner in which said sidewalks shall be laid.

Section 5. The failure of any person, firm, or corporation engaged in laying sidewalks within the said City of Modesto to obey the lawful orders of the Street Superintendent relative to the laying of sidewalks shall be deemed sufficient cause by the said Council to refuse the request of said person, firm or corporation for further permits for work of such character.

Section 6. Any violation of this ordinance is hereby declared to be a misdemeanor, punishable by a fine not exceeding the sum of Fifty Dollars. The judgment imposing such fine may provide for its collection by imprisonment in the County Jail of Stanislaus County until such fine is satisfied, at the rate, time and manner provided by law.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. This ordinance shall take effect and be in full force and effect fifteen (15) days after its final passage and adoption.

Section 9. This ordinance shall be <sup>printed and</sup> published at least once in full in the Modesto News, a newspaper hereby designated for such purpose, at least three (3) days prior to its final passage and adoption.

Adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 27<sup>th</sup> day

of December 1911 by the following vote:\*

Ayes- Councilmen; Moss, Perley, Schafer, Swan and Mayor Wren  
Noes Councilmen None.  
Absent None.

Attest. H. O. Thompson  
Clerk

Approved this 27<sup>th</sup> day 9<sup>th</sup> December 1911

G. J. Wren  
Mayor

Adopted as an Ordinance by the Council of the City of Modesto on the 10th day of January, 1912 by the following vote:  
Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes: None.  
Absent: None.

Attest: H. O. Thompson  
City Clerk.

Approved January 10th, 1912.

G. J. Wren  
Mayor.

SPECIAL  
NOT IN CODE

PROPOSED ORDINANCE.

The proposed ordinance herein after set forth was introduced on the <sup>16<sup>th</sup></sup> day of January 1912, before the Council of the City of Modesto, at a meeting called and held for that purpose, and the same was by unanimous vote of said Council adopted as a proposed ordinance and the same will be presented to the said Council of the City of Modesto for final passage or rejection on the <sup>24<sup>th</sup></sup> day of <sup>January</sup> 1912, at a regular meeting of said Council held on said last named date at the hour of 7.30 o'clock P. M. Said Ordinance so proposed and introduced at said meeting, so to be ~~be~~ adopted or rejected, is set forth as follows, to wit;

ORDINANCE No. <sup>16</sup> N.S.

ORDINANCE CALLING A SPECIAL ELECTION OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE SAID CITY OF MODESTO, A PROPOSITION TO INCUR A BONDED INDEBTEDNESS TO PAY THE COST OF CERTAIN MUNICIPAL IMPROVEMENTS IN AND FOR SAID CITY OF MODESTO, WHICH SAID IMPROVEMENTS ARE NECESSARY AND CONVENIENT TO CARRY OUT THE OBJECTS, PURPOSES AND POWERS OF SAID CITY, AND THE COST OF WHICH SAID IMPROVEMENTS WILL BE TOO GREAT TO BE PAID OUT OF THE ANNUAL INCOME AND REVENUE OF SAID CITY:-

SPECIAL  
NOT IN CODE

WHEREAS, the Council of the City of Modesto did heretofore, to wit; on the <sup>10<sup>th</sup></sup> day of January 1912, by a unanimous vote of all the members of said Council determine in due and regular form that the public interest and public necessity of the people of the City of Modesto demand certain public improvements in and for the said City of Modesto, which said improvements are necessary and convenient to carry out the objects, purposes and powers of the said City of Modesto and which said improvements are set forth as follows, to wit;

The reconstruction, enlargement and extension of the Modesto City Water System for the better supplying of water for the use of said City and its inhabitants by the acquisition and purchase of land for

other necessary machinery; the acquisition of rights of way; the purchase and installation of adequate pumps and other necessary machinery and apparatus; the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for the said City of Modesto; and the construction and erection of necessary buildings for the proper operation of said water system; the said reconstruction, enlargement and extension of said water system of the said City of Modesto to be in accordance with the plans and estimates heretofore adopted and now on file in the office of the City Clerk of the said City of Modesto; and

WHEREAS, the Mayor and Chief Executive of the said City of Modesto did on the 10th day of January 1912, duly and regularly approve of such action of said Council of said City;

NOW THEREFORE, the Council of the City of Modesto do ordain as follows;-

Section 1.

That a special election shall be held in the City of Modesto, County of Stanislaus, State of California, on Tuesday the 5<sup>th</sup> day of March 1912, to submit, and at which election shall be submitted, to the qualified voters of the City of Modesto the following proposition to incur indebtedness by said City, to wit;

The proposition to incur a bonded indebtedness of eighty two thousand, five hundred (\$2,500) dollars in Gold Coin of the United States of America, for the objects and purposes of reconstructing, enlarging and extending the water system of the City of Modesto, for the better supplying of water for the use of the said City of Modesto and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way; the purchase and installation of adequate pumps and other necessary <sup>machinery</sup> and apparatus; the purchase and laying of <sup>water</sup> pipe sufficient to furnish adequate fire pressure and better water service for said City of Modesto, and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System;

The said reconstruction, enlargement and extension of said water

heretofore adopted and on file in the office of the City Clerk of the City of Modesto.

The estimated cost of said improvement is eighty two thousand, five hundred (\$82,500) Dollars. The construction of the improvement aforesaid is necessary and convenient 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.

The 5th day of March 1912, is hereby fixed by the council of the said City of Modesto as the date for the holding of said election, and the proposition to incur such municipal indebtedness is hereby submitted to the voters of said City for their determination at said election.

#### Section II.

The objects and purposes for which said bonded indebtedness of eighty two thousand five hundred Dollars is proposed to be incurred is for the reconstruction, enlargement and extension of the Modesto City Water System for the better supplying of water for the use of said City and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way; the ~~purchase~~<sup>purchase</sup> and installation of adequate pumps and other necessary machinery and apparatus; the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water supply service for the said City of Modesto, and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System; said reconstruction, enlargement and extension of said water system of said City to be in accordance with plans and estimates heretofore adopted and now on file in the office of the City Clerk of the said City of Modesto.

#### Section III.

The estimated cost of the improvement hereto mentioned, to wit; the reconstruction, enlargement and extension of said water system, is

Eighty Two Thousand, Five Hundred (\$82,500) Dollars

SECTION IV.

The Council of the City of Modesto do further ordain as follows:-  
That if the proposition above set forth to incur said indebtedness in the sum of Eighty Two Thousand Five Hundred (\$82,500) Dollars as aforesaid for the objects and purposes above mentioned and set forth, shall be accepted by the qualified voters of the said City of Modesto, as in this ordinance and as by statute in such cases made and provided then, and in that case bonds of the said City of Modesto to the amount of eighty two thousand five hundred dollars, Gold Coin of the United States of America, for the payment of the reconstruction, enlargement and extension of the Modesto City Water System, for the better supplying of water for the use of the said City of Modesto and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery, ~~and~~ the purchase and installation of adequate pumps and other necessary machinery, <sup>and apparatus</sup>; and the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for said City of Modesto; and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System; said reconstruction, enlargement, and extension of said water system to be in accordance with plans and estimates heretofore adopted and on file in the office of the City Clerk of said City of Modesto, shall be issued as follows; Said bonds shall be negotiable in form and shall be of the kind and character known as "Serial" and shall bear the rate of interest, and be paid as hereinafter provided and set forth.

Said bonds authorized to be issued pursuant to said election shall bear interest from the date of their issuance until paid at the rate of Five (5) per cent per annum, payable semi-annually, and the principal sum of said bonds, and the interest on the same shall be payable in Gold Coin of the United States of America, in the manner following

that is to say, the sum of Twenty Five Hundred Dollars (\$2,500), being not less than one fortieth of the whole amount of the principal of the indebtedness created under the foregoing proposition, shall be paid each and every year at the City Treasury of the said City of Modesto on the second day of January of each and every year, commencing on the second day of January 1913, together with interest on all sums unpaid at such dates, provided that the interest on said bonds shall be paid semiannually, on the second days of July and January of each year ~~(the first payment of said interest to be made on the second day of July 1912)~~, and at the end of each half year thereafter, so that there shall be a payment of interest on all sums then unpaid in each and every half year, ~~and the interest shall be paid on all sums then unpaid in each and every half year~~ being at the date of the annual installment of principal as hereinabove stated, and the other half of said annual payment of said interest shall be payable six months thereafter, and provided further that said interest shall be evidenced by proper and legal coupons attached to said bonds, a separate coupon being attached to each bond for each semi-annual payment of interest to become due on such bonds. And it is further ordered that the total indebtedness authorized to be created <sup>at</sup> such special election shall be represented by bonds payable in the manner following: Said bonds shall be issued in the denomination of Five Hundred (\$500) Dollars each; said bonds shall be known as "Municipal Improvement Bonds of the City Of Modesto"

#### Section V.

The Council of the City of Modesto do further ordain that the manner of holding said special election and of the holding either for or against incurring such indebtedness shall be as provided and determined ~~by~~ in this ordinance, and in all particulars not recited herein, such election shall be held as provided by the Statutes in such cases made and provided for the holding of municipal elections, and for particulars not provided by law for holding such municipal elections, the general election laws of the State of California shall, so far as the same may be applicable govern.

If any of the persons designated and appointed herein as officers of election for this special election, fail to attend at the opening of the polls on the morning of, said election, then and in that event, the electors of the precinct present at that hour may supply the place of any such absent member by appointment under and in accordance with the general election laws of the State of California.

At such special election, the polls shall be opened at six o'clock of the morning of the day of such special election, and must be kept open until six o'clock of the evening of the same day, when the polls shall be closed. For the purpose of holding said special election <sup>said</sup> the City of Modesto shall be, and the same is hereby precincted, consolidated and established into two (2) election precincts, to be known and designated as "Special Election Precinct No 1", and "Special Election Precinct No 2".

The boundaries of said special election precincts are hereby established and fixed as follows;- All that portion of the said City of Modesto which lies south and west of the center line of the main track of the Southern Pacific Company's railroad track in the said City of Modesto, shall be known and designated, and the same is hereby designated as "Special Election Precinct No 1" and all that portion of the said City of Modesto which lies north and east of the center line of the main track of the Southern Pacific Company's railroad track in the said City of Modesto, shall be, and the same is hereby designated as "Special Election Precinct No 2". The following <sup>1</sup> places are hereby selected as the polling places for said special election precincts, and the following named persons are hereby appointed as officers of election for said Precincts, to wit;

Special Election Precinct No 1, Polling place- The Modesto Garage No 714 I. Street, between 7th and 8th Streets in the said City of Modesto

Officers of election for said <sup>Special</sup> Election Precinct No 1;-

Inspectors of Election: *W. S. Mann = D. P. Howell.*

Judges of Election;- *HN M<sup>c</sup>omber and J<sup>s</sup> Bentley*  
Clerks of Election;- *W<sup>est</sup> Borte - W<sup>illiam</sup> Seal*  
Ballot Clerks of Election;- *As Deated - D<sup>ick</sup>son*

\* \* \* \* \*

Special Election Precinct No 2.- Polling place, the council chamber of the City Hall in the City of Modesto.

Officers of election for said Special Election Precinct;-

Inspectors of Election:- *L<sup>ewis</sup> Woodward - W<sup>illiam</sup> Bentley*

Judges of Election:- *A<sup>lexander</sup> Heltham - N<sup>elson</sup> Hanson*

Clerks of Election:- *H<sup>enry</sup> Rice - W<sup>illiam</sup> Arvinder*

Ballot Clerks of Election:- *Floyd Wiseman - J<sup>ohn</sup> Windup*

\* \* \* \* \*

The foregoing polling places have been found and are hereby determined and fixed to be suitable and proper places for the holding of said special election, and the several persons above named have been found and are hereby determined to be qualified for said respective positions, and to have in all respects the qualifications therefor, as provided by law, and they shall and will, and are hereby appointed such officers, to conduct and carry on said election, and to constitute a board of election for the carrying on and conducting said election, and said officers and said board of election are hereby empowered and directed and instructed to conduct such election as by law and this ordinance provided, and to canvass the votes given and cast at such special election, and to make and deliver returns thereof to the Council of the City of Modesto, and the said Council of the said said City of Modesto shall and will meet and canvass said returns when received under and in pursuance with the statute in such cases made and provided, and declare the result of this special election.

Section VI.

The manner of voting for or against incurring said indebtedness shall be as follows, to wit:-

A sufficient number of ballots shall be, and is hereby directed to be prepared and caused to be printed on the proper kind of paper used at general elections in the State of California, and to be so prepared by the City Clerk of the said City <sup>of Modesto, and to be furnished in sufficient numbers by said City Clerk,</sup> and provided for the use of the voters at such special election, and the preparation of which shall be at the expense of the City of Modesto, and said ballots shall have the following matter printed thereon, in addition to any other matter which may be required by statutes ~~in force~~ in such cases made and provided:-

MUNICIPAL BALLOT.

SPECIAL MUNICIPAL ELECTION, CITY OF MODESTO  
March 5<sup>th</sup> 1912.

"SPECIAL ELECTION PRECINCT No....., OF THE CITY OF MODESTO"

To vote for a proposition and thereby authorize the incurring of a bonded indebtedness to the amount of eighty two thousand, five hundred (\$82,500) Dollars, and for the purpose of stated in such proposition, stamp a cross (X) in the blank to the right of the word "YES".

To vote against the proposition, and thereby refuse to authorize the incurring of the bonded indebtedness to the amount of eighty two thousand five <sup>hundred</sup> (\$82,500) dollars, for the purpose stated in such proposition, stamp a cross (X) in the blank to the right of the word "NO".

All marks except the cross (X) are forbidden. All distinguishing marks or erasures are forbidden, and make the ballot void.

If you wrongfully stamp, or make a mistake in stamping the ballot, return it to the Inspector of Election and obtain a new ballot.

SPECIAL ELECTION SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, THE FOLLOWING PROPOSITION, TO WIT:

The proposition to incur a bonded ~~sum~~ <sup>Indebtedness</sup> of eighty two thousand five hundred (\$82,500) dollars, for the object and purpose of the reconstruction, enlargement and extension of the Modesto City Water System, for the better supplying of water for the use of the said City of Modesto and its inhabitants, by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery, <sup>the acquisition of rights of way;</sup> the purchase and installation of adequate pumps and other necessary <sup>and apparatus</sup> machinery; and the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for said City of Modesto; and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System ;, said reconstruction, enlargement and extension of said water system to be in accordance with plans

*Estimates*

and specifications heretofore adopted and on file in the office of the City Clerk of the said City of Modesto.

YES	:	:
NO	:	:

Any voter who desires to vote in favor of the foregoing proposition may do so by stamping a cross (X) in the voting square on the right hand margin of his ballot, after and opposite the word "Yes" and after such ballot shall be stamped and deposited in the ballot box it shall be canvassed and counted, as provided by statute in such cases made and provided, in favor of such proposition and accepting the same.

Any voter who desires to vote against and reject such proposition may do so by stamping a cross (X) in the voting square on the right hand side of his ballot, after and opposite the word "No", and after such ballot shall be so stamped and deposited in the ballot box, it shall be canvassed and counted, as provided by statute in such cases made and provided, against such proposition and rejecting the same.

Section VII

The Council of the City of Modesto do further ordain as follows;

Any voter who desires to vote for and in favor of the proposition to incur said bonded indebtedness aforesaid, and to accept such proposition, may do so at such special election as stated in said form of ballot, by stamping a cross (X) in the voting square on the right hand margin of his ballot after and opposite the word "YES", and after such ballot shall have been so stamped and deposited in the ballot box it shall be canvassed and counted as provided by law, as a vote in favor of said proposition, and accepting the same, and any voter who desires to vote against the proposition to incur a bonded indebtedness as aforesaid, and to reject such proposition may do so at said special election as stated in said form of

ballot, by stamping a cross (X) in the voting square on the right hand margin of his ballot after and opposite the word "NO" and after said ballot shall have been so stamped and deposited in the ballot box, it shall be canvassed and counted as provided by law as a vote against said proposition and rejecting the same; which stamp, with the necessary pads and ink, shall be provided for each voting booth for that purpose.

#### Section VIII.

The City Council of the City of Modesto do further ordain as follows;- That the bonds authorized to be issued pursuant to said election shall be signed by the Mayor of the said City of Modesto, and also by the Treasurer of said City, and also be countersigned by the Clerk and Auditor thereof, and said officers are hereby empowered and authorized and directed to, in the event that at such special election such bonds shall be authorized to be issued, sign and execute said bonds as aforesaid, in accordance with this ordinance and the statute in such cases made and provided.

#### Section IX.

This ordinance shall be published once a day for at least seven (7) days in the Modesto News, a newspaper of general circulation, which said newspaper is so published at least six days each week in the said City of Modesto, and said proposed ordinance shall be so printed and published for at least seven (7) consecutive issues in said paper, to commence on the <sup>12<sup>th</sup></sup> day of February 1912, in the issue of said paper on said date and to be published in <sup>each</sup> ~~such~~ and every succeeding issue of

said paper for six succeeding issues thereafter, and no <sup>further</sup> other or additional notices of such election need be given

Section X.

This ordinance shall take effect and be in full force from and after fifteen days after its final passage and approval.

Adopted as a proposed ordinance and ordered printed and published as above, at a special meeting of the council of the City of Modesto, called for said purpose and held on the 16<sup>th</sup> day of January 1912, by the following vote:

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

Noes, Councilmen - None.

Absent, Councilmen - None.

Attest H. O. Thompson

City Clerk and ex-officio Clerk of the Council of the City of Modesto, State of California.

I hereby approve this ordinance this 16<sup>th</sup> day of January, 1912, the adoption as a proposed ordinance, and the order directing the same to be printed and published.

G. J. Wren

Mayor and Chief Executive of the City of Modesto, California

Adopted as an Ordinance by the Council of the City of Modesto on the 24th day of Jan. 1912 by the following vote:  
Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes: None.  
Absent: None.

Attest: H. O. Thompson  
City Clerk.

Approved Jan. 24th, 1912.

G. J. Wren  
Mayor.

SPECIAL  
NOT IN CODE

ORDINANCE NO..17..NS.

AN ORDINANCE PROVIDING FOR THE PURCHASE OF LAND FOR THE PURPOSE OF ESTABLISHING A DUMPING GROUND FOR THE CITY OF MODESTO.

The Council of the City of Modesto do Ordain as follows:-

Sec. 1

Whereas, the public interest and public <sup>Necessity</sup> necessary demand that a suitable place be provided for depositing the garbage and other refuse matter of the said City of Modesto, and

Whereas, it has been found by said Council, after due deliberation, that the following described tract of land adjoining the said City of Modesto, to wit; That certain piece or parcel of land situate in the County of Stanislaus, State of California, and more particularly described as follows;- Commencing at a point on the section line between Section thirty two (32), Township Three (3), south, range Nine (9) East, M. D. B. & M., and Section Five (5), Township Four (4) south, range nine (9), East M. D. B. & M., which point bears east a distance of 55.321 chains from the corner to section thirty one (31) and Thirty Two (32), Township three (3) south, range nine (9) east, and sections Five (5) and six (6), Township four (4), south, range nine (9) east, as the place of beginning; thence south 19° east 2.922 chains; thence south 18° - 15' east 3.255 chains; thence south 5° 56' west 2.221 chains; thence south 0° 04' west 7.622 chains; thence west 8.555 chains; thence north 23° 30' 30" east 17.100 chains to the point of beginning, containing 7.690 acres of land, is the most desirable and the most suitable place for the purpose above stated, and

Sec. 2

Whereas, the said land may be purchased for the sum of One Thousand, Nine Hundred, and Forty Two and 50/100 Dollars; and

Sec. 3

Whereas, there is in the general fund of the said City sufficient money, after paying all claims against said City for the fiscal year ending June 30, 1912, to pay the purchase price of said land

Sec. 4.

Therefore, be it ordained that the Commissioner of Public Supplies be, and he is hereby authorized, empowered and directed on behalf of the said City of Modesto, to purchase the within described land, at a price not to exceed the sum of \$1.942.50, and that he take a conveyance to the same executed in the name of the said City of Modesto.

Sec. 5.

Be it further ordained that this ordinance be published in the Modesto News, a newspaper of general circulation, printed and published in the said City of Modesto, at least once prior to its final passage and adoption.

Sec. 6.

This ordinance shall take effect and be in full force from and after fifteen days after its final passage and adoption.

Introduced and adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 14<sup>th</sup> day of February 1912, by the following vote,

Ayes, Councilmen Moss, Perley, Schafer, Swan and Mayor Wren  
Noes - None.

Absent - None.

Attest, H. O. Thompson City Clerk

Approved this 14<sup>th</sup> day of February 1912,

G. J. Thurn  
Mayor and Chief Executive of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto on the 28th, day of February, 1912, by the following vote:

Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes: None. Absent: None.

Attest: H. O. Thompson  
City Clerk.

Approved February 28th, 1912,

G. J. Thurn  
Mayor.

SPECIAL  
NOT IN CODE

AN ORDINANCE PROVIDING FOR THE PURCHASE OF CERTAIN REAL PROPERTY WITHIN THE CITY OF MODESTO.

Whereas, the public interest and public necessity of the City of Modesto require the acquisition of certain lands within said City for the purpose of enabling said City to open up certain public streets therein, and

Whereas, it is necessary for such purpose that the said City acquire the property hereinafter described.

Therefore, the Council of the City of Modesto, do ordain as follows: Section I.

That the Commissioner of public supplies be and he is hereby authorized and directed to purchase the following described real property situated in the City of Modesto, County of Stanislaus, State of California and more particularly described as follows: Beginning at a point which bears south 89 degrees 18 minutes east 558.3 feet distant and north 33.7 feet from the quarter section corner between sections 28 and 29, township 3 south, range 9 east, M. D. B & M., thence south 89 degrees 18 minutes east 15 feet, thence north 296.6 feet, thence north 89 degrees 18 minutes west 30 feet, thence south 296.60 feet, thence south 89 degrees 18 minutes east 15 feet to point of beginning, containing 204/1000 acres of land, more or less. For a price not to exceed the sum of \$ 750<sup>00</sup> taking a conveyance therefor in the name of the City of Modesto.

Section 2.

This ordinance shall take effect and be in force from and after 15 days after its final passage and publication.

It is further ordered that this ordinance be published in full at least once in the Modesto News, a newspaper of general circulation printed and published in said City of Modesto at least once prior to its final passage and that said publication be made at least three days before the final passage of the same.

of the City of Modesto held on the 28th day of February, 1912 by the following vote:

Ayes: Councilmen - Mass, Perley, Schaper, Swan and Mayor Olsen

Noes: Councilmen - None

Absent: None

Attest: H. O. Thompson  
City Clerk.

Approved this 28<sup>th</sup> day of February -- 1912.

G. J. Olsen  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 13th day of March, 1912, by the following vote:

Ayes - Councilmen Mass, Perley, Schaper, Swan  
and Mayor Olsen

Noes - None

Absent - None

Attest: H. O. Thompson  
City Clerk.

Approved March 13th, 1912.

G. J. Olsen  
Mayor.

REPEALED  
MUNICIPAL

ORDINANCE NO. 19- N. S.

2 An ordinance prohibiting the playing of games for money  
3 in certain places and providing a penalty for the violation  
4 thereof.

5 The Council of the City of Modesto do ordain as follows:

6 Section I.

7 It shall be unlawful and a misdemeanor for any person,  
8 firm or corporation, owing, operating or conducting any sa-  
9 loon, club, cafe or other public place within the City of  
10 Modesto where intoxicating liquors are sold or given away,  
11 to conduct or carry on or permit or allow to be carried on  
12 in such saloon, club, cafe or other public place any game  
13 played with cards, dice or other device when the same is  
14 played for money, checks, credit or other representative of  
15 value.

16 Section 2.

17 Any violation of this ordinance shall be punishable  
18 by a fine not exceeding Fifty Dollars or by imprisonment  
19 in the County Jail of Stanislaus County, California for a  
20 period not exceeding twenty-five days or both such fine  
21 and imprisonment.

22 Section 3.

23 This ordinance is declared to be necessary and for the  
24 immediate preservation of the public peace and safety and  
25 shall take effect and be in full force immediately upon its  
26 final approval and adoption.

27 Section 4.

28 It is further ordered that this ordinance shall be pub-  
29 lished in full at least once prior to its final passage in  
30 the Modesto News, a newspaper of general circulation, print-  
31 ed and published in the City of Modesto and that said pub-  
32 lication be made <sup>at least</sup> ~~not less than~~ <sup>before</sup> three days ~~prior to~~ the final

passage of this ordinance.

Introduced and adopted at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1912 by the following vote:

Ayes: Councilmen: \*Mass, Berley, Schaper, Swan and Mayor  
Hren.  
Noes: Councilmen: - None.  
Absent: Councilmen: - None.

Attest H. O. Thompson  
City Clerk.

Approved this 28<sup>th</sup> day of February, 1912.

G. J. Hren.  
Mayor of the City of  
Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 13th day of March, 1912, by the following vote:

Ayes - Councilmen, Mass, Berley, Schaper, Swan  
and Mayor Hren

Noes - None

Absent - None

Attest:  
H. O. Thompson  
City Clerk.

Approved March 13th, 1912.

G. J. Hren.  
(2) Mayor.

SPECIAL  
NOT IN CODE

ORDINANCE N. 20 - NS.

AN ORDINANCE CALLING A SPECIAL ELECTION FOR THE PURPOSE OF SUBMITTING THE QUESTION OF ANNEXING, INCORPORATING IN, AND MAKING A PART OF THE CITY OF MODESTO CERTAIN TERRITORY HEREBINAFTER DESCRIBED, TO THE ELECTORS OF THE CITY OF MODESTO AND OF SAID TERRITORY.

WHEREAS, a petition signed by not less in number than one fifth of the qualified electors of the City of Modesto, computed upon the number of votes cast at the last general municipal election held in said City, asking that the territory hereinafter described be annexed to, incorporated in, and made a part of the said City of Modesto, has been presented to this Council, and

WHEREAS, upon due examination it has been found that said petition has been signed by more than one fifth in number of the qualified electors of the said City of Modesto, computed upon the number of votes cast at the last general municipal election held in said City, and

WHEREAS, it is proposed by said Council of the City of Modesto to annex to, incorporate in, and make a part of the City of Modesto the territory asked to be annexed.

THEREFORE, The Council of the City of Modesto do ordain as follows;:-

That a special election shall be held in the City of Modesto, County of Stanislaus, State of California, on the 7<sup>th</sup> day of May 1912, to submit, and at which election shall be submitted, to the qualified electors of the said City of Modesto and to the qualified electors of the territory proposed to be annexed, which said territory is hereinafter specifically described, the question of whether said territory shall be annexed to, incorporated in, and made a part of the said City of Modesto.

The new territory hereinbefore mentioned and which it is proposed to annex to said City is more particularly described as follows, to wit;

Beginning at the northeast corner of the south half of the northeast quarter of Section 29, Township Three, South, Range Nine, East, Mount Diablo Base & Meridian; thence North 0°57' West 1320.792 feet to the ~~corner~~ ~~corner~~ corner common to Sections 20, 21, 28 and 29 of said Township and Range; thence South 89° 57' East along the section line between sections 21 and 28 a distance of 3953.895 feet to the northeast corner of the

northwest quarter of the north east quarter of section 28; thence south 0°-57' east 1314.978 feet to the southeast corner of ~~Section 28, thence~~ the northwest quarter of the northeast quarter of said Section 28, thence south 89 deg. 58'W. 3951.73 feet to the point of beginning, the above described land being the north half of the northwest quarter and the northwest quarter of the northeast quarter of Section 28, Township 3, South, Range Nine East., M. D. B. & M., County of Stanislaus, State of California

Section 2. The Council of the City of Modesto do further ordain that the manner of holding said special election and of the holding either for or against the annexing the proposed new territory shall be as provided and determined in this ordinance and in all particulars not recited herein such election shall be held as provided by the statutes in such cases made and provided for the holding of municipal elections in municipalities and for particulars not provided by law for holding such municipal elections ~~at~~ the general laws of the State of California shall, so far as the same may be applicable, govern. If any of the parties designated and appointed herein as officers of election for this special election fail to attend at the opening of the polls on the morning of said election, then and in that event the electors of the precinct present at that hour may supply the place of such absent member by appointment under and in compliance with the general election laws of the State of California.

At such special election, the polls shall be opened at six (6) o'clock of the morning of the day of such election, and must be kept open until six (6) o'clock of the evening of the same day, when the polls shall there upon be closed; that for ~~that~~ <sup>the</sup> purpose of said special election the said City of Modesto shall be, and the same is hereby consolidated, precincted and established into <sup>two</sup> ~~two~~ election <sup>precincts</sup>, to be known and designated as "Special Election Precinct No. 1" and "Special Election Precinct No. 2"

The boundaries of said special election precincts are hereby established and fixed as follows: All that portion of the said City of Modesto which lies south and west of the center line of the main track of the Southern Pacific Company's railroad track in the said City of Modesto, shall be known and designated and the same is hereby designated as "Special Election Precinct No 1." and all that portion of the said City of Modesto which lies north and east of the center line of the main track of said Southern Pacific Company's railroad in the said City of Modesto, shall be and the same is hereby designated as "Special Election <sup>Precinct</sup> No 2"

The following places are hereby selected as the polling places for said special election precincts, and the following named persons are hereby appointed as officers of election for said election precincts, to wit:-

Special Election Precinct No 1.- Polling place- The Modesto Garage, No 714 I. Street, between 7th and 8th Streets in the said City of Modesto. Officers of election for said Special election precinct No 1.

Inspectors of Election W. H. Bartle  
 Judges of Election W. J. Isel and W. J. McAllen  
 Clerks of Election \_\_\_\_\_  
 Ballot Clerks of Election \_\_\_\_\_

\*\*\*\*\*

Special Election Precinct No 2.- Polling place- the Council chamber of the City Hall in the City of Modesto;- Officers of election-

Inspectors of election J. H. Corley  
 Judges of Election H. B. Rice and G. L. Holdham  
 Clerks of Election \_\_\_\_\_  
 Ballot Clerks of Election \_\_\_\_\_

\*\*\*\*\*

The following named place has been fixed upon as the polling place for the territory proposed to be annexed, as aforesaid, and is hereby designated as the election precinct for the holding of the said special election in the territory proposed to be annexed, to wit- \_\_\_\_\_

The home of Charles Russell on  
Mc Henry Avenue, between Stoddard Ave,  
and Morris Ave

said polling place so selected and designated being within the boundaries of the territory which is proposed to be annexed, and the following named person are hereby appointed to act as officers of election for the special election precinct last established, to wit;

Inspector of Election J. S. West  
Judges of Election J. T. Townson and  
J. H. Dirst  
~~Members of Election~~  
~~Members of Election~~

666

\* \* \* \* \*

The foregoing polling places have been found and are hereby determined and fixed to be suitable and proper places for the holding of said special election, and the several persons above named have been found and are hereby determined to be qualified for said respective positions, and to have all the qualifications therefor as provided by law, and they shall and will and are hereby appointed such officers to carry on such election, and to constitute a board of election for the carrying on and conducting said election, and are hereby empowered and directed and instructed to conduct said election as provided by law and this ordinance, and to canvass the votes cast at such special election, and to make and deliver returns thereof to the Council of the said City of Modesto, and the said council shall and will meet and canvass said returns when received under and in pursuant to the provisions of the statute in such cases made and provided, and declare the result of said election.

Sec. 3. The manner of voting for or against the annexing of said territory shall be as follows, to wit;

A sufficient number of ballots shall be prepared and caused to be printed on the proper kind of paper used at general elections in the State of California, and to be so prepared by the City Clerk of the said City of Modesto, and to be furnished in sufficient numbers by

said City Clerk, and provided for the use of the voters at such a special election, and the preparation of which shall be at the expense of the City of Modesto, and said ballots shall have the following matter printed thereon, in addition to any other matter which may be required by the statutes in such cases made and provided.

**MUNICIPAL BALLOT**

**SPECIAL ELECTION HELD IN THE CITY OF MODESTO AND IN THE TERRITORY OUTSIDE THE SAME, AND HEREINAFTER DESCRIBED,  
ON THE 7<sup>th</sup> DAY OF May 1912**

**INSTRUCTION TO VOTERS.**

To vote for the proposition and thereby authorize the annexation to, incorporation of, and the making a part of the City of Modesto the following described territory, to wit; The North half of the northwest quarter and the northwest quarter of the northeast quarter of section 28, Township 3, south, range 9, East., M. D. B. & M., stamp a cross (X) in the blank space to the right of the words "FOR ANNEXATION"

To vote against the proposition, and thereby refuse to authorize the annexation to, incorporation of, and making a part of the said City of the territory above described, stamp a cross (X) in the blank space to the right of the words "AGAINST ANNEXATION"

All marks except the cross are forbidden. All distinguishing marks and erasures are forbidden and make the ballot void.

If you wrongfully stamp, tear, or deface this ballot return it to the Inspector of election and obtain a new ballot.

FOR ANNEXATION - \_\_\_\_\_ : \_\_\_\_\_ :  
AGAINST ANNEXATION- \_\_\_\_\_ : \_\_\_\_\_ :  
\_\_\_\_\_ : \_\_\_\_\_ :

**Section 4.**

The Council of the City of Modesto do further Ordain as follows-

Any voter who desires to vote for and in favor of the annexation of the territory hereinbefore described may do so at the said special election as stated in the form of ballot, by stamping a cross (X) in the voting square to the right of the words "For Annexation" on said ballot, and after said ballot shall have been so stamped and deposited in the ballot box it shall be canvassed and counted as provided by law as a vote in favor of said proposition, and any voter who desires to vote against said proposition and to reject the same, may do so at such special

election as stated in said form of ballot by stamping a cross (X) in the voting square to the right of the words "Against Annexation", and after said ballot shall have been so stamped and deposited in the ballot box, it shall be canvassed and counted as provided by law as a vote against such proposition and rejecting the same.

Sec. 5. This ordinance shall be published at least once a week for four successive weeks next preceding the said 7<sup>th</sup> day of May 1912, in the Modesto News, a newspaper of general circulation, printed and published in the said City of Modesto, and also in the Oakdale Leader, a newspaper of general circulation, printed outside the said City of Modesto, but in the County in which the territory so proposed to be annexed is situated, for a like period and for a like number of publications.

Sec. 6. This ordinance shall take effect and be in full force and effect from and after fifteen days after its final passage and adoption.

Adopted as an ordinance and ordered printed and published as above at a Special meeting of the said Council of the City of Modesto, held on the 16<sup>th</sup> day of March 1912, by the following vote:-

Ayes, Councilmen Moss, Perley, Schaper, Swan and Mayor Warren  
Noes, Councilmen None  
Absent, Councilmen None

Attest H. O. Thompson

City Clerk

Approved March 6<sup>th</sup> 1912

G. J. Warren  
Mayor of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto on the 15th day of March, 1912, by the following vote:

Ayes- Councilmen Moss, Perley, Schaper, Swan and Mayor Warren  
Noes- None  
Absent None

Attest: H. O. Thompson City Clerk.

Approved March 15th, 1912. G. J. Warren  
Mayor.

REPEALED  
MUNICIPAL

ORDINANCE No 21..N. S.

AN ORDINANCE REQUIRING DOGS RUNNING AT LARGE TO BE MUZZLED.

The Council of the City of Modesto do ordain as follows:-

Section 1. Every dog permitted to run upon any public street, square or place within the corporate limits of the City of Modesto, or upon the property of any person or persons other than the owner of said dog, without being effectually muzzled with a ~~wire~~ <sup>prevent</sup> muzzle, of sufficient size and strength to <sup>prevent</sup> said dog from biting persons or animals, is hereby declafed to be a menace to the public health and safety.

Section 2. Every dog so permitted to run without a muzzle, as provided in Section 1 hereof, shall <sup>be</sup> immediately taken up by any peace officer, and shall be kept by him for a period of twenty four hours in some safe place of confinement, and if not redeemed as hereinafter provided within twenty fours, shall be by such peace officer killed.

Section 3. Any dog taken up hereunder may be redeemed by tpaying the peace officer so taking up said dog, one dollar for every dog so taken up, and also upon providing said dog with such muzzle as provided for in Section 1 hereof; ~~and every peace officer for every dog killed hereunder, shall receive the sum of one dollar for so doing and for bringing the same; all such fees so paid to said peace officers shall be retained by them for their own use.~~

Section 3. This ordinance is hereby declared to be necessary and urgent, and for the immediate preservation of the public health and safety and shall go into effect and be in <sup>full</sup> force from and after the date of its final adoption.

Section 4. It is further ordered that this ordinance shall be printed and published in full at least once in the Modesto Evening News, a newspaper of general circulation, printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a special

REPEALED BY  
MUNICIPAL CODE

meeting of the Council of the City of Modesto, called for said purpose and held on the 6th day of March 1912, by the following vote-

Ayes, Councilmen Moss, Perley, Schaefer, Swan and Mayor Kren

Noes, Councilmen: None

Absent, Councilmen: None

Attest D. O. Thompson

City Clerk

Approved this 6th day of March 1912

G. J. Kren

Mayor of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto on the 13th day of March, 1912, by the following vote:

Ayes - Councilmen, Moss, Perley, Schaefer, Swan and

Mayor Kren

Noes - None

Absent - None

Attest:

D. O. Thompson  
City Clerk.

Approved March 13th, 1912.

G. J. Kren  
Mayor.

AN ORDINANCE PROVIDING FOR THE ISSUE, SALE AND REDEMPTION OF BONDS OF THE CITY OF MODESTO, IN ACCORDANCE WITH THE RESULT OF THE SPECIAL ELECTION HELD IN SAID CITY ON THE 5th DAY OF MARCH 1912, AND PROVIDING THE FORM AND DENOMINATION THEREOF.

THE CITY COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:-

Section 1. WHEREAS, at a special election held in the City of Modesto, on the 5th day of March 1912, pursuant to the laws of the State of California, and in accordance with Ordinance No. 16, N. S. and the other ordinances of the City of Modesto relative to elections therein, the said City of Modesto has been authorized to incur an indebtedness of Eighty Two Thousand Five Hundred Dollars (\$82,500) for the purpose in said ordinance set forth, to wit: the reconstruction, enlargement and extension of the Modesto City Water System, for the better supplying of water for the use of said City and its inhabitants by the ~~by the~~ acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way, the purchase and installation of adequate pumps and other necessary machinery and apparatus; the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for the said City of Modesto and the construction and erection of necessary buildings for the proper operation of said water system; the said reconstruction, enlargement and extension of said water system of the said City of Modesto to be in accordance with the plans and estimates heretofore adopted and now on file in the office of the City Clerk of the said City of Modesto, and has been authorized to issue bonds for the amount of such indebtedness:-

NOW THEREFORE, The Council of the City of Modesto do further ordain as follows:-

Section 2. The said City of Modesto shall incur an indebtedness of Eighty Two Thousand Five Hundred Dollars (\$82,500) for the purpose in said Ordinance No 16, N. S. specified and hereinafter set forth, and by said election authorized; and the bonds of the City of

Modesto evidencing such indebtedness shall be issued in said amount, of the number, denomination and character hereinafter specified.

Section 3. There shall be issued One hundred and Sixty Five (165) bonds, each of said bonds to be of the denomination of Five Hundred Dollars. Said bonds shall bear interest from the date of their issue at the rate of Five (5) per cent per annum, payable semi-annually on the second days of July and January of each year thereafter at the office of the Treasurer of the City of Modesto in the City of Modesto, County of Stanislaus, State of California, ~~State of California~~. Said bonds shall be numbered consecutively from one to one hundred and sixty five, inclusive.

All of said bonds shall be payable at the office of the City Treasurer of the City of Modesto, in the City of Modesto, County of Stanislaus, State of California, and five (5) of said bonds shall be payable, together with the interest thereon at such date unpaid, on the second day of January 1913, and five (5) of said bonds, together with the interest thereon, payable at such date, shall be payable on the second day of January each and every year thereafter, at the place aforesaid, until all of said bonds are paid.

Section 4. The said bonds or any portion of them may be sold by the Council of the said City of Modesto at not less than par value at either public or private sale after giving of notice thereof by the Clerk of the City of Modesto for at least ten (10) days prior to the date of such sale, and said notice shall call for unconditional bids for such bonds to be delivered to the clerk of the City of Modesto, and such notice shall further provide that all bids shall be accompanied by a deposit in Gold Coin of the United States, or by a check payable to the Mayor of said City of Modesto, certified to by a responsible bank, in the sum equal to at least ten per cent. of the entire amount bid for such bonds, which deposit shall be conditioned that if such bid is accepted the balance of such amount so bid shall be paid upon delivery of such bonds, otherwise the sum so deposited to be forfeited to the said City of Modesto.

Section 5. The proceeds of the sale of such bonds shall be placed in the Treasury of the said City of Modesto, and the amount so received therefrom shall be applied exclusively to the purposes and objects mentioned in the ordinance calling said special election.

Section 6. The said bonds shall be signed by the Mayor of the said City of Modesto, and also by the Treasurer of said city, and shall be countersigned by the City Clerk and auditor thereof, and each of said bonds shall have attached thereto interest coupons equal in number to at least twice the number of years the said bond has to run before it is due.

The coupons shall be numbered consecutively and signed by the Treasurer of said city. Said bonds and coupons shall be in form substantially as hereinafter set forth. Each of the interest coupons shall represent six months interest and shall be payable to bearer.

Section 7. The form and language of all of said bonds shall be substantially as follows:-

UNITED STATES OF AMERICA, STATE OF CALIFORNIA.

\$ 500.00

No \_\_\_\_\_

MUNICIPAL IMPROVEMENT BOND OF THE CITY OF MODESTO

On the second day of January 1912, THE CITY OF MODESTO, a municipal corporation, incorporated under the laws of the State of California, for value received, hereby promises to pay to the bearer, at the office of the Treasurer of the said City of Modesto, in the City of Modesto, County of Stanislaus, State of California, the sum of Five Hundred Dollars, in Gold Coin of the United States of America, with interest thereon in like Gold Coin from the date hereof at the rate of Five (5) per cent. per annum, payable semi-annually at the office of the Treasurer of the said City of Modesto, on the second days of January and July of each year, commencing on the second day of July 1912, upon the presentation and surrender of the proper interest bearing coupons hereto attached. This bond is one of a series of bonds of like date, tenor and effect, issued by the said City of Modesto for the paying of the cost of the reconstruction, enlargement and extension of the

Modesto City Water System for the better supplying of water for the use of the said City and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way; the purchase and installation of adequate pumps and other necessary machinery and apparatus; the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for the said City of Modesto; and the construction and erection of necessary buildings for the proper operation of said water system; the said reconstruction, enlargement and extension of said water system of the said City of Modesto to be in accordance with the plans and estimates heretofore adopted and now on file in the office of the City Clerk of the said City of Modesto, and is issued under and in pursuance of an act of the Legislature of the State of California, entitled "An act authorizing the incurring of indebtedness by Cities, Towns and municipal corporations for municipal improvements and regulating the acquisition, construction or completion thereof" which became a law under the Constitutional provision without the Governor's approval, February 25, 1901, and of the acts supplemental and amendatory thereto.

And it is further certified, asserted and declared that this bond is issued after full compliance with, and in conformity with the Constitution and the laws of the State of California, and the ordinances of the said City of Modesto, and in pursuance of and in conformity with a vote of more than two thirds of all the qualified electors of the said City of Modesto, voting at a special election, duly and regularly called and held in said City, as provided in said act and the acts amendatory thereto, and the ordinances of said City of Modesto, on the 5th day of March 1912; notice thereof having been duly and regularly given and published in the manner and for the period required by law, and after the result of said election had been canvassed and declared and entered in the manner required by law.

It is further certified and declared that all the provisions and

requirements of the Constitution and the laws of the State of California, and of the ordinances of the City of Modesto; and of the Charter of said City applicable thereto, have been duly and regularly and fully complied with by the proper officers of said City in the issuance of this bond; that all the acts and conditions and things required by law to be done precedent to and in the issue thereof have been done and performed in regular and due form and in strict compliance with the provisions of the law authorizing said bonds, and that the total indebtedness of the said City of Modesto, including the indebtedness evidenced by this issue of bonds, does not exceed the limit prescribed by the Constitution and the laws of the State of California.

This bond ceases to bear interest unless presented at maturity.

IN WITNESS WHEREOF, the said City of Modesto has caused this bond to be signed by the Mayor thereof (who is the Chief Executive of said City), and by the Treasurer of said City, and to be countersigned by the City Clerk and Auditor thereof, and has caused said City Clerk to affix thereto the corporate seal of said City of Modesto, and has caused all the coupons attached thereto to be signed by the Treasurer of said City, and said Treasurer has caused his said signature to be lithographed upon all of said coupons and hereby adopts said lithographic signature as his own.

Dated, Modesto, California, the 1<sup>st</sup> day of May 1912

G. J. Green

Mayor and Chief Executive of the  
City of Modesto

Countersigned,

H. O. Thompson

City Clerk and Auditor of the  
City of Modesto

Treasurer of the City of Modesto

-----  
The interest coupons attached to said bonds shall be in substantially the following form and language:

INTEREST COUPON  
CITY OF MODESTO

\$ \_\_\_\_\_

No \_\_\_\_\_

On the second day of \_\_\_\_\_ 19\_\_\_\_\_, on surrender of this coupon, the City of Modesto will pay to the bearer hereof, at the office of the Treasurer of the City of Modesto, in said City of Modesto, County of Stanislaus, State of California, the sum of \_\_\_\_\_ dollars, in Gold Coin of the United States of America, for the semi annual interest due on that date upon its above numbered municipal improvement bond.

Dated, the <sup>11<sup>th</sup></sup> <sup>St</sup> day of May 1912.

\_\_\_\_\_  
Treasurer of the City of Modesto

Coupon No.  
-----

Section 8.

The Mayor, Treasurer, City Clerk and Auditor of said City of Modesto, are hereby authorized and directed to sign and execute all of said bonds as of the date of May 1<sup>st</sup> 1912, and the said Treasurer to sign all said Interest Coupons in substantially the form hereinbefore provided by this Ordinance, and to adopt for such purpose a lithographic signature, and the acts of each of said officers in so doing shall be construed to be both for his official self and for the said City of Modesto, and the Mayor of said City is hereby appointed a committee to supervise the printing and execution of said bonds and coupons.

Section 9. There shall be levied and collected annually each year, until said bonds are paid, or until there shall be a sum in the Treasury of the City of Modesto, set apart for that purpose, sufficient to meet all sums coming due for principal and interest on such bonds, a tax sufficient to pay the annual interest on such bonds and also such part of the principal thereof as shall become due before the time for fixing the next general tax levy.

The taxes herein required to be levied and collected shall be in addition to all other taxes levied for municipal purposes and shall be levied and collected at the time and in the manner as all other taxes, and shall be used for no other purpose than the paying of said bonds and accruing interest.

Section 10. This ordinance shall be printed and published in full at least once prior to its final passage and adoption in the Modesto News, a newspaper of general circulation printed and published in the said City of Modesto, at least three days before its final adoption.

Section 11. This ordinance shall take effect and be in full force from and after fifteen days after its final passage and adoption.

Introduced and ordered printed and published as above at a ~~regular~~ meeting <sup>of Modesto held</sup> of the City Council of the City, on the 27<sup>th</sup> day of March 1912, by the following vote:-

Ayes, Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes, None.  
Absent None.

Attest

H. O. Thompson

Approved this 27th day of March, 1912.

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

Adopted as an Ordinance by the Council of the City of Modesto on the 10th day of April 1912, by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None.  
Absent: None.

Attest:

H. O. Thompson  
City Clerk.

Approved April 10th, 1912.

G. J. Wren  
Mayor.

Repealed  
345-N.S.

ORDINANCE NUMBER 23-NS

AN ORDINANCE PROVIDING FOR THE REGULATION OF SPEED AND OPERATION OF AUTOMOBILES, MOTORCYCLES AND OTHER SIMILAR VEHICLES, NOT INCLUDING VEHICLES OF RAILROADS OR STREET RAILROADS AND RUNNING ON TRACKS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF

Be it Ordained by the Council of the City of Modesto as follows-

Section 1. It shall be unlawful for any person to propel or drive any automobile, motorcycle, or other vehicle, upon or over any street, alley or public way within the corporate limits of the City of Modesto at a speed greater than Fifteen miles per hour.

Section 2. For the purposes of this ordinance the terms or name "Automobile" "Motorcycle" or "Other similar vehicle" whenever and wherever used in this ordinance, shall be held to mean any vehicle drawn, driven or propelled over or along the streets, alleys, or other public places of the City of Modesto, the motive power of which is electricity, compressed air, naphtha, alcohol, gasoline, kerosene, steam or motive power other than animal power or motive power applied solely by the muscular exertion of a human being; Provided, however, that nothing herein shall apply to the operation of any electric motor, trolley car, or other vehicle used by any railroad company or street railroad upon or along any track or tracks owned or lawfully used by said railroad or street railway.

Section 3. It shall be the duty of every person in charge of any vehicle upon any street, alley or public way, other than vehicles used by railroads or street railways running upon tracks as aforesaid, to keep to the center line of said street, alley or public way whenever practicable; and any vehicle overtaking another vehicle shall pass on the left side of such overtaken vehicle, and when requested so to do any driver or person having possession or charge or control of any vehicle travelling on a street, alley, or public

way shall, as soon as practicable, turn to the right so as to allow any overtaking vehicle free passage to the left of the overtaken vehicle; provided, however, that this section shall not apply to any case where, from the nature of the ground, or for other reasons, it is not safe or practicable, for the driver of such vehicle to turn to the right.

Section 4. It shall be the duty of every person in charge of any vehicle regulated by the provisions of this ordinance, in turning corners to the right to turn the vehicle controlled by him to the right of the center of the street, and in turning corners to the left to turn the vehicle controlled by such person to the right of the center of intersection of the two streets.

Section 5. It shall be unlawful to drive or propel any motorcycle within the corporate limits of the City of Modesto unless the exhaust of the same is effectually muffled.

Section 6. Every automobile or other motor vehicle when being driven or propelled along any of the public streets of the City of Modesto shall be provided with good and sufficient brakes and with suitable bell or horn or other signal, and must exhibit during from one hour after sunset to one hour before sun-rise at least one lamp in front of such vehicle or one lamp at each side, said lamps or lamp showing white lights visible within a reasonable distance in the direction in which said vehicle is proceeding.

Section 7. It shall be unlawful for any parent, guardian, or other person having the custody or control of any minor child under the age of <sup>14</sup>~~Fourteen~~<sup>(14)</sup> years knowingly to permit or allow such minor child to run, drive or operate any automobile or other motor vehicle on or over any street, alley or public place within the corporate limits of the City of Modesto.

Section 8. Any violation of any of the provisions of this ordinance shall be deemed a misdemeanor and shall be punishable by a fine

not exceeding the sum of Fifty Dollars (\$50) or by imprisonment in the County Jail of the County of Stanislaus, State of California, not exceeding twenty five days, or by both such fine and imprisonment.

Section 9. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 10. This ordinance shall take effect and be in full force from and after fifteen (15) days from and after its final passage and adoption.

Section 11. It is ordered that this ordinance be printed and published in full at least once prior to its final passage and at least three days prior thereto, in the Modesto Evening News.

Introduced and adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held March 27<sup>th</sup> 1912, by the following vote-

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

Noes None.

Absent None.

Attest H. C. Thompson  
City Clerk

Approved March 27th, 1912.

G. J. Wren.  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 10<sup>th</sup> day of April, 1912 by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren  
Noes- None  
Absent- None

Attest: H. C. Thompson  
City Clerk.

Approved Apr. 10<sup>th</sup>, 1912.

G. J. Wren.  
Mayor.

REFER  
MUNICIPAL

AN ORDINANCE PROVIDING FOR THE EMPLOYMENT OF SUPERVISING ENGINEER FOR THE RECONSTRUCTION, ENLARGEMENT AND EXTENSION OF THE MODESTO CITY WATER SYSTEM.  
\*\*\*\*\*

Be it ordained by the Council of the City of Modesto as follows-  
That whereas the City of Modesto is about to commence the work of reconstruction, enlargement and extension of its water system, in accordance with plans and specifications heretofore adopted therefor, and

Whereas, it is necessary and for the best interest of said City that the said work should be done under the supervision of some competent person, skilled in such work, and

Whereasm F. C. Roberts and E. H. Denicke, Civil Engineers, doing business under the name of Roberts & Denicke, have been found by this council to be persons skilled in the work of installing the work to be done upon such water system, and

Whereas, It is found that said Roberts & Denicke are persons most likely to supervise such work to the best advantage of the said City of Modesto.

Be it ordained by the Council of the City of Modesto that said Roberts & Denicke be, and the said persons are hereby employed as Supervising Engineers of the said reconstruction, enlargement and extension of said water system, at a compensation not to exceed the sum of Two Thousand Dollars (\$2,000), said sum to be in full compensation for all services to be rendered by said parties in connection with the said work, including any service rendered in the preparations of plans and specifications for said work, or any services of whatever nature to be rendered in connection with said water system.

This ordinance shall go into effect and be in full force from and after fifteen days from and after its final adoption.

This ordinance shall be printed and published in full at least

REPEALED BY  
MUNICIPAL CODE

once in the Modesto News, a newspaper of general circulation, printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10th day of April 1912, by the following vote;

Ayes, Councilmen Moss, Perley, Schaefer, Swan and Mayor

Noes - none

Absent None

Attest H. O. Thompson  
City Clerk

Approved this 10th day of April 1912

G. J. Shrum  
Mayor

Adopted as an Ordinance by the Council of the City of Modesto on the 24<sup>th</sup> day of April 1912, by the following vote:-

Ayes- Councilmen Moss, Perley, Schaefer, Swan and

Mayor Shrum

Noes- Councilmen None

Absent Councilman None

Attest: H. O. Thompson  
City Clerk.

Approved April 24<sup>th</sup> 1912.

G. J. Shrum  
Mayor.

An ordinance regulating the use of public streets and alleys within the CITY OF MODESTO.

The Council of the CITY OF MODESTO do ordain as follows:-

SECTION 1. It shall be unlawful and a misdemeanor to obstruct any public street or alley within the corporate limits of the CITY OF MODESTO by leaving or allowing to remain in such street or alley between the hours of 8 P. M. and 5 A. M. any unused wagon, truck, dray, float, automobile or other vehicle, or by placing or allowing to remain in any such street or alley anything of a large or bulky nature which may obstruct the free passage through such street or alley.

SECTION 2. It shall be unlawful and a misdemeanor to allow to stand or remain in any such street or alley, any can, bucket, barrel or other receptacle used for holding swill or garbage.

SECTION 3. This provisions of Section 1 of this ordinance shall not apply to cases where lumber or other building material or building appliances are placed in such street or alley for the purpose of erecting, altering or repairing any building or structure located upon adjoining property, provided, however, that in such cases material or appliances shall be so placed as to offer the least possible obstruction to the free passage of such street or alley, and provided further that any such material or appliances shall be placed or stored as directed by the Street Superintendent of said CITY OF MODESTO.

SECTION 4. For the purposes of this ordinance the term "unused vehicle" shall be deemed to apply to and include any vehicle drawn by horses or other draft animals from which the horses or other draft animal has been unhitched when it shall appear that the active use of such vehicle has been abandoned between such hours, and in the case of automobiles or other motor vehicles, where said automobile or other motor vehicle has been allowed to stand with the power shut off, in such street or alley, when it shall appear that the active use of such automobile or other motor vehicle has been abandoned between

*such hours*

poration to place in any public street or alley within the said City of Modesto, any glass or other sharp substances, likely to wound the feet of animals or puncture the tires of any vehicle passing along the same.

Section 6. Any violation of any of the provisions of this ordinance shall be deemed a misdemeanor and shall be punishable by a fine of not more than twenty five dollars or by imprisonment in the City Jail of the City of Modesto or the County Jail of the County of Stanislaus for not more than twenty five days, or by both such fine and imprisonment.

Section 7. This ordinance shall take effect and be in full force from and after 15 days after its final passage and adoption.

Section 8. It is ordered that this ordinance be printed and published in full in the Modesto Evening News at least three days prior to its final passage and adoption.

Introduced and ordered printed and published as above at a meeting of the Council of the City of Modesto, held on the 24th day of April, 1912, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None.                                  Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved April 24th, 1912.

G. J. Wren  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 8<sup>th</sup> day of May 1912, by the following vote-

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

Noes - None

Absent - None

Attest: H. O. Thompson city clerk.

Approved May 8<sup>th</sup> 1912.

G. J. Wren Mayor.

SPECIAL  
NOT IN CODE

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY OF MODESTO FOR THEIR APPROVAL OR REJECTION, TWO CERTAIN ORDINANCES - ONE PROHIBITING (WITH CERTAIN EXCEPTIONS) THE SALE OR DISPOSAL OF INTOXICATING LIQUORS WITHIN SAID CITY AND THE OTHER PROVIDING FOR A LICENSE TAX AND REGULATION ON THE SALE OF SUCH LIQUORS.

.....

The Council of the City of Modesto do ordain as follows:-

That Whereas, there has been presented to this Council two petitions signed by the qualified electors of the said City of Modesto equal in number to twenty five (25) per centum of the entire vote cast at the last preceding general municipal election held in the said City of Modesto, asking that two certain ordinances thereto annexed, and hereinafter set forth in full, be submitted to the vote of the qualified electors of said City in accordance with the provisions of the Charter of said City relating to the Initiative, and,

WHEREAS, said Council do find that both of said petitions fully comply with the provisions of said charter and are signed by the requisite number of qualified electors of said City of Modesto -

NOW, THEREFORE, the Council of the City of Modesto do ordain as follows:

That a special election will be held in the said City of Modesto, on the 10th day of July, 1912, at which special election there shall be submitted to the qualified electors of the said City of Modesto for their approval or rejection, the following ordinances, being the ordinances hereinbefore referred to, to-wit:

" AN ORDINANCE FOR POLICE REGULATION, RELATING TO PLACES WHERE ALCOHOLIC LIQUORS ARE SOLD, STORED, DELIVERED, KEPT, SERVED, DISPOSED OF, OR DISTRIBUTED, OR GIVEN AWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA; MAKING UNLAWFUL THE SELLING, STORAGE, DELIVERING, POSSESSION, DISPOSAL, DISTRIBUTION OR GIVING AWAY OF SUCH LIQUORS (WITH CERTAIN EXCEPTIONS), WITHIN SAID CITY: PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH. "

.....

The people of the City of Modesto do ordain as follows :-

SECTION 1. It shall be unlawful for any person, corporation, firm, company, association, or club either as principal, agent, employee or otherwise, within the corporate limits of the City of Modesto, County of Stanislaus, State of California, to sell, store, deliver, keep, possess, furnish, dispose of, distribute or give away any alcoholic liquors, except as hereinafter provided.

SECTION 2. It shall be unlawful for any person, corporation, firm, company, association, or club, within the limits of the said City of Modesto, to solicit orders, take orders, deliver or make agreement for the sale or delivery of alcoholic liquors - Provided the provisions of this section shall not apply to the taking of such orders from any registered pharmacist whose place of business is within the said City of Modesto.

SECTION 3. It shall be unlawful for any person, corporation, firm, company, association or club within the corporate limits of the said City of Modesto, to keep, conduct or establish as principal or agent any business where alcoholic liquors are sold, served, disposed of or kept for the purpose of sale or distribution except as hereinafter provided, and every day that such business shall be kept, established, or conducted shall be considered a separate offence.

Section 4. Nothing in this ordinance shall be interpreted as rendering it unlawful to keep alcoholic liquors for distribution or to sell or distribute such liquors in—said City of Modesto in the manner and for the purposes in this section provided.

1st. The serving of such liquors by any person at his own home to members of his family or to his guests when no money, things or representative, of value is received in return therefor, and when said home is not a place of public resort.

2nd. The selling or dispensing of such liquors for necessary and bona fide medical purposes by regularly registered and licensed pharmacists upon written prescription of a physician or a surgeon entitled to practice medicine or surgery under the laws of the State of California; provided, however, that such prescription shall be written, signed and dated by the physician issuing the same within twenty four hours before such sale or dispensing and that the name of the person applying personally for the prescription and the name of the person for whose use the prescription is made, shall be inserted therein by such physician at the time the prescription is made or given; and provided further that such prescription shall be presented to and filed by such pharmacist before any sale or dispensing is made thereon; that all prescriptions shall be numbered and permanently kept in regular succession by such pharmacist; that he shall file the same on a separate file convenient for and open and subject during all business hours to public inspection, and that only one sale or dispensing shall be made on any one prescription.

3rd. The selling of wine by a regularly registered and licensed pharmacist for sacramental purposes only, provided such wine is sold only to a regularly accredited minister of some religious denomination, or upon the written order of the local official board or governing body of a religious organization; and provided further that such pharmacist shall keep a record of such sales, \_\_\_\_\_ the quantity sold, and the signature of the person purchasing the

same. Such record shall be open to public inspection, and shall be kept and preserved in a substantially bound book provided for that purpose.

4th. The Distribution of wine at the sacramental service of any religious organization.

5th. The keeping of alcoholic liquors on the premises where manufactured, receiving orders at said premises for such liquors and the shipping of the same from such premises; provided said liquors are not distributed or delivered to any place within the corporate limits of the said City of Modesto, except as follows:

(a) To a common carrier which in the regular course of its business, transports such liquors to or from any point in said City of Modesto.

(b) To registered pharmacists in their places of business in said City.

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SECTION 5. No physician shall give to or write for any well person or persons not in actual need of said liquor as a medicine any prescription for alcoholic liquors either separate or compounded with other ingredients; any physician who shall assist in the violation or evading any of the provisions of this ordinance shall be guilty of a misdemeanor.

SECTION 6. On or before the tenth day of each month after this ordinance goes into effect every pharmacist within the said City of Modesto, who keeps or dispenses alcoholic liquors, shall file with the City Clerk of the said City of Modesto, State of California, a sworn statement of the kind and quantity of such liquors he has received during the previous month, showing the date or dates on which it was received and from whom purchased; also a sworn statement of the liquors he has sold or dispensed during said previous month, showing the kind and quantity of liquors in each sale, the date and name of the purchaser, and in case it was dispensed on a prescription, the name of the physician who issued the prescription. These statements shall

open at all time to public inspection. Any pharmacist in said City of Modesto who fails to file statements as herein provided, or filing false statements, shall be guilty of a misdemeanor.

SECTIONn7" Any person violating any of the provisions of this ordinance, or failing to observe and perform any of the requirements hereof, shall be deemed guilty of a misdemeanor thereunder, and upon conviction thereof shall be punished by a fine not exceeding Five Hundred Dollars or by imprisoned — in the County jail of the County of Stanislaus for a period of not more than six months, or shall be punished by both such fine and imprisonment.

SECTION 8. If any person, corporation, firm, company or association having or holding a license from the said City of Modesto to conduct any business in said City shall sell, store, deliver, keep, possess, dispose of, distribute, or give away any alcoholic liquors in connection with said business or in the building or place where such business is conducted, in violation of the provisions of this ordinance, or shall fail to observe or perform any of the conditions hereof, such person, firm, corporation, company or association shall forfeit such license and the City Council of the said City of Modesto shall by a proper order entered upon its minutes cancel and revoke said license and no license for such or any business shall be issued to such person, corporation, firm, company or association for a period of two years thereafter.

Such license shall be cancelled or revoked after a hearing is given the holder thereof in such manner and upon such notice as shall be fixed by order of said City Council, and the cancelation or revocation of such license shall not be a bar to prevent a criminal prosecution under the foregoing provisions of this ordinance on account of the violation thereof.

~~SECTION 9.~~ All places where alcoholic liquors are sold or distributed or kept for sale or distribution, in violation of any of the provisions of this ordinance, are hereby declared to be common nuisances, and shall be abated as such, and it shall be the duty of the City Attorney of said City of Modesto to take action to abate such nuisance, without further order of the said City Council of said City of Modesto. It shall also be the duty of all peace officers of the said City of Modesto to put persons suspected of <sup>violating</sup> any of the provisions of ~~violating~~ this ordinance under police surveillance, and to use all legal means in detecting and convicting persons violating any of the provisions of this ordinance. The right of search, as given in Chapter 3, part 2 of Title 12 of the Penal Code of the state of California, is hereby made applicable to all places where there is a reasonable cause to believe any <sup>of the</sup> ~~provisions~~ provisions of this ordinance are being violated. All liquors taken from places operated or conducted in violation of the provisions of this ordinance shall, upon conviction of such person or persons from whom such liquor has been taken, be destroyed upon order of the court in which such conviction has been had.

SECTION 10. The term "Alcoholic Liquors" as used in this ordinance shall include spirituous, vinous and malt liquors, and any other liquor or mixture of liquors which contains one per centum by volume, or more of alcohol, and which is not so mixed with other drugs as to prevent its use as a beverage; Provided, however, that nothing in this ordinance shall be construed to prohibit the sale, or disposal of denatured alcohol or wood alcohol for mechanical purposes and similar uses.

SECTION 11. All other ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 12. This ordinance shall go into effect and be in full force from and after ten days after its adoption.

**AN ORDINANCE ...**

RELATING TO PLACES WHERE SPIRITUOUS, VINOUS, MALT, MIXED, FERMENTED, DISTILLED, ALCOHOLIC, OR ANY INTOXICATING LIQUORS, MAY, UNDER CERTAIN CONDITIONS AND RESTRICTIONS BE SOLD, SERVED, FURNISHED OR GIVEN AWAY IN THE CITY OF MODESTO; PROVIDING FOR A LICENSE TAX THEREON, AND FOR THE COLLECTION OF SUCH LICENSE TAX; FORBIDDING AND MAKING UNLAWFUL THE OPENING, KEEPING, CONDUCTING OR CARRYING ON OF ANY PLACE WHERE ANY SUCH LIQUORS ARE SOLD, SERVED, FURNISHED OR GIVEN AWAY; AND THE SALE, SERVING, FURNISHING OR GIVING AWAY OF ANY SUCH LIQUORS, EXCEPT AT THE PLACES, IN THE MANNER, UPON THE CONDITIONS, AND UNDER THE RESTRICTIONS IN THIS ORDINANCE PROVIDED; 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.

THE PEOPLE OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

Section 1. IT is hereby declared to be unlawful for any person, firm or corporation, to establish, open, keep, maintain or carry on within the city of Modesto, any saloon, bar, store, dramshop, tipping place, stand, or any place where spirituous, malt or fermented liquors or wines, or any admixture thereof, are sold or given away; or for any person, firm or corporation (except as hereinafter provided) to sell within the limits of the city of Modesto, any spirituous, malt, or fermented liquors or wines, or any admixture thereof without having the permission and license therefor as required in this ordinance; provided, however, that any person, firm or corporation or association of persons formed, organized and existing for purposes other than profit, shall, in the discretion of the council of the city of Modesto, be exempt from any license tax required herein, and such person, firm, association or corporation so exempt shall not be required to give bonds or recommendation of citizens or furnish the application as required by this ordinance, but said

person, firm, corporation or association requesting said exemption from license tax shall file with the COUNCIL a petition therefor, stating therein the name and the business address thereof, and the purpose of organization and existence of the petitioner.

Sec. 2. No license shall be granted to any person, firm, association or corporation to keep, conduct, maintain or carry on any of the kinds of business in this ordinance specified, when the place where such business is to be kept, conducted, maintained or carried on has any serving hoist, elevator or dumb waiter connecting in with any private room or place or apartment; or when the place where such business is to be kept, conducted, maintained or carried on shall have any private entrance or separate entrance, or side entrance, or back entrance, for any particular class of customers, or shall have any private, separate side or back entrance other than the main entrance through which any patron or customer or any one else shall be admitted to such place for the purpose of purchasing or consuming any intoxicating liquor, wine, ale or beer or any mixture containing the same, or shall have any word or words or sign or signs upon or in or about any entrance indicating or signifying that such entrance is for ladies or families or for any special or particular class of persons, or is a private, separate, side or back entrance to such place or to any place or apartment connected by use therewith; or when the place, where such business is to be kept, conducted, maintained, or carried on, shall have or contain any room, place, apartment, alcove or booth or other enclosure which shall have more than one entrance thereto and which entrance shall be from the interior and be in plain view from all parts of such bar-room or place of business, and which entrance shall be accessible only through the main entrance of such bar-room or place of business; or when the place, where such business is to be kept, conducted, maintained, or carried on, is not separated by a complete wall or partition without door, doorway, or other opening, from any place where groceries, drugs or merchandise of any kind, except cigars or tobacco, are sold or intended to be sold; or in any case where such

saloon, bar, bar-room, dram-shop, tippling house or other place is or will be kept, conducted, maintained or carried on at a place, or in any lot, which is within three hundred feet of or from the premises upon which any public school building or upon which any public library building is, at the time of the application for such license, situated.

No license shall be granted or issued, except to an American citizen, and upon the condition that the applicant or applicants will conduct the saloon or other place for which a license is desired in a quiet and orderly manner, and will not sell, give or deliver any intoxicating liquor, wine, ale or beer, or any mixture containing the same, to any person under the age of twenty-one, nor allow any person under such age to frequent such place.

No license shall be granted or issued to any person, firm, association or corporation that is not the owner of the business to be opened, kept, conducted, maintained or carried on; or whose license has been revoked for cause in accordance with the provisions of this ordinance; or that has been convicted, subsequent to the time that this ordinance takes effect, of the violation of any ordinance of the city of Modesto relating to the liquor traffic; nor to any person, firm, association, or corporation, unless such person, firm, association, or corporation be of good moral character, sober and a suitable person to keep, conduct, maintain and carry on such place and business.

Sec.3. Any person, firm, association or corporation desiring to obtain a license shall present to the Council of the city of Modesto a petition for the license desired. Said petition shall be filed with the Clerk and shall set forth:

FIRST- The name and residence (including street and number) of the applicant, and how long he has resided there, and, if the application is by a firm or association, the names and residences of all members and their length of residence, and, if a corporation, the names and residences of all the officers and directors of the same.

SECOND-The place where the business for which the license is desired is to be carried on, giving the street and number.

THIRD-The name of the owner of the premises.

FOURTH-That the applicant or applicants are the sole owners of the business proposed to be carried on.

FIFTH-Whether or not the applicant has ever been engaged in the same kind of business before, and if so when and for how long.

SIXTH-That the applicant has never had a license granted under this or any other liquor ordinance of the city of Modesto revoked for cause, and that the applicant has never been convicted, since this ordinance went into effect, of the violation of any ordinance of the city of Modesto relating to the liquor traffic.

SEVENTH-That each applicant is of good moral character, sober and a suitable person to keep and conduct such a place and business.

EIGHTH-That the place where the business is to be carried on, is not within three hundred feet, measured on any line or lines which can be drawn in, along or across the area of any public street or streets of or from the premises upon which any public school building or upon which any public library building is situated.

NINTH-That such place has no serving hoist, elevator or dumb waiter connecting it with any private room or place or apartment; that it has no private, separate, side or back entrance for any particular class of customers; that it has no private, separate, side or back entrance other than the main entrance through which any patron or customer or any one shall be admitted to such place for the purpose of purchasing or consuming any intoxicating liquor, wine, ale or beer or any mixture containing the same; that it has no word or words or sign or signs upon, over, in or about any entrance indicating or signifying that such entrance is for ladies or families or for any special class of persons, or is private, separate, side or back entrance to such place or to any place or apartment connected by use therewith; that it has or contains no room, place, apartment, alcove or booth or other enclosure which has more than one entrance thereto and which entrance is from the interior and in plain

view from all parts of such bar-room or place of business; that it is separated by a complete wall or partition, without any door, doorway or other opening, from any place where groceries, drugs, merchandise of any kind, except cigars or tobacco, are sold or intended to be sold.

TENTH-That the applicant or applicants will keep and conduct such place in a quiet and orderly manner and will not sell, give or deliver any intoxicating liquor, wine, ale or beer, or any mixture containing the same to any person under the age of twenty-one years, or permit or allow any person under such age to frequent such place. And will not sell or furnish or cause to be sold or furnished intoxicating liquors to any habitual or common drunkard; and will not, after receiving notice that a person named in said notice is addicted to the inordinate use of intoxicating liquors, should the person named be so addicted, within a period of twelve months furnish to said person so addicted any spirituous liquors, wines or intoxicating or malt liquors. Said notice, however, to be in writing and to be given by an adult member of the family of the person so addicted, or by any adult relative of said person so addicted to the inordinate use of said intoxicating liquors.

ELEVENTH-That if the license asked for be granted, the applicant or applicants will conduct the said place and business in accordance with all the conditions, restrictions and provisions of this ordinance, or any other ordinance relating to the liquor traffic that may be adopted hereafter by the Council of the city of Modesto, or by the people of the city of Modesto, and will accept such license upon the express condition that a violation of any such conditions, restrictions or provisions relating to the liquor traffic shall be good reason for the revocation of such license.

Said application shall be signed by each and every applicant, and, if a corporation, by all the officers of, and the board of directors of, such corporation, and shall be accompanied by a deposit of Five (\$5.00) Dollars to cover the expense of advertising, and shall be endorsed by the owners of a majority of the frontage of real estate in the block fronting

on the side or face of the block in which the proposed business is to be conducted; provided, however, that when such place is located at the corner of the block, then said application shall be signed by the owners of a majority of the frontage fronting on the two sides or faces of the block which sides intersect at said corner, that is to say, a majority of the frontage on each side, counted separately.

Upon the filing of the petition so endorsed the Clerk shall give notice by publication for at least four consecutive days in a daily newspaper printed and published in the city of Modesto, stating the name of the applicant, the name of his endorsers, the place where said business is to be conducted, maintained, or carried on, notifying all persons having any valid reason why said petition should not be granted to file their objections in writing with the city Clerk on or before the meeting of the Council of the city of Modesto next succeeding the completion of the publication.

Any excess of the deposit over the amount paid for advertising shall be returned to the applicant.

When objection is made to the granting of any license, the Council shall fix a day for hearing said matter, and the Clerk shall notify the applicant and said objectors that at the time and place fixed the Council will hear testimony for and against granting of said license.

Before acting upon an application the Council may require a report upon the same by the Chief of Police.

Whether objection be made or not, the Council shall hear and determine the application and grant or refuse the same as in its judgment may be proper, and if such application be granted, shall order a license to be issued to the applicant or applicants upon his, its, or their, filing a bond payable to the city of Modesto in the penal sum of Two Thousand (\$2000.00) Dollars, approved by the Mayor of the city of Modesto, with two good and sufficient sureties, who shall justify before some competent person, competent to administer an oath, in double the amount mentioned in said bond over and above statutory exemptions, in association or corporation who sells, or offers to sell at least for the purpose of sale in the city of Modesto, any spirituous, malt, or

Said bond shall be conditioned that the principal therein named

while carrying on said business at the place mentioned in his endorsed application will not permit on said premises any breach of the peace or disorderly conduct; nor permit any games prohibited by law, or by the ordinances of the city of Modesto, nor sell or give away any wine, beer, or intoxicating liquors to any habitual or common drunkard, or any person already intoxicated, or under the age of twenty one, nor permit any minor to frequent such place, and that he will in all respects comply with the provisions of this ordinance, or any subsequent ordinance regulating the liquor <sup>traffic</sup> that may be adopted by the Council or the people of the city of Modesto. On the breach of any of the above conditions, any person injured thereby shall have a right of recovery thereon.

The provisions herein contained regarding the petition and bond shall apply only to the first application and to each annual application thereafter

Sec.4.-Each license shall be granted for and shall remain in force for one year, unless sooner revoked for cause, and for no longer.

Sec.5.-Every person, firm, association, or corporation receiving a license under this ordinance shall place the same so that it shall at all times be conspicuous and easy to read in his chief place of making sales, and no license shall permit sales by any person, corporation, firm or association who shall fail to comply with this requirement.

Sec.6.-Upon the refusal by the council to grant to any person, or persons, firm, association or corporation a license to carry on the business herein specified, such person, or persons, firm, association or corporation shall not again apply or be granted a license within six (6) months from the date of such refusal.

Sec.7.-The license tax under this ordinance, shall be as follows:

For every person, firm or corporation, or association engaged in the business of selling or giving away or in any manner furnishing in any saloon, stand, bar, or other place of business or in any public place, other than as hereinafter provided, and for every person, firm, association or corporation who sells, or offers to sell or keeps for the purpose of sale in the city of Modesto, any spirituous, malt, or

fermented liquors or wines, or any admixtures thereof, Two Hundred and fifty (\$250.00) Dollars per quarter (three months), or portion thereof in advance, provided, however, that druggists and apothecaries on the payment to the city of the druggists' and apothecaries license tax, shall have the right to sell or otherwise furnish in their stores and places of business spirituous, or malt or fermented liquors or wines, or any admixture thereof, upon the written prescription of a regularly licensed and registered physician; and shall also have the right to sell and furnish in their stores and places of business alcohol or drugs, medicines or medical preparations containing alcohol for scientific, mechanical, medical or medicinal purposes; provided, farther, that no spirituous, malt or fermented liquors or wines so sold or furnished by druggists or apothecaries shall be used or drunk upon the premises where sold or furnished, and that no liquor or wine when sold, or furnished on a prescription of a physician, shall be sold or furnished more than once on the same prescription; and that no physician shall prescribe any intoxicating liquors as a beverage to a person of known intemperate habits.

For every person, firm, association or corporation, engaged in the business of wholesale liquor dealing, Twenty five (\$25.00) Dollars per quarter (three months). The term "wholesale liquor dealing" as used in this section, shall include the keeping of a liquor store where intoxicating liquors, wine or beer, are dispensed in quantities of one quart or more and not to be used on the premises.

For every person, firm, association or corporation, conducting the business of a hotel, restaurant or boarding house, and selling or serving any of the liquors in this ordinance hereinabove designated, at any such hotel, restaurant or boarding house, same being there sold, and served, with and as a part of a regular bona fide meal sold and consumed between the hours of six o'clock A.M. and twelve o'clock midnight, Sixty (\$60.00) Dollars per quarter (three months), provided, also, that no restaurant or eating house within the city of Modesto in which wines, liquors, beers, or other spirituous, malt, fermented or intoxicating liquors of any kind are served with meals or refreshments shall have connected therewith or use in connection therewith any apartment, room, booth or curtained off

place in which there shall be any bed, sofa, lounge, couch, divan, cot, bench or other place for lying down; and no booth, box or compartment in any restaurant or eating house shall have any means of ingress other than from the inner part of the main room, nor shall it have any door next to the inner part of the main room, but over the opening therein, curtains may be used; all partition walls between any booth, box, room, or curtained off place, and the main room, shall be removed and kept removed in such a way that the entrance to and egress from all such apartments, booths, boxes or curtained off places shall be through or into the main dining room of such restaurant or eating house.

For each saloon, bar, bar-room, or other place described in section 1 of this ordinance in which any female acts in the capacity of a bartender, waiter, actress, dancer, singer, solicitor of custom, or servant, or plays upon any musical instrument, or is employed in any capacity whatever, either with or without compensation, the sum of Five Hundred (500.00) Dollars per quarter.

Licenses herein specified shall be issued by the Treasurer of the city of Modesto to persons entitled thereto upon the payment to him of the amounts hereby fixed as the rate to be charged for such licenses.

Sec. 8. The Council of the city of Modesto shall have the right to revoke for good cause any and all licenses issued by virtue of this ordinance.

Any person may present to the council a petition praying for the revocation of any license granted under the provisions of this ordinance upon the ground that the holder or holders of such license have, since its issue, violated some of the provisions of this ordinance, or of some other ordinance of the city of Modesto relating to the liquor traffic.

Upon sufficient cause being shown or proof furnished to the said council that any person, firm, association or corporation holding a license has violated any ordinance of the city of Modesto relating to the sale of liquors, the Council shall upon notice being given

to the person, firm, association or corporation so licensed, revoke such license, cancel the license and declare the bond forfeited.

Sec.9. Every license shall be null and void at the expiration of the term specified in such license.

Sec.10.-No liquor license shall authorize or allow the holder thereof to sell, serve, or give away any liquors at any time other than between the hours of six o'clock A.M. and twelve o'clock midnight of the days from Monday to Saturday, both inclusive, of each week; and it shall be and is hereby made unlawful to sell serve or give away, any spirituous, malt, or fermented liquors or wines or mixed intoxicating liquors, in any establishment, saloon, tippling house, sample room, bar room, drinking place, restaurant, hotel, club, club room, or drug store, at any time between the hours of twelve o'clock midnight on Saturday and six o'clock A.M. of the next succeeding Monday, and on any day or days of the week between the hours of twelve o'clock midnight and six o'clock A.M. of the succeeding day.

Provided, however, that the foregoing provisions shall not apply to the sale by druggists of such liquors for medical purposes, upon the prescription in writing of a licensed physician, nor to the sale by such druggists of pure alcohol for medical, mechanical, or scientific uses.

Sec.11.-The owner, proprietor, manager, or other person having charge or control of any establishment, saloon, tippling house, sample room, bar room or other place where spirituous, malt, or fermented liquors or wines, or mixed intoxicating liquors are sold, served or given away, either at wholesale or retail, excepting restaurants, drugstores and clubs, shall securely close and lock all entrances to and exits from any such place or cause the same to be so closed and locked and keep the same in such condition, against the entry and exit of all persons other than the owner, proprietor and manager thereof, or servants regularly employed in and about the same, at all times between the hours of twelve o'clock midnight on Saturday and six o'clock A.M. of the Monday next succeeding, and at all times between the hours

Midnight and  
of six o'clock A.M. of each and all days of the week.

It shall be and it is hereby made unlawful for the owner, proprietor, manager or other person in charge or control of any establishment, saloon, tippling house, sample room, bar room or other place where spirituous, malt, vinous or mixed intoxicating liquors are sold, served, or given away, either at wholesale or retail, excepting restaurants, drug stores and clubs, to permit any person other than the servants regularly employed in or about the same, to enter, remain or be therein between the hours during the times in this section hereinabove mentioned; or to remove or carry out or suffer to be removed or carried out from said premises any spirituous, malt or fermented liquors or wines, or mixed intoxicating liquors.

Sec.12. It shall be and it is hereby made unlawful for any minor, under the age of twenty one years to enter or frequent any house, used in whole or in part as a saloon, tippling house, sample room, bar room, or where spirituous, malt, vinous or mixed intoxicating liquors are sold, served or given away, and every owner, lessee, or keeper of such house, who knowingly permits any person under twenty one years of age to frequent or stay in such place or drink therein, shall be subject to the penalties hereinafter provided for the violation of any of the provisions of this ordinance. And provided, further, that the presence of any person under twenty one years of age in any of the places hereinbefore referred to shall be conclusive evidence of the violation by the owner, lessee or keeper of such house of this section.

Sec.13.-It shall be and it is hereby made unlawful for the owner, proprietor, manager, or other person in charge or control of any establishment, saloon, tippling house, sample room, bar room, or other place where spirituous, malt, vinous or mixed intoxicating liquors are sold, served or given away to sell or furnish or cause to be sold or furnished liquors to any habitual or common drunkard; or after receiving notice that a person named in said notice is addicted to the inordinate use of intoxicating liquors, should the person named in said notice be so addicted, within a period of twelve months,

to furnish to said person so addicted to the inordinate use of intoxicating liquors any spirituous liquors, wines, or intoxicating or malt liquors. Said notice, however, to be in writing, and to be given by any adult member of the family of said person so addicted to the use in an inordinate manner of intoxicating liquors, or by an adult relative of said person so addicted.

Sec.14.-It is hereby made unlawful to play or conduct in any saloon, tippling house, sample room, bar room, or other place where spirituous, malt, vinous or mixed intoxicating liquors are sold, served or given away any gambling game, or game of cards, or any game of chance during the time, when by this ordinance, such establishment is required to be closed.

Sec.15.-It shall be unlawful to play or conduct in any saloon, tippling house, sample room, bar room, or other place where spirituous, malt, vinous or mixed intoxicating liquors are sold, served or given away any game of faro, monte, roulette, lasquenette, rouge et noir, rondo, tan, fantan, studhorse poker, seven and a half, twenty-one, or any banking or percentage game played for money, checks credit or any other representative of value.

Sec.16.-It shall be unlawful for the owner, proprietor, manager, or other person in charge or control of any establishment, saloon, tippling house, sample room, bar room, or other place where spirituous, malt, vinous or mixed intoxicating liquors are sold, served or given away to permit, suffer or tolerate the playing or conducting in such place of any of the games mentioned in the preceding two sections, and the playing and conducting of such games, in any such establishment, shall be conclusive evidence of the violation by the owner, proprietor, manager or other person in charge or control of any such establishment of the provisions of this section.

Sec.17.-It shall be unlawful for the owner, proprietor, manager, or other person in charge or control of any establishment, saloon, tippling house, sample room, bar room, or other place where spirituous, malt, vinous or mixed liquors are sold, served or given away, to establish

open, keep, conduct or carry on, in connection with such establishment, or within the immediate access thereof, or permit, or suffer, or tolerate to be conducted or carried on, in connection with his such establishment, or within immediate access of the same, any public dance hall, or ball room, or any place where public dancing may be indulged in, or carried on, or to permit, suffer or tolerate public dancing within such establishment or in any room adjoining the same, and which can be entered from such establishment where spirituous, malt, vinous or mixed liquors are sold, served or given away.

Sec.18.-Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall pay a fine not exceeding Five Hundred (\$500.00) Dollars, and in case such fine be not paid, such person may be imprisoned in the County Jail of Stanislaus County, not to exceed six months.

Sec.19.-A second conviction for the violation of any of the provisions of this ordinance shall work a revocation or forfeiture of the license as well as a forfeiture of the bond given under the said provisions, and no license shall thereafter be granted to such person, firm, corporation or association.

Sec.20.-No license granted under this ordinance can be assigned, except to a bona fide purchaser of the business to which it relates or in connection with which it was granted or issued, and after the consent of the council of the city of Modesto upon an application therefor filed, containing in addition to the requirements hereinbefore specified for obtaining an original license, a statement setting forth such transfer, or proposed transfer of the business, Such application must be verified by both the assignor and assignee.

Sec.21.-It is hereby provided that, until the licenses for keeping conducting or carrying on of any of the places of business mentioned in section 1 of this ordinance, shall not exceed a number equivalent to one such place for each thousand of the population of the city of Modesto, no permit shall be granted or license issued to any person, firm, association or corporation to keep, conduct, maintain or carry on within the limits of the city of Modesto, any of the places

mentioned in section 1 of this ordinance, except to those now holding such licenses, or to their successors in business, and at the places where said business is now located, or to which said business may be hereafter removed or located by them, and there kept, conducted, maintained and carried on; and no permit shall be granted or license issued, except as herein provided.

And it is further provided that when the number of licenses for keeping, conducting, maintaining and carrying on any of the places mentioned in section 1 of this ordinance, shall be reduced, so that it shall not exceed one such place for each thousand of the population of the city of Modesto, then that ratio shall never be exceeded at one time within the city of Modesto, but the number of such places shall be increased only in proportion as the population of the city of Modesto shall increase, and such increase shall not exceed one for each additional thousand of the population of the city of Modesto.

Notwithstanding anything contained in this section, licenses may be issued to any person, firm, association or corporation to keep, conduct, maintain or carry on, in accordance with the provisions of this ordinance, any place mentioned in section 1 of this ordinance, when such place is to be kept, conducted, maintained or carried on in connection with a hotel owned or controlled by such person, firm, association or corporation. A "hotel", within the meaning of, and for the purposes of this section, shall be held to be any public house of entertainment having fifty (50) rooms or more for the entertainment of guests or travellers.

Sec.22. It shall be the duty of the Chief of Police to cause all such places in the city of Modesto, established, and licensed under the provisions of this ordinance, to be visited at least once a <sup>Week</sup> month by the police of said city to ascertain if any of the provisions of this or any other ordinance relating to the liquor traffic has been violated.

It shall be the duty of the Chief of Police to make a written report to the Council of the city of Modesto, once a month, of the manner in which the places licensed under this ordinance are being conducted, kept, maintained or carried on, and to present to the said

Council a petition for revocation against any licensee whom he may know, or has reasonable ground to believe has violated any of the provisions of this ordinance, or of any ordinance other than this relating to the liquor traffic; or keeps or conducts, maintains or carries on a bar-room or place which is the frequent resort for dissolute persons, known thieves, common drunkards, common prostitutes, persons, without visible means of support, beggars or vagrants, or in which fighting, quarrelling, disturbances of the peace or other public offenses are of frequent occurrence, or who, or any of his employees or servants has been in an intoxicating condition while in or about the premises or business for or in connection with which a liquor license has been issued.

Sec.23.-This ordinance shall not apply to the giving or serving of liquors by any persons in the privacy of their own homes and households for the uses thereof, or to the serving or giving of same to members of the family of such persons, or as an act of hospitality toward invited guests within such homes or households; nor shall it apply to the giving or serving of wine for sacramental purposes by any priest or minister of the Gospel.

Sec.24.-All ordinances and parts of of ordinances in conflict herewith are hereby repealed.

Sec.25.-This ordinance shall go into effect and be in force sixty days after its adoption.

The Council of the City of Modesto do further ordain that the manner of ~~holding~~<sup>holding</sup> said special election and of ~~holding~~<sup>voting</sup> either for or against said propositions set forth in the said proposed ordinances shall be as provided in this ordinance, and that in all particulars not recited herein, such election shall be held as provided by the charter of the City of Modesto and in the statutes in such cases made and provided for the holding of elections in municipalities, and for particulars not provided by the charter and ordinances of said City of Modesto, the general election laws of the State of California shall govern, so far as the same shall be applicable.

At such elections, the polls shall be opened at six (6) o'clock of the morning of the day of such election, and shall be kept open until six (6) o'clock of the evening of the same day, when the polls will be closed.

That for the purpose of said special election the said City of Modesto shall be, and the same is hereby precincted and established into five (5) special election precincts, to be known and designated as Special Election Precinct No. 1, No. 2, No. 3, No. 4 and No. 5 respectively.

That the boundary lines of the 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 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 Company's tracks to a point where it is intersected by the center line of K Street; thence Northeasterly 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

line of the Eastern addition of the City of Modesto; thence East to the East line of the said City of Modesto, shall be, and the same is hereby fixed and established 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 in the center line of the 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 Street and Annie Street 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 Fourteenth Street; thence Southeasterly along the center line of Fourteenth 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 Southern Pacific Railroad; thence Northwesterly along the center line of the Southern Pacific Railroad to the point of beginning, shall be and the same is hereby fixed and designated 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 Railroad is intersected by the center line of G Street; thence in a Northeasterly direction along the center line of G Street to where it is intersected by the center line of Fourteenth Street; thence in a Northwesterly direction along the center line of Fourteenth 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; thence East along the center line of Annie Street to where it is intersected by the center line of H Street extended and center line

~~center line of the Eastern addition to Modesto; thence East along~~  
the center line of Dry Creek Road to the East line of the Eastern  
addition to Modesto; thence East along the center line of Dry  
Creed 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 of Dry Creek in a Southwesterly  
and Southerly direction to the center of the Tuolumne River; thence  
down stream along the center line of the Tuolumne River to the  
center line of the Southern Pacific Railroad; thence in a North-  
westerly direction following the center line of said railroad to  
the point of beginning, shall be and the same is hereby fixed and  
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 cen-  
ter line of Washington 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 the said City of Modesto; thence West along the South boundary  
line of the said City of Modesto to the Southwest corner of the  
corporate limits of the said City of Modesto; thence North along  
the West 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 Para-  
dise 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 point of beginning, shall be  
and the same is hereby fixed and designated as Special Election  
Precinct No. 4.

10  
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 to the Western line of the corporate limits of the City of Modesto; thence North along the ~~center~~ line of the corporate limits to the center line of the Southern Pacific Railroad; thence in a Southeasterly direction along the center line of the railroad to the point of beginning, shall be and the same is hereby fixed and designated as Special Election Precinct No. 5.

The following places are hereby fixed and designated as and for the places of holding said special election and the following named persons are hereby designated and appointed to act as officers of election for said special election and will conduct the same, to wit;

Special Election Precinct No 1. Polling place-City Pumping Station, Poplar <sup>Avenue</sup> Street, Wisecarver Addition.-

Inspectors May Stagg - Edith T. Bowker,

Judges Daniel Allen- S. W. Elliott,

Clerks J. W. Dunlap- ~~V. H. Barnett~~ A C Fingers

x x

Special Election Precinct No 2. Polling place- CourtHouse-

Inspectors Ruby Ball - Ora Wood

Judges W. E. Daunt- C. A. Galvin

Clerks W. R. DeWolf- A. P. Wisecarver

x x

Special Election Precinct No 3.- Polling place- 17th Street School House.

Inspectors Maud Green- Katherine Murphy

Judges Julien Mourof- John Blackney R. N. Hards

Clerks W. H. Holloway - S. A. Snowden

x x

Special Election Precinct No 4.- Polling place Rossel's Garage, I. Street, between 7th and 8th Streets;-

Inspectors W. J. Isel - Hattie H. Hunsucker

Judges D. J. McAllen- W. S. Mann

Clerks James M. Turpen - ~~W. H. Barnett~~ Josie S. Wood

x x

Special Election Precinct No 5, Polling place corner Washington and Vine Streets;

Inspectors Ethel A. Warburton- Flora M. McDonald

Judges C. H. Griffith - C. H. Andrews

Clerks Floyd B. Edgington- George J. Carpenter.

The foregoing polling places have been found and are hereby determined and fixed as suitable and proper places for holding said special election, and the several persons aboved named have been found and are hereby <sup>determined</sup> ~~determined~~ to be qualified for said respective positions and are hereby empowered and instructed to carry on said special election, and to do all and perform all things necessary in connection in accordance with the general laws of the State of California and the Charter and ordinances of the said City of M<sup>o</sup>desto.

The manner of voting for or against said propositions hereby submitted and set forth in the proposed ordinances shall be as follows, to wit; A sufficient number of ballots shall be and ~~is~~ is hereby directed to be printed and caused to be printed on the proper kind of paper used at general elections in said State of California, and to be ~~be~~ furnished by the City Clerk of the said City of M<sup>o</sup>desto in sufficient numbers and provided for the use of the voters at such special election, and the preparation thereof shall be at the expense of the said City of M<sup>o</sup>desto.

Said ballots shall have the following matter printed thereon in addition to any other matter which may be required by the statutes in such cases made and provided.



least ten days in the Modesto News, a newspaper of general circulation printed and published in the said City of Modesto, said ordinance to be published for at least ten consecutive issues in said newspaper, to commence on the 27th day of June 1912, and be published in each and every succeeding issue of said newspaper thereafter, and no further, other or additional notice of said special election need be given.

This ordinance shall take effect and be in full force from and after fifteen days from and after its final passage and adoption.

.....  
Introduced as a proposed ordinance and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 29th day of May 1912, by the following vote.

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

Noes- Councilmen None.

Absent- Councilmen None.

Attest: H. O. Thompson  
City Clerk.

I hereby approve this ordinance, and the order directing the same to be published, this 29th day of May, 1912.

G. J. Christ  
Mayor of the City of Modesto

Adopted as an ordinance of the City of Modesto on the 26th day of June, 1912, by the following vote:

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

Noes- None.

Absent- Councilman Perley.

Attest: H. O. Thompson  
City Clerk.

Approved June 26, 1912.

G. J. Christ  
Mayor.

SPECIAL  
NOT IN CODE

AN ORDINANCE PROVIDING FOR THE PURCHASE OF CERTAIN SUPPLIES FOR THE USE OF THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:-

SECTION 1. That the Commissioner of Public Supplies be, and he is hereby authorized and directed to purchase the following articles for the use of the City of Modesto, viz;

- 50 tons No. 1 Choice oat or wheat hay. (Baled)
- 35 tons No. 1 Choice oat or wheat hay. (Loose)
- 20 tons Rolled Barley (new crop)

Also to purchase six work horses and harness for the same.

SECTION 2. It is further ordered that this ordinance be printed and published in full at least once in the Modesto News, a newspaper printed and published in the City of Modesto, prior to its final passage and adoption.

Introduced and ordered printed and published as above at a special meeting of the Council of the City of Modesto, duly and regularly called and held on the 10th day of June 1912, by the following vote:-

- Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.
- Noes- None.
- Absent- None.

Approved this 10th day of June, 1912.

G. J. Wren  
Mayor.

Attest:- H. O. Thompson  
City Clerk.

Adopted as an ordinance by the Council of the City of Modesto on the 26th day of June 1912 by the following vote:-

- Ayes- Councilmen Moss, Schafer, Swan and Mayor Wren
- Noes- None
- Absent- Councilmen Perley

Attest: H. O. Thompson  
City Clerk.

Approved \_\_\_\_\_ 1912.

G. J. Wren  
Mayor

SPECIAL  
NOT IN CODE

REPEALED  
MUNICIPAL CODE

ORDINANCE No. 180

AN ORDINANCE FIXING THE COMPENSATION OF THE CITY ATTORNEY OF THE CITY OF MODESTO.  
\*\*\*\*\*

The Council of the City of Modesto do ordain as follows:

Section 1. That commencing July 1st 1912, the compensation of the City Attorney of the City of Modesto shall be, and the same is hereby fixed at the sum of One Thousand Dollars per annum, said sum to be in full payment for all services rendered by him in said capacity.

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

Section 3. It is further ordered that this ordinance be printed and published in the Modesto News, a newspaper printed and published in the said City of Modesto, in full at least three <sup>days</sup> prior to its final passage and adoption.

REPEALED BY  
MUNICIPAL CODE

Introduced and ordered printed and published as above at a special meeting of the Council, duly and regularly called and held on the 10<sup>th</sup> day of June 1912, by the following vote:-

Ayes. Councilmen Moss, Perley, Schaper, Swann and Mayor Kren  
Noes - - - - - None  
Absent - - - - - None

Attest H. O. Thompson City Clerk

Approved this 10<sup>th</sup> day of June 1912

G. J. Kren

Mayor of the City of Modesto

Attest H. O. Thompson City Clerk

Adopted as an Ordinance by the Council of the City of Modesto on the 26<sup>th</sup> day of June 1912, by the following vote:-

Ayes - Councilmen Moss, Schaper, Swann and Mayor Kren  
Noes - None  
Absent - Councilman Perley

Attest: H. O. Thompson City Clerk.

Approved June, 26<sup>th</sup> 1912.

28 G. J. Kren Mayor.

SPECIAL  
NOT IN CODE

ORDINANCE NUMBER 29- N.S.

An Ordinance closing and vacating certain public alleys within the City of Modesto.

The Council of the City of Modesto do ordain as follows;-

Section 1.

That that certain public alley commencing at the east side of "D" Street in the City of Modesto, and running east through Blocks Number 46 and 47 and fractional block "J", be and the same is hereby vacated, and closed and abandoned.

Section 2.

It is further ordered that this ordinance be printed and published in the Modesto News, a newspaper printed and published in the City of Modesto, in full, at least once prior to its adoption.

Section 3.

This ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 10th day of July 1912, by the following vote;-

Ayes Councilmen Moss, Schafer, Swan and Mayor Wren.

Noes None.

Absent Councilman George Perley.

Approved this 10th day of July 1912

G. J. Wren.  
Mayor of the City of Modesto.

Attest: H. O. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto on the 24th day of July, 1912, by the following vote:-

Ayes- Councilmen Moss, Schafer, Swan and Mayor Wren

Noes:- None Absent: Councilman Perley

Attest: H. O. Thompson  
City Clerk.

Approved July 24th, 1912.

G. J. Wren Mayor.

SPECIAL  
NOT IN CODE

REPE  
MUNICIPAL

ORDINANCE No. <sup>30</sup> N.S

An Ordinance Fixing the Compensation of the Judge of the Police Court of the City of Modesto

The Council of the City of Modesto do Ordain as follows-  
Section.1. That the compensation of the Judge of the Police Court of the City of Modesto, commencing with the 1st day of July, 1912, be and the same is hereby fixed at the sum of Forty (\$40) Dollars per month, said compensation to be in full for all services to be rendered in said capacity.

Section 2. Be it further ordered that this ordinance be printed and published in full at least once in the Modesto News, a newspaper printed and published in the said City of Modesto, prior to its final adoption

REPEALED BY MUNICIPAL CODE

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10th day of July 1912, by the following vote.

Ayes, Councilmen Moss, Schafer, Swan and Mayor Wren  
Noes, Councilmen None.  
Absent Councilman George Perley

Approved this 10th day of July 1912

G. J. Shrew  
Mayor of the City of Modesto

Attest:- H. O. Thompson City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto on the 24th day of July 1912, by the following vote:-

Ayes- Councilmen Moss, Schafer, Swan and Mayor Wren  
Noes None Absent Councilman Perley

Attest: H. O. Thompson City Clerk.

Approved July 24th 1912.

G. J. Shrew Mayor.

REPEALED  
MUNICIPAL

ORDINANCE No 11...N. S.

AN ORDINANCE FIXING COMPENSATION OF THE CHIEF OF THE ~~THE~~ MODESTO CITY FIRE DEPARTMENT

The Council of the City of Modesto do Ordain as follows-

Section 1. That the compensation of the Chief of the Modesto City Fire Department, commencing on the 1st day of July 1912, shall be, and the same is hereby fixed at the sum of Ninety (\$90) Dollars per month, said sum to be in full compensation for all services rendered in said capacity.

Section 2. That this ordinance be printed and published in full at least once in the Modesto News, a newspaper printed and published in the said City of Modesto, prior to its final adoption.

REPEALED BY  
MUNICIPAL CODE

Introduced and ordered printed and published as above by the Council of the City of Modesto, at a <sup>regular</sup> meeting of said Council held on the 10th day of July 1912, by the following vote

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

Noes. None.

Absent Councilman George Perley

Approved this 10th day of July 1912

Attest: G. J. Wren Mayor of the City of Modesto.  
H. O. Thompson City Clerk.

Adopted, as an Ordinance by the Council of the City of Modesto on the 24th day of July, 1912, by the following vote-

Ayes - Councilmen Moss, Schafer, Swan and Mayor Wren

Noes - none Absent Councilman Perley

Attest: H. O. Thompson City Clerk.

Approved July 24th 1912.

G. J. Wren Mayor.

Wed. Aug. 28, 1912.

In the Matter of Ordinance:-

An Ordinance to be known as Ordinance No. 32 N. S. and repealing Ordinance No. 21 N. S. requiring dogs to be muzzled was introduced by Councilman Swan who moved its adoption. The motion was seconded and the ordinance adopted and passed to print by unanimous vote.

Pending the further consideration of business the Council adjourned to Wednesday, Sept. 4th, 1912 at 7.30 P.M.

W. O. Thompson,  
City Clerk

by

W. S. Thompson,  
Leputy Clerk.

The foregoing entitled Ordinance was never published or adopted, having been laid on the table.

SPECIAL  
NOT IN CODE

AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF  
MODESTO FOR THE YEARS OF 1912 and 1913.

The Council of the City of Modesto do ordain as follows:-

Section 1. The rate of taxation for the years of 1912 and 1913 in and for the City of Modesto, County of Stanislaus, State of California shall be and the same is hereby fixed as follows, to-wit;

FOR GENERAL FUND: One Dollar for each one hundred dollars value of all property taxable for city purposes.

FOR BOND REDEMPTION AND INTEREST FUND: Sixty six cents on each one hundred dollars in value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present year.

FOR LIBRARY FUND: Fourteen cents on each one hundred dollars value of all property taxable for the maintenance of a free Public Library.

FOR MUSIC AND PROMOTION FUND: Five cents on each one hundred dollars value of all property taxable for music and promotion.

The aggregate of which sum to-wit One and 85/100 dollars on each one hundred dollars value as determined by the equalized assessment roll for the year 1912 on all property taxable in the said City of Modesto for City purposes is hereby levied and apportioned to and shall be paid into the above named funds respectively of said City of Modesto.

Section 2. This ordinance shall take effect immediately after its final adoption.

Section 3. It is ordered that this ordinance be printed and published in full at least once in the Modesto News, said publication to be made not less than three days before its said adoption.

Intorduced and ordered printed and published as above at  
a regular meeting of said council held on the 4<sup>th</sup> day of  
Sept., 1912, by the following vote:

Ayes. *Councilmen, Moss, Perley, Schafer and Mayor Wren.*  
Noes. *None.*

Absent. *Councilman Swan.*

Attest, *H. O. Thompson* City Clerk

Approved *Sept 4* 1912.

*G. J. Wren.*

Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto  
on the 11th day of September, 1912, by the following vote:

Ayes: Councilmën Moss, Perley, Schafer and Mayor Wren.

Noes: None.

Absent- Councilman Swan.

Attest:

*H. O. Thompson*  
City Clerk.

Approved September 11th, 1912.

*G. J. Wren.*  
Mayor.

AN ORDINANCE RELATING TO LICENSES, LICENSE TAX RATES, AND TO THE REGULATION OF CERTAIN KINDS OF BUSINESS, PLACES, SHOWS AND EXHIBITIONS AND LAWFUL GAMES WITHIN THE CITY OF MODESTO, STANISLAUS COUNTY, STATE OF CALIFORNIA, AND FIXING A PENALTY FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

\*\*\*\*\*

The Council of the City of Modesto do ordain as follows-

SECTION 1. The rates of license tax upon all the kinds of business transacted and carried on in the City of Modesto, and the places, shows, exhibitions and lawful games carried on therein, are hereafter named and described, and are hereby fixed and established at the sums payable at and for the times hereinafter mentioned, viz;

GARAGES.

SECTION 2. For the business of keeping a garage for the storing, renting or repair of automobiles or other motor vehicles, or for the business of soliciting orders for the sale of the same, selling or receiving orders for the sale of the same, or transmitting or forwarding to any company or agency orders for automobiles, the sum of Fifteen (\$15) Dollars per quarter; Provided that the provisions of this <sup>section</sup> ordinance shall not apply to the keeping of a repair shop where automobiles or similar motor vehicles are repaired, and where no storage facilities are furnished and where no orders are taken for the sale of the same.

REPEALED BY  
MUNICIPAL CODE

CREAMERIES  
etc.

SECTION 3. For the business of conducting agencies or depots for the sale or shipment of cream, or the business of <sup>or collecting</sup> buying cream for export, or the business of conducting a creamery, the sum of Twenty Two and 50/100 Dollars per ~~year~~ quarter.

SECTION 4. For the business of keeping, leasing or renting any automobile or motor vehicle for hire, the sum of Ten Dollars per quarter, provided the provisions of this section shall not apply to the business of keeping a garage as mentioned in Section 2 hereof.

SECTION 5. Brokers, real estate agents or brokers, or any person, REAL ESTATE firm or corporation, who shall solicit for the sale of or attempt AGENTS to sell any real or personal property, other than their own- the sum of ten dollars per quarter.

SECTION 6. For the business of conducting or operating a laundry, LAUNDRIES. or the soliciting or taking orders for laundries situated outside the City of Modesto; or for the business of collecting or delivering clothes to be laundered outside of said City, the sum of Five Dollars per quarter.

SECTION 7 Every person, firm or corporation engaged in job-printing or publishing shall pay a license of Five Dollars per quarter; JOB PRINTING provided that where there is also published or printed a daily newspaper at such establishment, there shall be paid an additional license of two and 50/100 Dollars per quarter.

SECTION 8. For the business of banking, loaning money at interest, or buying or selling notes, bonds or other evidences of indebtedness of private persons, firms or corporations, or buying and selling state, county, city or other bonds, or other indebtedness, whether of private or public corporations, the sum of Forty (\$40) Dollars per quarter.

GAS and  
ELECTRICITY.

SECTION 9. For the business of gas making or selling, or electric light producing or selling, or the furnishing of gas or electricity for light, heat or power, to consumers or users thereof, the sum of Twenty (\$20) Dollars per quarter.

BOWLING  
ALLEYS,

SECTION 10. Bowling alleys, for each alley the sum of Five (\$5) Dollars per quarter, provided that no such place shall be established or maintained without first obtaining a permit so to do from the Council, and provided further that all such alleys shall be at all times under supervision of the Commissioner of Public Health and Safety.

DRAYING  
and  
TRANSFER

SECTION 11. Every person, firm or corporation conducting or carrying any express, draying or transfer business shall pay a license of two (\$2.00) Dollars per quarter for each <sup>team or</sup> vehicle used in such business.

LIVERY  
STABLES

SECTION 12. Every person, firm or corporation conducting or carrying on a livery or feed stable or yard, shall pay a license of Five (\$5) Dollars per quarter.

GENERAL  
MERCHANDISE.

SECTION 13. Unless otherwise provided for herein, every person, firm or corporation, who at a fixed place of business, sells any wearing apparel, dry goods, fancy goods, notions, jewellery, cutlery, groceries, meats, harness, machinery, agricultural implements, vehicles, hardware, tools, tin-ware, mill products, fruits, vegetables or any other article or merchandise or commodity of whatever kind or character, to persons not regularly engaged in or carrying on such lines of business, whether by sample or otherwise, shall pay quarterly a license as hereinafter provided:-

a. Where the average monthly sales are one thousand dollars or

under, the sum of Seven and 50/100 (\$7.50) Dollars per quarter  
b. Where the average monthly sales exceed the sum of one  
thousand dollars, the fourth of one per cent on all sums over  
and above one thousand dollars, per quarter.

-----  
SECTION 16<sup>1/2</sup>. For the business of conducting or carrying on a  
RESTAURANTS. restaurant, cafe, eating house, lunch counter or tamale house,  
the sum of Five (\$5) Dollars per quarter.

-----  
SECTION 16<sup>5</sup>. For the business of bill posting, or the posting  
BILL POSTING. of any picture or device, for hire, for the advertising of any  
commodity, article, show or exhibition, the sum of Three Dol-  
lars per quarter.

-----  
SECTION 17<sup>1/2</sup> Every person, firm or corporation, other than those  
having a fixed place of business in the City of Modesto, engaged  
in the business of soliciting orders, <sup>or</sup> taking orders for  
the sale of any kind of merchandise, article or commodity, or  
engaged in the business of peddling or vending the same, or  
engaged in the business of re-touching pictures or vending or  
selling the same, or taking orders for such sale, shall pay  
CANVASSING,  
OR  
PEDDLING. a license of Two (\$2) Dollars per day or Ten Dollars (\$10 )  
per month for each solicitor, ~~er~~ canvasser or peddler engaged  
in such business

-----  
SECTION 18<sup>1/2</sup>. Every travelling merchant, hawker, peddler, vendor,  
street fakir, or advertiser, who sells, offers for sale, or  
advertises any goods, wares or merchandise of any kind, or any  
STREET FAKIRS. commodity of any kind, by music, dancing, jugglery, tricks,  
Etc. exhibitions, sleight of hand, buffoonery, gymnastics, or by  
spectacular displays, shows or performances, or by speeches,  
declamations or oratory, calculated to draw a crowd to the

place where such goods, wares, merchandise, articles or commodities are sold or offered for sale, shall pay a license of Ten Dollars (\$10) Dollars per day.

BANKRUPT  
STOCK.

SECTION 18. Every person, firm or corporation bringing into the City of Modesto, any stock of goods, wares, merchandise or commodities of any kind or character, to be disposed of at auction, or auction and private sale, or who offers for sale or sells any bankrupt, depreciated, or damaged stock of goods, wares and merchandise or commodities, or where the same are advertised or represented in any advertisement, bill, poster, price list, or similar representation, to be goods or articles sold or offered for sale at prices less than the same are sold in the usual course of business, shall pay a license of Fifty (\$50) Dollars per quarter.

ICE CREAM  
WAGONS.

SECTION 19. For the business of selling ice cream, where the same is sold from wagon or similar vehicle, the sum of Ten (\$10) Dollars per ~~quarter~~ <sup>Month</sup> for each wagon or other vehicle used in said business. Provided that before any such business is established a permit shall be obtained from the Council so to do, and Provided further that such business shall be at all times under the supervision of the Commissioner of Public Health and Safety.

SECTION 20. For the business of selling pop-corn, candy, ~~or~~ peanuts or soft-drinks, where the same are sold or vended from wagons or other vehicles, or for the business of conducting ~~waffle~~ waffle, coffee or lunch wagons, the sum of Five (\$5) Dollars per ~~quarter~~ <sup>Month</sup>, Provided that such wagons shall not be conducted unless a permit so to do is first obtained from the council and

Provided further that such wagons shall at all times be under the supervision of the Commissioner of Public Health and Safety.

LUMBER.

SECTION 21. Dealers in lumber, whether carrying stock or soliciting, the sum of Thirty (\$30) Dollars per quarter.

FORTUNE  
TELLING  
etc.

SECTION 22. Every Astrologer, Seer, Fortune Teller, hypnotist, Clairvoyant, Spiritulist, Spiritulistic Medium, <sup>Palmsist</sup> or Phrenologist, who demands or receives a fee for his or her services, shall pay a license of <sup>Fifty</sup> ~~Twenty~~ (\$50) Dollars per month.

HOTELS  
and  
LODGING  
HOUSES.

SECTION 23. For the the business of keeping or conducting a lodging house or hotel of fifteen rooms or under, Three (\$3) Dollars per quarter., Over fifteen rooms and less than twenty rooms, Five (\$5) Dollars per quarter. Over twenty rooms Ten (\$10) dollars per quarter. Provided- that where any restaurant, cafe, grill room or dining room is run in connection with such hotel or lodging house, an additional license of Five (\$5) Dollars per quarter shall be charged.

Canneries.

SECTION 24. For the business of conducting a cannery or packing house, the sum of Five (\$5) Dollars per quarter.

Photo-  
graphers.

SECTION 25. For every photographic gallery, or the business of taking photographs for pay, the sum of three (\$3) Dollars per quarter.

PLANING  
MILLS  
ETC.

SECTION 26. For the business of operating or conducting a planing mill or machine shop, the sum of Five (\$5) Dollars per ~~quarter~~ quarter.

Milk

SECTION 27. For the business of supplying milk to the inhabitants of the City of Modesto, where a horse and wagon, or other vehicle is used in the delivery thereof, the sum of Five Dollars per quarter.

BARBER SHOPS

Section 28. For the business of carrying on a barber shop the sum of three (\$3) Dollars per quarter.

UNDERTAKING.

SECTION 29. For the business of carrying on an undertaking establishment, the sum of Ten (\$10) Dollars per quarter.

ABSTRACT COMPANIES.

SECTION 30. Every person, firm or corporation engaged in searching records and compiling abstracts of title to real property shall pay a license of Ten (\$10) Dollars per quarter.

GRAIN

SECTION 31. Every person, firm or corporation, engaged in buying or selling grain, whether on commission or otherwise, shall pay a license of Five (\$5) Dollars per quarter.

WAREHOUSES.

SECTION 32. Every person, firm or corporation, conducting or operating any warehouse for the storage of hay, grain or any other commodity or goods of other persons for profit, shall pay the sum of Five (\$5) Dollars per quarter.

BICYCLES.

SECTION 33. For the business of keeping by bicycle, tri-cycle or motor cycles for hire, or letting the same out for pay, the sum of Three (\$3) Dollars per quarter.

SODA WATER.

SECTION 34. For the business of making and selling soda water or other mineral waters, the sum of Ten (\$10) Dollars per quarter.

SECTION 35. Every person, firm or corporation, whether as proprietor, agent or lessee, who conducts or maintains any opera

house, theater, moving picture show, or other place of public amusement, shall pay a license of fifteen<sup>y</sup> (\$15) Dollars per quarter,

SHOWS  
OUTSIDE  
OPERA  
HOUSES.

SECTION 37. Every person, firm or corporation presenting theatrical performances or shows when the same are held elsewhere than in an opera house, theater, auditorium or regular place of amusement, shall pay a license of tax of Five (\$5) Dollars per day for the first day such performance or show is held and Three (\$3) dollars for each day thereafter.

SKATING  
RINKS

SECTION 38. Every person, firm or corporation operating or conducting a skating rink shall pay a license tax of Fifteen Dollars per quarter, ~~Provided that no skating rink shall be established or maintained without a permit from the council, and provided further that all skating rinks shall be at all times under the supervision of the Commissioner of Public Health and Safety.~~

Shooting  
Gallery

SECTION 38. Every person, firm or corporation operating or conducting a shooting gallery shall pay a license tax of Five (\$5) Dollars per quarter.

Merry-go  
Round

SECTION 39. Every person, firm or corporation operating or maintaining a Merry-Go-Round or Flying-Horses, shall pay the sum of Two (\$2.0) Dollars per day.

POLICE  
SUPERVIS-  
ION.

SECTION 40. No skating rink, shooting gallery, Merry-go-round or flying horses shall be conducted or maintained unless a permit so to do is first obtained from the Council, and , Provided ; that all skating rinks, shooting galleries and merry-go-rounds and flying horses shall be at all times under the supervision of of the Commissikner of Public Health and Safety.

AUCTIONEERS

SECTION 41. Every auctioneer shall pay a license of Five (\$5) Dollars per quarter.

POOL TABLES  
ETC

SECTION 42 Keeping Billiard tables, Bagatelle tables, or boards or pool tables in any public place, the sum of Three Dollars (\$3) dollars per quarter for each table or board used,

CIRCUSES  
ETC

SECTION 43 Circuses and manageries, where an admission fee is charged, the sum of Fifty (\$50) Dollars per day, and the further sum of Ten (\$10) Dollars per day for each side show or exhibition for which an admission or entrance *fee is charged.*

ANIMAL  
COLLECTIONS

SECTION 44. Animals collections or exhibitions (other than circuses or manageries), where an admission fee is charged, the sum of Fifteen (\$15) Dollars per day.

SUPERVISION

SECTION 45. No circus, managerie, or animal collection of exhibition shall be presented or opened in the City of Modesto unless a permit so to do be first obtained from the Council and provided; that all such circuses, manageries, collections or exhibitions shall be under the supervision of the Commissioner of Public Health and Safety.

BOXING  
MATCHES

SECTION 46. Boxing matches, sparring exhibitions, or other similar shows or exhibitions, whether boxing gloves are used or not, where an ~~exhibition~~ admission fee is charged or other charge made for witnessing the same, for each exhibition the sum of Two Hundred (\$200) Dollars.

PATENT  
MEDICINES.

SECTION 47. For the business of peddling, selling or dispensing patent medicines, or any medicine for the cure of any disease or ailment, where music, tricks, sleight of hand performances, speeches, exhibitions, or other device is used to attract a crowd, the sum of One Hundred (\$100) Dollars per quarter.

STOCKS,

BONDS

etc.

SECTION 48. For the business of soliciting or taking orders for the sale or delivery of any stocks, bonds, adventures or other indebtedness of any person, ~~xxxx~~ firm or corporation, the sum of Ten Dollars per quarter. Provided that the provisions of this section shall not apply to any one having a fixed place of business in the City of Modesto.

OPTICIANS.

etc.

SECTION 49. For the business of soliciting custom or patronage for any doctor, physician, surgeon or so-called specialist, dentist, eye-specialist, optician, optometrist or refractionist, the sum of Ten Dollars per month.

SECTION 50. For the business of keeping a junk yard, or place where second hand and old material, cans, tins, iron, wire, bones, scrap, rope, burlap, or any other articles commonly known as junk, are kept for sale or are stored, the sum of Ten (\$10) Dollars per quarter, Provided that no such junk yard shall be established or maintained without a permit be first obtained from the City Council so to do, and provided further that such places shall be at all times under the supervision of the Commissioner of Public Health and Safety.

*Section 51*

Exceptions

When all the receipts for any exhibition, concert, lecture, or entertainment is to be or will be appropriated exclusively to any church, school, religious, or benevolent or other public or beneficial purposes of a local character within the City of Modesto, there shall be no license charged to the person or persons conducting the same.

In case of doubt, or in case a business, etc., might belong to two or more classes, the highest rate shall be charged.

General.

The word person used in this ordinance is intended to include corporations, firms and associations, as well as natural persons. The requirements herein prescribed respecting such persons shall apply to all person, whether owners, employees, agents, officers or servants, and every such person interested in, engaged in, assisting in or in any way taking part in any of the acts herein referred to shall be ~~liable~~ responsible for the non-performance of the acts herein required until the same have been duly performed according to the terms of this ordinance.

*Section 52*

Every person desiring or intending to commence, establish, maintain, or carry on any business, or to make any show or exhibition, or play, or offer any game, in this Ordinance referred to, shall before doing any act or acts connected with the same make written application for a license therefor and file the same with the City Clerk. *Collector*

Such application shall be made on the forms therefor furnished by said *Collector* Clerk, and shall state the facts necessary and proper to be known before such license is ~~issued~~ issued, and shall be verified by the affidavit of the applicant. Such applicant shall state the location and character of the business to be

carried on, and the full name and residence of the applicant and also such other and necessary information as may be required by the office issuing such license.

SECTION 53. It shall be the duty of the Collector of the City of Modesto to issue licenses under this ordinance, for each person liable to pay license tax hereunder, duly signed by said Collector, and state the amount of the license hereon, the time for which it is issued, and the character and location of the business, etc., for which the same is issued, and the name or names of the persons entitled to such licenses. Said Collector may require any person to file his or her affidavit as to which case he or she may belong, provided that in no case shall any mistake by the Collector in stating the amount of said license prevent the collection of what is actually due, with all costs, against, any one commencing or carrying on any business, show exhibition or game without a license, and provided, that any person may appeal to the City Council, and said council after hearing, shall fix and determine the rate required for such license.

Nothing herein, however, shall prevent a criminal prosecution as provided in Section 53 of this ordinance.

SECTION 54. Every person engaged in any way in or interested in any business, etc for which a license is prescribed herein shall whenever the same may be required by the Collector answer all proper questions propounded by said Collector respecting the books, vouchers or other documents of such business etc. and shall subscribe and verify such information so given to said Collector by affidavit. Such licenses shall be delivered to the licensee on proper payment being made therefor.

The tax for monthly licenses in this Ordinance provided said shall be due and payable to the City on the first day of each

month in advance. The quarterly license herein provided for shall be due and payable on the 15th day of January, April, July and October of each year in advance. When a license herein provided for is per week the same shall be due and payable each week in advance. When the license herein provided for is per day, the same shall be due and payable each day in advance, and when the same license is per year the same shall be due and payable at the time specified in the ordinance providing the same, and when no<sup>t</sup> so specified, on the 15th day of October of each year. No license shall be sold or issued for any period of time other than is provided for in this ordinance.

Every person having a license under the provisions of this ordinance shall place and keep the same exhibited conspicuously at all times when in force in some conspicuous place in his place of business, where the same may be readily seen by persons frequently ~~visit~~<sup>ing his</sup> place of business.

SECTION 55. It is hereby made the duty of the Collector to file or cause complaint to be filed made against all person violating any of the provisions of this ordinance.

SECTION 56. The conviction and punishment of any person for transacting any trade, business, calling, profession or occupation without a license will not excuse or exempt such person from the payment of such license taxes.

SECTION 57. It is hereby made the duty of the Chief of Police of the City of Modesto to examine all places of business within the corporate limits of the City of Modesto liable to pay a license tax and see that such licenses are taken out.

SECTION 58. The Chief of Police shall make out once a month a list of person having no license within their respective

places of business and deliver such list to the Collector, and shall also report to the Collector the names of all such persons doing business without a license immediately upon the fact coming to his knowledge.

The Collector shall pay over the Treasurer of said City of Modesto daily all amounts received by him from the sale of licenses. He shall also make and file with the City Clerk each month a statement of all sums so collected, giving the date and names of the persons from whom collected. Said Collector shall also file a report with the City Clerk at the end of each month, showing the names and amounts due from persons who have not paid the license tax due from them..

SECTION 59. No license granted or issued under any provisions of this ordinance shall be in any manner transferred or assigned unless by the endorsement of the Collector thereon.

SECTION 60. It shall be unlawful for any person or persons, whether as principal or principals, agent or agents, clerk or clerks, employes or employees, either for themselves or for any other person or corporation, or otherwise, to commence, establish, maintain or carry on any business, show or exhibition trade, or occupation or profession mentioned in this Ordinance or to perform any of the acts prohibited by this Ordinance without first having obtained a license from the said City of Modesto so to do, and each and every day or fractional part of a day that such act or acts are done or suffered shall constitute a violation of this Ordinance and such person or persons, agent or agents, clerk or clerks, employe or employees, who shall for themselves or for any other person or persons do any of the said acts or counsel, aid or assist, or knowingly <sup>and wilfully</sup> permit the same without first having procured a license when required here-

in, when said license has not been issued and paid for as herein provided, whether he does so as person, agent, servant employee of otherwise, shall for each violation of this Ordinance be deemed guilty of a misdemeanor and upon conviction thereof by any court having jurisdiction hereof, shall be fined <sup>in a</sup> therefor ~~the~~ sum not exceeding Two Hundred Dollars or by imprisonment in the County Jail of Stanislaus County, State of California, for a term not exceeding Sixty (60) days, or shall suffer both such fine and imprisonment, and the sum of the license shall be deemed a debt due to the said City of Modesto.

The payment of a license fee or charge of any person shall be sufficient defense to any claim against any other person for the same license in a civil action to recover the same.

SECTION ~~4~~ <sup>4</sup>. The passage of this Ordinance shall not exempt any person from the liability for payment of any license tax heretofore required, but all persons shall be required to pay any additional license required by this Ordinance.

SECTION ~~5~~ <sup>5</sup>. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION ~~6~~ <sup>6</sup>. This ordinance shall take effect and be in full force from and after 15 days after its final adoption.

SECTION ~~7~~ <sup>7</sup>. It is further ordered that this Ordinance be printed and published at least once in full in the Modesto News, a newspaper printed and published in the said City of Modesto at least three days prior to its final adoption.

Introduced and ordered printed and published as above at

a regular meeting of the Council of the City of Modesto, held on the 17th day of September 1912, by the following vote-

Ayes, Councilmen Moss, Perley, Schafer and Mayor Olsen  
Noes, Councilmen None

Absent- Councilman C. D. Swan.

Approved September 17th 1912

G. J. Olsen.  
Mayor of the City of Modesto

Attest  
H. C. Thompson  
City Clerk

Adopted as an Ordinance by the Council of the City of Modesto on the 25<sup>th</sup> day of September 1912, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Olsen

Noes- Councilmen - None

Absent- Councilmen - None

Attest: H. C. Thompson  
City Clerk.

Approved: September 25<sup>th</sup> 1912.

G. J. Olsen.  
Mayor.

REF  
MUNICIPAL

AN ORDINANCE MAKING IT UNLAWFUL TO PERMIT DOGS TO RUN AT LARGE WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO, PROVIDING FOR THE TAKING UP AND KILLING OF DOGS FOUND RUNNING AT LARGE IN SAID CITY, AND PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS THEREOF

THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:\*

SECTION 1. It shall be unlawful and a misdemeanor for any person, owning or having the custody or control of any dog, to permit the same to run or be upon any public street, alley, park, square or other public place, or within any public building within the said City of Modesto.

SECTION 2. Any dog found upon any public street, alley, park, square or other public place, or within any public building within the corporate limits of the City of Modesto, shall be taken up by the Chief of Police and thereafter killed, unless redeemed as hereinafter provided.

SECTION 3. Any dog taken up by said Chief of Police under the provisions of this ordinance may be redeemed by the owner thereof within twenty four hours after being taken up, by paying to the said Chief of Police the sum of Two Dollars for every dog so taken up.

RESEALED  
MUNICIPAL CODE

SECTION 4. Nothing in any of the provisions of this ordinance shall be construed to prevent a criminal proceeding for the violation of any of the provisions thereof.

SECTION 5. Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding the sum of Twenty Five Dollars (\$25.00) or by imprisonment in the County Jail of Stanislaus County, State of California, for ~~the~~ a period of not exceeding ten (10) days, or by both such fine and imprisonment.

~~SECTION 6.~~ All ordinances and parts of ordinances in conflict herewith and particularly those two certain ordinances numbered 8 N. S. and 21 N. S., are hereby repealed.

SECTION 7. This ordinance is hereby declared to be urgent and necessary for the immediate preservation of the public health and safety and shall take effect immediately upon its final adoption.

SECTION 8. It is further ordered that this ordinance be printed and published in the Modesto News, a newspaper printed and published in the said City of Modesto, at least once in full prior to its final adoption.

Introduced and ordered printed and published as above at a special meeting of the Council of the City of Modesto, duly and regularly called, on the 3rd day of October 1912, by the following vote.

Ayes

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

Noes Councilman None

Absent None

Attest Th. O. Thompson Clerk

Approved October 3, 1912.

G. J. Wren  
Mayor of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto on the 9th day of October, 1912, by the following vote:-

Ayes Councilmen Perley, Schafer and Swan.

Noes None

Absent Councilman Moss and Mayor Wren.

Attest: Th. O. Thompson  
City Clerk.

Approved October, 9th, 1912.

George Perley  
Vice President of the Council and Mayor pro tem.

SP  
NOT IN

ORDINANCE PROVIDING FOR THE PURCHASE OF THE STREET FLUSHING MACHINE FOR THE USE OF THE CITY OF MODESTO.

THE COUNCIL OF THE CITY OF MODESTO DOES AS FOLLOWS:

SECTION 1. That the City of Modesto purchase a <sup>high pressure</sup> street flushing machine of standard type for use on the public streets of the said City of Modesto at a cost not to exceed fifteen hundred Dollars.

SECTION 2. This ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

SECTION 3. It is further ordered that this ordinance be printed and published at least once in the Modesto News, a newspaper of general circulation, printed and published in the City of Modesto, County of Stanislaus, State of California, at least three days prior to the final adoption of the same.

SECTION 4. Introduced and ordered printed and published, as above, at a regular meeting of the Council of the City of Modesto, held on the 23rd day of October, 1912, by the following vote:

Ayes Councilmen Schafer, Swan, Perley and Mayor Wren.  
Noes Councilmen None.  
Absent Councilman Moss.

Attested H. O. Thompson  
City Clerk.

Approved this 23<sup>rd</sup> day of October, 1912.

G. J. Wren  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 13<sup>th</sup> day of November 1912, by the following vote-

Ayes Councilmen Perley, Schafer, Swan and Mayor Wren

Noes None

Absent Councilman Moss

Attest: H. O. Thompson  
City Clerk.

Approved 36 G. J. Wren  
Mayor.

Refer

An ordinance regulating the removal of buildings in, on, upon, across or along or into public streets and highways, and providing a penalty for the violation thereof.

The Council of the City of Modesto do ordain as follows:

SECTION 1. No person, firm or corporation shall move any building in, on, upon, across or along or into any public street or highway in the City of Modesto except under the following conditions.

SECTION 2. Any person, firm or corporation desiring to remove or have removed a building, shall file an application with the Department of Public Works, which application shall specify the character of the building to be removed, the place from which, and the place to which said building is to be removed and state the value of the house or building proposed to be removed.

SECTION 3. No person, firm or corporation shall move or caused to be moved any building in, on, upon or across or along or into any public street or highway in the City of Modesto without first obtaining from the Commissioner of Public Works a permit in writing, so to do. Such permit shall not be issued until application provided for in Section 2 shall have been filed with said Commissioner of Public Works, nor until the person, so applying therefore shall have paid to the City Clerk a fee of \$5.00 and deposited with said City Clerk the further sum of \$100.00 as a guarantee that said party will pay any and all damages which may result by reason of the removal of said building by said party and his agents, employees, or workmen to any building, fence, tree, pavement, street, side walk or to any pole or wire or other property belonging to the City of Modesto, or to any person within said City.

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SECTION 4. All removals made under such permits shall be done in a careful manner and shall <sup>be</sup> prosecuted with diligence and shall be under the superintendence and control and performed to the satisfaction of the Commissioner of Public Works.

SECTION 5. No person owning or having charge of the removal of any building through the public streets of the City of Modesto shall permit said building to be or stand on any street, lane, alley or public grounds within the limits of one block for a longer period than 24 hours unless said time is extended by the Commissioner of Public Works.

SECTION 6. No person owning or having charge of the removal of any building through the public streets, shall allow or cause the injury of any street, side walk, curb, fence or private or public property by reason of such removal.

SECTION 7. When the cutting or temporary removal of any pole or poles, or any wire or wires of any public or private telegraph, telephone, electric light, street railroad or railroad or any other wire passing along or over any street, lane, or alley becomes necessary for the removal of any building, the person in charge of said removal, at least ~~24~~ <sup>48</sup> hours in advance of reaching the same, shall notify any person or persons having charge and control over such pole or poles, wire or wires, and the persons so notified shall cause such wires to be promptly cut or removed and replaced, providing, that in every case in which the cutting of the wires of the City of Modesto may be necessary, the Commissioner of Public Works of the City of Modesto shall be notified and he shall have the wires cut and replaced, the person, firm or corporation having charge of the removal of the building paying the entire cost and expense of cutting and removing and replacing the same, including the poles to which the wires of the City of

Modesto may be attached, and paying the cost of cutting and replacing the wires or poles of any person firm or corporation within said City

SECTION 8. In the event of damage being done by reason of the removal of any building as provided for herein, to any building, fence, tree, pavement, street, side walk or to any pole or wire or other property belonging to the City of Modesto or to any person therein, the person removing said building or causing said damage shall immediately repair or replace the damage so done, in the event the repairing or replacement can not be made, then the Commissioner of Public Works shall estimate the amount of damage in money actually done and said person causing said damage shall pay the damage so done by him, and in the event that upon three days notice to the said person to repair or replace or pay said damage so made as aforesaid, said damage is not repaired or the cost thereof paid the repairing or replacement or payment for damage may be made by the City of Modesto and the cost thereof paid out of the money deposited with the City Clerk as hereinbefore provided.

SECTION 9. The word person, when used herein, shall include all firms, corporations or associations of persons.

SECTION 10. Every person violating any of the provisions of this ordinance is guilty of a misdemeanor and shall upon conviction thereof be punished by a fine not exceeding \$200.00 or by imprisonment in the County Jail of Stanislaus County, State of California for a period of thirty days or by both said fine and imprisonment.

SECTION 11. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 12. It is ordered that this ordinance be printed at least once in full in the Modesto News, a newspaper printed and published in the said City of Modesto, at least three days prior to its

SECTION 13. This ordinance shall go into effect and be in full force from and after fifteen days from the date of its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto on the 13<sup>th</sup> day of November, 1912, by the following vote:

Ayes, Councilmen Perley, Schafer, Swan and Mayor Wren

Noes, Councilmen None.

Absent, Councilmen Moss.

Attest, H. O. Thompson  
City Clerk.

Approved this 13<sup>th</sup> day of November, 1912.

G. J. Wren  
Mayor of the City of Modesto.

Adopted as an ordinance by the Council of the City of Modesto on the 27th day of November, 1912, by the following vote:-

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

Noes: None.

Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved Nov. 27th, 1912.

G. J. Wren  
Mayor.

The Council of the City of Modesto do ordain as follows:-

SECTION 1.

That there is hereby appropriated from the Music and Promotion Fund of the City of Modesto the sum of One Thousand Dollars, said sum to be expended in assisting the Modesto Chamber of Commerce in defraying the expense of publishing a certain booklet to be issued by said Chamber of Commerce for the purpose of advertising the City of Modesto with the view of attracting population and capital thereto.

SECTION 2.

This Ordinance shall take effect and be in full force and effect from and after fifteen days after its final adoption.

SECTION 3.

This Ordinance shall be printed and published in full in the Modesto News, a newspaper printed and published in the said City of Modesto, at least once prior to its final adoption.

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Introduced and ordered printed and published as above at a regular meeting of the said Council, held on the 11th day of December, 1912, by the following vote:-

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

Noes, Councilmen - None.

Absent, None.

Attest: H. O. Thompson  
City Clerk.

Approved Dec. 11<sup>th</sup> 1912,

G. J. Shrum  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 26th day of December, 1912, by the following vote:-

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

Noes- None. Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved Dec. 26th, 1912.

G. J. Shrum  
Mayor.

AN ORDINANCE REQUIRING HOTEL AND LODGING HOUSE KEEPERS TO KEEP A REGISTER OF THE PERSONS RENTING OR OCCUPYING ROOMS IN SUCH HOTELS AND LODGING HOUSES, AND PRESCRIBING THE DUTIES OF SUCH HOTEL OR LODGING HOUSE KEEPERS WITH REFERENCE TO SUCH REGISTERS.

- The Council of the City of Modesto do ordain as follows:-

SECTION 1. Every person, firm or corporation, within the corporate limits of the City of Modesto, County of Stanislaus, State of California, who keeps, maintains or controls a lodging house or hotel, shall provide, keep and maintain a public register, and shall require every person who rents or occupies a room in such lodging house or hotel to write in said register his name and place of residence; such registration shall be made upon a page of such register properly dated with reference to the day of the year, month and week, and at the time the person rents or arranges to occupy a room.

SECTION 2. Such hotel or lodging house register so kept shall be open to the public at any and all reasonable hours, and the pages thereof shall, upon demand, be open to inspection or investigation by any member of the Police Force or other peace officer of the City of Modesto, immediately upon demand, having been made by such peace officers.

SECTION 3. The violation of this ordinance, or any of its clauses shall be, and is hereby made, a misdemeanor, and the punishment therefor shall be a fine of not less than Ten (\$10) nor more than Fifty (\$50) dollars, or imprisonment in the County Jail of Stanislaus County for a period of time not to exceed 30 days, or by both such fine and imprisonment.

SECTION 4. It is further ordered that this ordinance be printed and published, at least once in full, in the Modesto News, a newspaper printed and published in said City of Modesto, prior to its final adoption.

SECTION 5. This ordinance shall take effect, and be in full force from and after fifteen days from its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 22nd day of January, 1913, by the following vote.

Ayes, Councilmen Mass, Berley, Schaefer, Swan and Mayor Huen

Noes - None Absent - None

Attest J. O. Thompson City Clerk

Approved, Jan. 22, 1913.

G. J. Huen Mayor.

Adopted as an Ordinance by the Council of the City  
of Modesto on the 26<sup>th</sup> day of February 1913,  
by the following vote:-

Ayes:- Councilmen, Messrs. Besley, Schafen, Swan  
and Mayor Kress

Noes:- None

Absent:- None

Attest: H. O. Thompson  
City Clerk.

Approved February 26<sup>th</sup> 1913.

G. J. Kress  
Mayor.

AN ORDINANCE PROHIBITING THE TREATING, GIVING AWAY, SELLING, PURCHASING FOR, OR DELIVERING TO, OF ANY INTOXICATING LIQUORS TO ANY MINOR, HABITUAL DRUNKARD OR INTOXICATED PERSON OR TO ANY PROHIBITED PERSON WITHIN THE CITY OF MODESTO, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

The council of the City of Modesto do ordain, as follows:

(1)

It shall be unlawful for any person to treat, give to, purchase for, or deliver or sell any intoxicating liquors to any minor or habitual drunkard or any intoxicated person or to any prohibited person whose name is posted by the Chief of Police of the City of Modesto, in any saloon, restaurant, eating house or hotel, within the City of Modesto, with a request to the owner or manager of said saloon, restaurant, eating house or hotel that no liquor be sold to such prohibited person.

(2)

Nothing in this ordinance shall apply to the giving, purchasing, or delivering of such liquors for medicinal purposes, nor to any father, mother or guardian furnishing such liquors to any minor in their custody or under their control.

(3)

Any one violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine not exceeding Five Hundred (\$500) Dollars or be imprisoned in the County Jail, of the County of Stanislaus State of California, of a period not exceeding six (6) months, or by both fine and imprisonment.

(4)

This ordinance is declared to be urgent and necessary for the immediate preservation of the public peace and safety of the

City of Modesto and shall take effect and be in full force from and after its final adoption.

Section  
(5)

It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper of general <sup>circulation</sup> printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a Special meeting of the Council of the City of Modesto, County of Stanislaus, State of California, duly and regularly called and held on the 7<sup>th</sup> day of May 1913, by the following vote:-

Ayes, Councilmen Gum, Berley, Schaefer, Swan and Mayor Hren

Noes - None

Absent - None

Attest J. O. Thompson City Clerk

Approved May 7<sup>th</sup> 1913.

G. J. Hren Mayor

Adopted as an Ordinance by the Council of the City of Modesto on the 14th day of May, 1913, by the following vote:

Ayes- Councilmen Gum, Schaefer and Mayor Hren

Noes- None

Absent- Councilmen Berley and Swan

Attest: J. O. Thompson City Clerk.

Approved May 14th, 1913.

G. J. Hren  
Mayor.

AN ORDINANCE REQUIRING THE OWNERS OF REAL PROPERTY IN THE CITY OF MODESTO TO REMOVE ALL GRASS, WEEDS, RUBBISH OR OTHER OBSTRUCTIONS FROM LOTS AND FROM IN FRONT OF SAME; PROVIDING FOR SUCH WORK TO BE DONE BY THE SAID CITY OF MODESTO UPON THE DEFAULT OF SUCH OWNER; PROVIDING THAT THE COST OF SUCH WORK SHALL BE PAID TO THE SAID CITY BY SUCH OWNER OR SHALL BECOME A LIEN AGAINST SUCH PROPERTY IN DEFAULT OF SUCH PAYMENT, AND PROVIDING FOR THE ENFORCEMENT OF SUCH LIEN.

The Council of the City of Modesto do ordain as follows;-

Section 1. Every owner of real property in the City of Modesto shall keep said real property and also the entire width of side walk in front of such real property, from curb to lot line, free and clear of all grass, weeds, rubbish or other obstructions or materials which from any cause whatever shall have accumulated or may accumulate upon such property or upon the space between the same and any graded street, provided, however, that nothing here contained shall be construed to require the removal of any grass or other vegetable growth upon such property or in front of the same unless such grass or vegetable growth is more than two inches in height.

Section 2. Upon the failure or refusal of the owner of any such real property in the City of Modesto to remove or clear away such grass, weeds, rubbish, obstructions or materials from such real property (or from in front of the same, the owner of such real property) shall be notified by the Street Superintendent of said City to remove the same within a period of ten days. Such notice shall be in writing and shall be personally served upon such owner, or, if such owner can not be located in the said City of Modesto, such notice shall be posted in a conspicuous place upon said property for a period of ten days. If at the end of such period mentioned in said notice such owner has failed to comply with said notice, then the Street Superintendent shall cause such grass, weeds, rubbish, or other obstructions or materials to be removed from such property or from in front of the same and shall charge the expense of such work to such owner. Upon the com-

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pletion of the work of removal of such grass, weeds, rubbish or other obstructions or materials, the Street Superintendent shall notify the owner of such real property, in writing, of the expense of such work. If said owner fails or refuses to pay the amount of such expense within a period of thirty days from the date of such notice to the said City of Modesto, the said amount shall be certified to the Auditor of the City of Modesto, who shall record in a book to be kept for that purpose, the name of the owner of the property so cleared a description of the property sufficient for identification, and the amount charged against the said property for doing the said work of clearing or removing weeds, grass, or obstructions or materials from the same, and from and after the date that said entry is so made, the amount charged against said owner of said property shall be a lien thereon and shall be collected by an action brought on behalf of the said City of Modesto to foreclose said lien against said property upon which said lien has been so imposed..

Section 3. Nothing in this ordinance contained shall be construed to require the removal from said real property or from in front of the same of any <sup>or</sup> ~~ornamental~~ <sup>trees</sup> plants, lawn or shrubs of a reasonable growth, provided the same are not in any manner obstructions to the free use of the side-walk in front of or along such property by pedestrians.

Section 4. This ordinance shall take effect and be in full force from and after fifteen (15) days from and after its final adoption.

Section 5. It is further ordered that this ordinance shall be printed and published in full in the Modesto Evening News, a newspaper of general <sup>circulation</sup> ~~publication~~, printed and published in the said City of Modesto, at least once prior to its final adoption.

Introduced, and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 28th day of May 1913, by the following vote:

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

Noes - None.

Absent none.

Attest H. O. Thompson  
City Clerk.

Approved this 28th day of May 1913.

G. J. Shren  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 11<sup>th</sup> day of June 1913, by the following vote:

Ayes- Councilmen Gum, Perley, Schafer and  
Mayor Shren

Noes- Councilmen none

Absent- Councilmen Swan

Attest: H. O. Thompson  
City Clerk.

Approved: June 11<sup>th</sup> 1913.

G. J. Shren  
Mayor.



NOT

1 An ordinance declaring the intention of the Council  
2 of the City of Modesto to sell certain real property belonging  
3 to said City.

4  
5 The Council of the City of Modesto do ordain as  
6 follows:

7 Section 1. Whereas it has been found necessary and  
8 for the best interest of the said City of Modesto, that certain  
9 real property hereinafter described should be sold to the high-  
10 est bidder.

11 Section 2. Therefore be it ordained that the said  
12 City of Modesto offer for sale to the highest bidder for cash,  
13 the following described real property situate in the County of  
14 Stanislaus, State of California, and more particularly described  
15 as follows, to-wit:

16 Beginning at the northeast corner of the southeast  
17 quarter of the southeast quarter of section six(6), township four  
18 (4) south, range nine (9) east, M. D. B. & M; thence north 89° 30' W  
19 nineteen chains, ninety-four and six-tenths links; thence 51° 10' W  
20 nineteen chains, eighty-four and two-tenths links; thence north  
21 82° 00' E. nine chains, seventeen links; thence north three chains,  
22 sixty-five links; thence south 89° 30' E. five chains, no links;  
23 thence north 27° 0' E. thirteen chains, fifty-five and two-tenths  
24 links; thence North 1° 10' E. two chains, seventy-two and eight-  
25 tenths links to the point of beginning in the above described  
26 parcel of land, containing twenty-nine and nine-tenths acres,  
27 more or less. That the same upon proper notice be sold to the  
28 highest bidder.

29 Section 3. It is further ordered that this ordinance  
30 be printed and published in the Modesto Evening News, a news-  
31 paper of general circulation, printed and published in said  
32

1  
2  
3 City of Modesto, at least three days prior to its final adoption.

4 This ordinance shall take effect and be in full force  
5 from and after fifteen days after the final adoption.  
6

7 Introduced and ordered printed and published as above  
8 at a regular meeting of the Council of the City of Modesto, hold  
9 on the 11<sup>th</sup> day of June, 1913, by the following vote:

10 Ayes, Councilmen Gum, Perley, Schaffer and  
11 Mayor Shren.

12 Noes - None.

13 Absent - Councilman Swan

14  
15 Attest H. O. Thompson  
16 City Clerk.

16 Approved this 11<sup>th</sup> day of June, 1913.

17  
18 G. J. Shren  
Mayor.

19  
20 Adopted as an Ordinance by the Council of the  
21 City of Modesto on the 25th day of June, 1913, by the  
22 following vote:

23 Ayes- Councilmen Gum, Perley, Swan and  
24 Mayor Shren.

25 Noes- Councilmen None.

26 Absent- Councilmen Schaffer

27 Attest:- H. O. Thompson  
28 City Clerk.

29 — 0 —

30 Approved June 25th, 1913.

31 G. J. Shren  
32 Mayor.

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3 AN ORDINANCE PROVIDING FOR THE PURCHASE OF CERTAIN SUPPLIES  
4 FOR THE USE OF THE CITY OF MODESTO.

5 The Council of the City of Modesto do ordain as follows:

6  
7 Section 1. That the Commissioner of Public Supplies be, and he  
8 is, hereby authorized and directed to purchase the following  
9 articles for the use of the City of Modesto, viz:

- 10 40 Tons of loose wheat or oat hay.
- 11 40 Tons of baled wheat or oat hay.

12 Section 2. It is further ordered that this Ordinance be printed  
13 and published in full at least once in the Modesto News, a news-  
14 paper printed and published in the City of Modesto, at least 3  
15 days prior to its final passage and adoption.

16 Section 3. This Ordinance will take effect and be in full force  
17 from and after 15 days after its final adoption.

18  
19 Introduced and ordered printed and published as above at a  
20 regular meeting of the Council of the City of Modesto, held on  
21 the 11<sup>th</sup> day of June, 1913, by the following vote:

22  
23 Ayes: Councilmen Gurn, Peasley, Schafen and Mayor Owen  
24 Hoest - None.

25 Absent: Councilman Swan.

26 Approved this 11<sup>th</sup> day of June, 1913,

27  
28 G. J. Owen  
Mayor

29 Attest: A. O. Thompson  
30 City Clerk

Adopted as an Ordinance by the Council of the City  
of Modesto on the 25th day of June, 1913 by the following  
vote:-

Ayes- Councilmen Gum, Berley, Swan and  
Mayor Owen

Noes- None.

Absent- Councilman Schafer.

Attest: J. O. Thompson  
City Clerk.

Approved June 25th, 1913.

G. J. Owen  
Mayor.

1 MODESTO, FIXING THE TIME AT WHICH BUSINESS SHALL BE DONE  
2 THEREIN, PROVIDING FOR FIXING THE PLACE AT WHICH SAID MARKET  
3 SHALL BE CONDUCTED, PROVIDING FOR CERTAIN FEES TO BE PAID, PRO-  
4 VIDING FOR A MARKET MASTER AND ESTABLISHING CERTAIN RULES  
5 AND REGULATIONS FOR THE GOVERNMENT OF SAID PUBLIC MARKET.

6 The Council of the City of Modesto do ordain as follows:

7 Section 1. A public market is hereby established in the City  
8 of Modesto whereat any and all persons may attend for the  
9 *such articles and products as he may have for sale under* purpose of selling and furnishing to the general public the rules,  
10 regulations and restrictions herein provided, provided that the

11 only articles permitted to be sold are those produced by the  
12 seller himself *and produced within the County of Stanislaus*

13 Section 2. That <sup>the</sup> public market shall be opened, conducted and  
14 maintained at such place in the City of Modesto as shall be  
15 designated by the Mayor of the said City, and shall be open  
16 for the general transaction of business on Tuesday, Thursday  
17 and Saturday of each week, beginning at the hour of four o'clock  
18 in the forenoon of each of said days, and continuing open until  
19 one o'clock P. M. on Tuesdays and Thursdays and until two o'clock  
20 P. M. on Saturdays.

21 Section 3. The Mayor is hereby authorized and empowered to  
22 appoint some suitable person as Market Master, to hold office  
23 during the pleasure of the Mayor, who shall be in attendance at  
24 the public market on the days and during the hours the market  
25 is open for business. The compensation of the Market Master  
26 shall be fixed by the City Council by proper resolution.

27 Section 4. It shall be the duty of the Market Master to attend  
28 at the opening of the market on each of the days herein des-  
29 signated and to remain in attendance until the closing thereof  
30 and to announce such closing by

31  
32

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1 ringing the bell provided therefor, and thereupon the market  
2 shall be closed and all sellers must cease business and va-  
3 cate their respective stands, and to see that all of the pro-  
4 visions of this ordinance and all other ordinances of the City  
5 of Modesto applicable to said market are observed and enforced.  
6 He shall have the management and control of said market dur-  
7 ing the transaction of business and shall assign to each person,  
8 who applies for space upon said market, a particular place or  
9 stand from which to sell his wares, and shall have the power,  
10 and it shall be his duty, to rule off of said market or refuse  
11 space therein to any person or persons who refuse to comply  
12 with all of the rules and regulations and ordinances governing  
13 the said market or who have thereto foreviolated any of the said  
14 rules, regulations or ordinances, and it shall be his duty to  
15 rule off of said market and refuse space thereon and expel  
16 therefrom any and all persons who appear upon the said market  
17 under the influence of liquor or in an intoxicated condition  
18 or who disturb the peace of said market or who is guilty of  
19 using loud, profane or boisterous language therein. Any per-  
20 son ruled off of said market by the Market Master, as herein  
21 provided, shall forfeit to the city any fee he may have thereto-  
22 fore paid for the privilege of selling in said market, and when  
23 any person is so ruled off of the market, he shall not again  
24 be permitted to occupy space or sell his wares in said market  
25 until reinstated by the <sup>Market Master</sup> ~~Mayor~~. The Market Master shall have  
26 power to, and shall, decide all disputes arising between seller  
27 and purchaser, and his decision thereof shall be final. It  
28 shall be his duty to test all scales and measures used at said  
29 market and to see that the same are standard scales and measures  
30 and in all respects correct, and when scales or measures are  
31 found not to be correct and not according to the standard, then  
32 he shall require the same to be made correct or removed from

1 the market. It shall be his duty to confiscate and destroy  
2 all food stuffs exhibited in said market for sale which, for  
3 any reason, are unfit for consumption as food.

4 Section 5. No license shall be charged to any person who sells  
5 in said market, articles produced by himself, in Stanislaus  
6 County; provided, however, that each of said persons shall be  
7 charged and shall pay, each and every day upon which he vends  
8 wares in said market, a market fee of ten cents. It shall be  
9 the duty of the Market Master to collect said sum from each  
10 of said persons upon his entering the said market.

11 Section 6. All weighing and measuring shall be done in the  
12 full view of the purchaser, and under the supervision of the  
13 of the Market Master, and each purchaser shall be allowed to  
14 see the actual indications of weight on the scales and all  
15 scales shall be so set that they shall be convenient for the  
16 purchaser to see the same. All products exhibited for sale in  
17 said market shall be placed at least eighteen inches above  
18 the ground or pavement. No bicycle or other vehicle shall be  
19 allowed in the said market during business hours.

20 Section 7. No person handling or selling goods, or exhibiting  
21 goods for sale upon said market, shall be allowed to smoke in  
22 or around the stalls, stands or wagons of said market, nor  
23 shall anyone solicit in a loud or boisterous manner on said  
24 market.

25 Section 8. Every person selling upon said market shall be re-  
26 quired, before removing from or leaving the same, to remove all  
27 rubbish and refuse deposited upon the street or pavement by  
28 him or from his stand, stall or wagon.

29 Section 9. All market fees collected under the provisions of  
30 this ordinance, shall be turned over daily, at the close of  
31 the market, by the Market Master to the License Collector of  
32 said City, accompanied by a detailed report, and the said mar-

1 ket fees collected under the provisions of this ordinance.  
2 shall be paid into the City Treasury and into the Public  
3 Market Fund, which fund is hereby created. All money so paid  
4 into the said Public Market Fund shall be used for the pur-  
5 pose of paying the expenses of conducting and maintaining said  
6 Public Market and shall be paid out by the City Council in  
7 the same manner as other moneys are paid out of the City  
8 Treasury.

9 Section 10. Any person violating any of the provisions of  
10 this ordinance shall be guilty of a misdemeanor and upon con-  
11 viction thereof shall be punished by a fine not exceeding \$50.00  
12 or by imprisonment in the County Jail in the County of Stanis-  
13 laus, State of California, not exceeding 50 days.

14 Section 11. Any person violating any of the provisions of this  
15 ordinance, and any person selling or about to sell at said  
16 market, who shall falsely state or represent to said Market  
17 Master that he is producer of the article or articles sold or  
18 about to be sold by him, or who shall make any false statement  
19 or representation in relation to any material fact arising  
20 under this ordinance, shall be guilty of a misdemeanor, and in  
21 addition to the penalty provided by law therefor shall be sus-  
22 pended from said market during such period of time as the  
23 Market Master may see fit.

24 Section 12. This ordinance shall take effect and be in full force  
25 from and after 15 days after its final adoption.

26 Introduced and ordered printed and published as above  
27 at a regular meeting of the Council of the City of Modesto, held  
28 on the 11th day of June, 1913, by the following vote:

29 Ayes- Councilmen Gum, Perley, Schafer and Mayor Wren.  
30 Nays: None. Absent: Councilman Swan.  
31 Approved this 11th day of June, 1913,

G. J. Wren  
Mayor.

32 Attest: H. O. Thompson  
City Clerk.

of Modesto on the 25th day of June, 1913, by the following  
vote:-

Ayes- Councilmen Gum, Peley, Swan and  
Mayor Olsen.

Noes- -None.

Absent- Councilman Schafer

Attest: H. O. Thompson  
City Clerk.

Approved June, 25, 1913.

G. J. Hunt  
Mayor.



The Council of the City of Modesto do Ordain as follows:-

SECTION 1. WHEREAS, the Board of Trustees of the City of Modesto did by Ordinance No. 307, duly and regularly passed on the 15th day of March 1911, grant unto the SAN JOAQUIN VALLEY ELECTRIC RAILWAY, a corporation, a franchise to construct and operate a certain railway over and along certain public streets of the said City of Modesto, and as more fully set forth in said Ordinance No 307, and

WHEREAS, It is provided in the franchise granted by said Ordinance 307 that said grantee should fully complete said railway and have the same in operation within two years after the granting of said franchise, and,

WHEREAS, More than two years have elapsed since the granting and a approval of said franchise, and said railway provided to be constructed by said franchise has not be<sup>en</sup> completed or in operation, and the construction of the same has been for more than one year last past abandoned by the said granted, and said railway in its present condition is a ~~menace~~ <sup>the safety of</sup> menace to the inhabitants of the said City of Modesto and constitutes a public nuisance.

SPECIAL IN CODE

SECTION 2. Be it ORDAINED:- That said Ordinance No. 307 be and the same is hereby repealed, and the said Franchise to the said San Joaquin Valley Electric Railway is hereby declared to be forfeited, and all rights arising thereunder canceled and declared of no effect.

SECTION 3. This ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

SECTION 4. It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper of general circulation, printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 22 day of July 1913, by the following vote.

Ayes, Councilmen Gum, Schafer and Mayor Wren.

Noes, None.

Absent - Councilmen Perley and Swan.

Attest H. O. Thompson City Clerk

Approved July 9<sup>th</sup> 1913

G. J. Wren  
Mayor of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto on the 23rd day of July, 1913, by the following vote:-

Ayes: Councilmen Gum, Schafer and Mayor Wren.

Noes- None.

Absent- Councilmen Perley and Swan.

Attest: H. O. Thompson City Clerk.

Approved July 23rd, 1913.

G. J. Wren  
Mayor.

REPEALED  
MUNICIPAL CODE

The Council of the City of Modesto do Ordain as follows:-

SECTION 1. The salary of the Health officer of the City of Modesto is hereby fixed at the sum of Forty Dollars per month to take effect from and after the 1st day of September, 1913, said sum to be in full compensation for all services rendered by said officer in said capacity.

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

SECTION 3. This ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

SECTION 4. This ordinance shall be printed and published in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, at least once prior to its final adoption.

REPEALED  
MUNICIPAL CODE

Introduced and ordered printed and published as above at a regular meeting of the said Council held on the 13th day of August 1913, by the following vote.

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

Noes- None.

Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved August 13th, 1913.

G. J. Wren  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 27th day of August, 1913, by the following vote:-

Ayes- Councilmen Gum, Schafer, Swan and Acting Mayor

Geo. Berley

Noes- None

Absent- Mayor Wren

Attest: H. O. Thompson City Clerk.

Approved September 1st 1913. G. J. Wren  
46 Mayor.

FOR THE YEAR 1913-1914  
The Council of the City of Modesto do ordain as follows:-

SECTION 1.

The rate of taxation for the years 1913-1914, in and for the City of Modesto, County of Stanislaus, State of California shall be and is hereby fixed as follows, to-wit:-

For General Fund.- One dollar for each One Hundred Dollars value of all property taxable for city purposes.

For Bond Redemption and Interest Fund-

- 1. For redemption and interest municipal Impt Bonds 1909 \$ .143
- 2. For redemption and interest municipal Impt Bonds 1910 \$ .182
- 3. For redemption and interest municipal Impt Bonds 1911 \$ .26
- 4. For redemption and interest municipal Impt Bonds 1912 \$ .165

being a total of .55 on each one hundred dollars valuation of all property value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present year.

For Library Fund- 15 cents on each One hundred dollars value of all property taxable for the maintenance of a free library.

The aggregate of which sums, to-wit: \$1.70 on each One hundred dollars value as determined by the equalized assessment roll for the year 1913, on all property taxable in the said city for said purpose is hereby levied and apportioned to, and shall be paid in the above mentioned funds respectively to said City.

SECTION 2.

This ordinance shall take effect and be in full force from and after its final adoption.

SECTION 3.

It is further ordered that this ordinance be published once in full in the Modesto Evening News, a newspaper printed and published in said City of Modesto, at least once prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of said City of Modesto, held on the 27th day of August, 1913, by the following vote:

- Ayes- Councilmen Gum, Schafer, Swan and Acting Mayor Perley.
- Noes- None.
- Absent- Mayor Wren.

Attest:

*H. O. Thompson*  
City Clerk.

Approved this 27th day of August, 1913.

\_\_\_\_\_  
Acting Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 10th day of September, 1913 by the following vote:=-

- Ayes- Councilman Gum, Perley, Schafer, Swan and Mayor Wren.
- Noes- None.
- Absent- None.

Attest: *H. O. Thompson* City Clerk.

Approved Sept. 10th, 1913.

*G. J. Wren*  
Mayor.

SPECIAL NOT IN CODE

2 The proposed ordinance, hereinafter set forth, was introduced  
3 before the Council of the City of Modesto on the 12<sup>th</sup> day of Sept-  
4 ember 1913, at special meeting held for that purpose, and the same  
5 was by unanimous vote of said council adopted as a proposed ordinance  
6 and the same will be presented to the said Council of the City of  
7 Modesto for final adoption or rejection on the 24th day of September,  
8 1913, at a regular meeting of said Council held on said date at the  
9 hour of 7.30 P. M. Said ordinance so proposed and introduced at said  
10 meeting, and to be adopted or rejected, is as set forth as follows,  
11 to wit:

12 THE IMPROVING ORDINANCE No 48 NS.

13 AN ORDINANCE CALLING A SPECIAL ELECTION OF THE CITY OF MODESTO,  
14 COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR THE PURPOSE OF SUB-  
15 MITTING TO THE ELECTORS OF SAID CITY CERTAIN PROPOSITIONS TO INCUR  
16 A BONDED INDEBTEDNESS TO PAY THE COST OF CERTAIN MUNICIPAL IMPROVE-  
17 MENTS IN AND FOR SAID CITY, WHICH IMPROVEMENTS ARE NECESSARY AND CON-  
18 VENIENT TO CARRY OUT THE OBJECTS, PURPOSES AND POWERS OF SAID CITY,  
19 AND THE COST OF WHICH IMPROVEMENTS WILL BE TOO GREAT TO BE PAID OUT  
20 OF THE ORDINARY ANNUAL INCOME AND REVENUE OF SAID CITY.

21 WHEREAS, The Council of the City of Modesto did heretofore, to wit,  
22 on the 10th day of September, 1913, by a unanimous vote of all the  
23 members of said Council, determine in due form that the public inter-  
24 est and public necessity of the people of the City of Modesto, demand  
25 certain public improvements in and for the said city, which improve-  
26 ments, and all thereof, are necessary and convenient to carry out the  
27 objects, purposes and powers of the said City of Modesto, and the cost  
28 of the improvements set forth in each specific proposition herein,  
29 and all of them, will be too great to be paid out of the ordinary an-  
30 nual income and revenue of the said City of Modesto. Said improvements  
31 are set forth as follows, to wit:-

32 (1) The improving of the intersections of the accepted streets of the  
City of Modesto by grading and thereupon paving the same

which an asphalt-concrete pavement, and constructing cement concrete  
1 curbs and gutters, and the construction and placing in position of  
2 culverts; the said grading, paving, construction of curbs and gutters  
3 and culverts to be in accordance with plans and specifications for  
4 the same, heretofore adopted and on file in the office of the City  
5 Clerk of said City of Modesto.

6 (2) The acquisition, construction and completion of additional  
7 sewers and an additional sewer system, which said work will in-  
8 clude excavating, the purchase of sewer pipe and necessary fixtures  
9 therefor, and the laying of the same. Said work to be done in  
10 accordance with plans and specifications heretofore adopted, and now  
11 on file in the office of the City Clerk of the City of Modesto.

12 (3) The improvement of the municipal water system of the City of  
13 Modesto by the erection of a one hundred thousand gallon tank, the  
14 installation of water meters at all pumping stations within said city  
15 and the covering of the pit at the 17th Street Pumping Station, said  
16 work to be in accordance with plans and specifications for doing the  
17 same, heretofore adopted and on file in the office of the City Clerk  
18 of the City of Modesto.

19 (4) The acquisition and construction of a storm sewer system, drains  
20 and gutters for the carrying off storm water from certain portions  
21 of said City of Modesto, said work to be done in accordance with  
22 plans and specifications for the same, heretofore adopted and on file  
23 in the office of the City Clerk of the City of Modesto.

24 (5) General street improvement of the unpaved streets of the City  
25 of Modesto, and in particular the extension of Ninth Street from  
26 southerly line of Lateral No. 4 of the Modesto Irrigation District  
27 to the northerly limits of said city. Said improvement to consist  
28 of the purchase and placing of gravel and other street material upon  
29 said streets. Said work to be done in accordance with plans and  
30 specifications heretofore adopted and on file in the office of the  
31 City Clerk of the said City of Modesto.

32 AND WHEREAS, the Mayor and Chief Executive of the said City of  
Modesto did on the 10th day of September, 1913, duly and regularly  
approve the action of said council in said matter.

1 NOW, THEREFORE, The Council of the City of Modesto do ordain as  
2 follows, to wit:

3 SECTION 1. That a special election shall be held in the City of  
4 Modesto, County of Stanislaus, State of California, on the 24th  
5 day of October, 1913, to submit, and at which election shall be  
6 submitted to the <sup>qualified voters</sup> ~~electors~~ of the said City of Modesto the follow-  
7 ing propositions to incur a bonded indebtedness <sup>of said City</sup> in the aggregate  
8 sum of Eighty Thousand Dollars for the following propositions. The  
9 objects and purposes for which said indebtedness is proposed to  
10 be incurred and the amount of the principal of the indebtedness  
11 proposed to be incurred, for each of said purposes, respectively,  
12 is as follows, to wit:

13 PROPOSITION No. 1. The incurring of a bonded indebtedness of  
14 Thirty Thousand Dollars (\$30,000) for the purpose of improving the  
15 intersections of the accepted streets of the City of Modesto, as  
16 more specifically set forth hereinbefore. The estimated cost of  
17 said improvement is Thirty Thousand Dollars, and the cost of the  
18 same is too great to be paid out of the ordinary annual income and  
19 revenue of said City of Modesto.

20 PROPOSITION No. 2. The incurring of a bonded indebtedness of  
21 Ten Thousand Dollars (\$10,000) for the purpose of improving the sewer  
22 system, as more specifically set forth hereinbefore.

23 The estimated cost of said improvements is Ten Thousand Dollars  
24 and the cost of the same is too great to be paid out of the ordinary  
25 annual income and revenue of the said City of Modesto.

26 PROPOSITION No. 3. The incurring of a bonded indebtedness of  
27 Thirteen Thousand Dollars (\$13,000) for the purpose of improving  
28 the water system of the City of Modesto, as hereinbefore more  
29 specifically set forth.

30 The estimated cost of said improvements is the sum of Thirteen  
31 Thousand Dollars (\$13,000), and the cost of the same is too great  
32 to be paid out of the ordinary annual income and revenue of the

1 PROPOSITION No.4. The incurring of a bonded indebtedness of Twenty  
2 Two Thousand Five Hundred Dollars for the acquisition and construc-  
3 tion of a system of storm sewers, drains and gutters, as herein-  
4 before more specifically set forth.

5 The estimated cost of said improvement is Twenty Two Thousand,  
6 Five Hundred Dollars, and the cost of the same is too great to be  
7 paid out of the ordinary annual income and revenue of the said  
8 City of Modesto.

9  
10 PROPOSITION No5. The incurring of a bonded indebtedness of Forty  
11 Five Hundred Dollars for general street improvement of the unpaved  
12 streets of the City of Modesto, and in particular the extension  
13 of Ninth Street from the southerly line of Lateral No 4 of the  
14 Modesto Irrigation District to the northerly limits of said City  
15 of Modesto, said improvement to consist of placing gravel and other  
16 street material upon said streets, as hereinbefore more particu-  
17 arly set forth.

18 The estimated cost of said improvement is forty five hundred  
19 dollars and the cost of the same is too great to be paid out of

12 SECTION 2. The Council of the City of Modesto do further Ordain-  
13 that if any or all of the propositions herein above mentioned and  
14 set forth for the objects and purposes hereinbefore mentioned shall  
15 be accepted by the qualified voters of the said city of Modesto, as  
16 in this ordinance and as by the statute in such cases made and  
17 provided, then and in that event, bonds of the City of Modesto to  
18 the amount authorized by said voters shall issue as hereinbefore  
19 provided.

24 in form and shall be what are known as "Serial Bonds", and shall  
25 bear interest at the rate, and be paid in the manner hereinafter  
26 provided.

27 SECTION 4. Said bonds authorized to be issued pursuant to said  
28 election shall bear interest from the date of their issue until  
29 paid at the rate of Five (5) per cent. per annum, payable  
30

1 semi-annually, and the principal sum of said bonds and the  
2 interest on the same shall be paid in United States Gold Coin,  
3 in the manner following: that is to say an equal part of said  
4 bonded indebtedness as determined by the said Council, but not  
5 less than one fortieth <sup>part</sup> of the whole amount of said indebtedness,  
6 created under the foregoing propositions, shall be paid each  
7 and every year at the City Treasury of the said City of Modesto,  
8 on the second day of each January of each and every year, com-  
9 mencing with the second day of January, 1914, together with  
10 interest on all sums unpaid at such dates, provided that the  
11 interest on said bonds shall be paid semi-annually on the second  
12 day of July and the second day of January of each year, and at the  
13 end of each half year thereafter, so that there shall be a pay-  
14 ment of interest on all sums then due and unpaid in each and every  
15 half year, being at the date of the annual installment of princi-  
16 pal as hereinabove stated, and the other half of the said interest  
17 shall be payable six months thereafter, and provided further, that  
18 said interest shall <sup>be</sup> evidenced by proper and legal coupons attached  
19 to said bonds, a separate coupon being attached to each bond for  
20 each semi-annual payment of interest to become due on such bonds.

21 And it is further ordered that the total indebtedness authorized  
22 to be created at such special election shall be represented by bonds  
23 payable in the following manner, viz-Said bonds shall be issued in  
24 the denomination of Five Hundred Dollars (\$500.00) each, and shall  
25 be known as "Municipal Improvement Bonds of the City of Modesto".

26 SECTION 5. The Council of the City of Modesto do further ordain  
27 that the manner of holding said special election, and the holding  
28 either for or against ~~said~~ <sup>Said</sup> incurring indebtedness shall be as pro-  
29 vided in this Ordinance, and in all particulars

30

31

32

1 not recited herein, such election shall be held as provided by the  
2 statutes in such cases made and provided for the holding of muni-  
3 cipal elections, and for particulars not provided by law for hold-  
4 ing municipal elections the general election law of the State of  
5 California shall, so far as the same may be applicable, govern.

6 SECTION 6. At such special election the polls shall be opened  
7 at six (6) o'clock of the morning of the day said election is held,  
8 and shall be kept open until seven (7) o'clock of the evening of  
9 said day when the polls shall be closed.

10 SECTION 7. For the purpose of holding said special election, the  
11 City of Modesto shall be and the same is hereby precincted, con-  
12 solidated and established into Five (5) election precincts, to be  
13 known and designated as Special Election Precinct No. 1, No. 2, No.  
14 3, No. 4, and No. 5, respectively. That the boundary lines of  
15 said election precincts are hereby fixed and established as follows:  
16 All that portion of the said City of Modesto lying North and  
17 Northeasterly of the following described line, to wit: commencing  
18 at a point where the center line of the Southern Pacific Company's  
19 main railroad track is intersected by the West line of the City of  
20 Modesto; thence Southeasterly along the center line of said  
21 Southern Pacific Company's tracks to a point where it is inter-  
22 sected by the centerline of K Street; thence Northeasterly along  
23 the center line of K Street to the center line of Needham Street;  
24 thence Easterly along the center line of Needham Street and Annie  
25 Street to the center line of H Street extended to the center line  
26 of Dry Creek Road; thence Northeast along the center line of Dry  
27 Creek Road to the East line of the Eastern addition of the City of  
28 Modesto; thence East to the East line of the said City of Modesto,  
29 shall be, and the same is hereby fixed and established as Special  
30 Election Precinct No. 1.

31 All that portion of the said City of Modesto bounded and  
32 described as follows, to wit: commencing at a point in the center

1 line of the Southern Pacific Railroad where it is intersected by  
2 the center line of K Street; thence in a northeasterly direction  
3 along the center line of K Street to the center line of Needham  
4 Street; thence East along the center line of Needham Street and  
5 Annie Street to a point where it is intersected by the center  
6 line of I Street; thence Southwesterly along the center line of  
7 I Street to where it is intersected by the center line of Four-  
8 teenth Street; thence Southeasterly along the center line of  
9 Fourteenth Street to where it is intersected by the center line  
10 of G. Street; thence Southwesterly along the center line of G  
11 Street to the center line of the Southern Pacific Railroad;  
12 thence Northwesterly along the center line of the Southern Pacific  
13 Railroad to the point of beginning, shall be and the same is  
14 hereby fixed and designated as Special Election Precinct No. 2.

15 All that portion of the said City of Modesto bounded and de-  
16 scribed as follows, to wit: commencing at a point where the center  
17 line of the Southern Pacific Railroad is intersected by the center  
18 line of G. Street; thence in a Northeasterly direction along the  
19 center line of G Street to where it is intersected by the center  
20 line of Fourteenth Street; thence in a Northwesterly direction  
21 along the center line of Fourteenth Street to the center line of  
22 I Street; thence in a Northeasterly direction along the center  
23 line of I Street to the center line of Annie Street; thence East  
24 along the center line of Annie Street to where it is intersected  
25 by the center line of H Street extended and center line of Dry  
26 Creek Road; thence in a Northeasterly direction along the center  
27 line of the Eastern addition to Modesto; thence East along the  
28 center line of Dry Creek Road to the East line of the Eastern  
29 addition to Modesto; thence east along the center line of Dry  
30 Creek Road to the East line of the corporate limits of the City  
31 of Modesto; thence south along said line to the center of Dry  
32 Creek; thence following the center of Dry Creek in a Southwesterly

1 and Southern direction to the center of the Tuolumne River; thence  
2 down stream along the center line of the Tuolumne River to the  
3 center line of the Southern Pacific Railroad; thence in a North-  
4 westerly direction following the center line of said railroad to  
5 the point of beginning, shall be and the same is hereby fixed and  
6 designated as Special Election Precinct No. 3.

7 All that portion of the said City of Modesto bounded and  
8 described as follows, to wit: commencing at a point where the  
9 center line of Washington Street extended Northerly would intersect  
10 the center line of the Southern Pacific Railroad; thence in a  
11 Southeasterly direction along the center line of the Southern  
12 Pacific Railroad to the center line of the Tuolumne River; thence  
13 following the center line of the Tuolumne River in a Southwesterly  
14 direction to where it is intersected by the South boundary line of  
15 the said City of Modesto; thence West along the South boundary  
16 line of the said City of Modesto to the Southwest corner of the  
17 corporate limits of the said City of Modesto; thence North along the  
18 West line of the corporate limits of the City of Modesto to the  
19 center line of H Street extended, commonly called Paradise Avenue;  
20 thence in a Northeasterly direction along the center line of Paradise  
21 Avenue to the center line of Washington Street; thence North along  
22 the center line of Washington Street to the center line of the  
23 Southern Pacific Railroad and point of beginning, shall be and the  
24 same is hereby fixed and designated as Special Election Precinct No. 4.

25 All that portion of the said City of Modesto bounded and des-  
26 cribed as follows, to wit: commencing at a point where the center  
27 line of Washington Street extended Northerly would intersect the  
28 center line of the Southern Pacific Railroad; thence South along the  
29 center line of Washington Street to the center line of Paradise  
30 Avenue; thence in a Southwesterly direction along the center of  
31 Paradise Avenue to the Western line of the corporate limits of the  
32 City of Modesto; thence North along the line of the corporate

1 limits to the center line of the Southern Pacific Railroad; thence  
2 in a Southeasterly direction along the center line of the rail-  
3 road to the point of beginning, shall be and the same is hereby  
4 fixed and designated as Special Election Precinct No. 5.

5 SECTION 8. The following places are hereby fixed and designated  
6 as and for the places of holding said special election, and the follow-  
7 ing named persons are hereby designated and appointed to act as  
8 officers of election for said special election, and will conduct the  
9 same, to wit:

10 SPECIAL ELECTION PRECINCT No. 1.

11 Polling Place Election Booth - 15<sup>th</sup> and Madham Streets  
12 in the Wisecarver Addition.

13 Inspectors A. M. Briggs - F. M. Tollows

14 Judges W. H. Rice - Geo. E. Damberhoff

15 Clerks Harry W. Hurdus - Chas. E. Camp

16 -----

SPECIAL ELECTION PRECINCT No. 2

Polling Place-- County Court House

Inspectors J. K. Lawson - A. L. Kothman

Judges J. W. Davidson, Henry Vogelman

Clerks H. D. Rice, F. L. Vincarver

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SPECIAL ELECTION PRECINCT No. 3.

Polling Place-- ~~Seventeenth Street School House~~

Guild Hall

Inspectors J. E. Van Arken - Geo. W. O'Connor

Judges W. J. Sullivan - A. W. Wheeler

Clerks W. J. Loom - C. C. Parks

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SPECIAL ELECTION PRECINCT No 4.

Polling Place-- <sup>Repot</sup> ~~Madate~~ Garage, No 714-I. Street.

Inspectors Carl W. Goodenough - D. P. Kimball

Judges W. H. Wood - W. J. Mann

Clerks W. H. Bittle - F. H. Green

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SPECIAL ELECTION PRECINCT No. 5.

Polling Place--Corner Washington and Vine Streets.

Inspectors Carl A. Hanson - C. V. Lowden

Judges F. A. Meach - Geo. J. Carpenter

Clerks C. C. Morris - F. L. Rice

.....

The foregoing polling places have been found and are hereby determined and ~~found~~ found to be suitable and proper places for the holding of said election, and the several persons above named have been found to be qualified for said respective positions and to have all the qualifications therefor, as provided by law, and

they are hereby appointed such officers to carry on and conduct  
1 said election, and to constitute a Board of Election for carrying  
2 on and conducting said election, and such officers are hereby  
3 empowered, directed and instructed to conduct such election as  
4 required by law and as <sup>in</sup> this ordinance provided, and to canvass  
5 the votes given and cast at such election, and to do all acts re-  
6 quired by law of such Board of Election, and said Council of the  
7 City of Modesto shall canvass the returns of such election when  
8 received as required by law and declare the result of such special  
9 election.

10 SECTION 9. The manner of voting for or against any or all of said  
11 propositions shall be as follows, to wit: a sufficient number of  
12 ballots shall be and they are hereby directed to be prepared and  
13 caused to be printed on the proper kind of paper used at general  
14 elections in the State of California, and to be so prepared by the  
15 City Clerk of the City of Modesto and to be furnished in sufficient  
16 numbers by said clerk, and said ballots shall have the following  
17 matter printed thereon in addition to any other matter which may be  
18 required by the Charter of the City of Modesto, or by the statute  
19 in such cases made and provided:

20 MUNICIPAL BALLOT.

21 SPECIAL MUNICIPAL ELECTION, CITY OF MODESTO, October \_\_\_\_\_ 1913.  
22 Special Election Precinct No \_\_\_\_\_ of the City of Modesto.

23 INSTRUCTIONS TO VOTERS. To vote for any of the propositions set out  
24 in this ballot, and thereby authorize the incurring of the indebted-  
25 ness mentioned in said proposition, stamp a cross (X) in the voting  
26 square next to the right of the word "YES" and opposite the proposi-  
27 tion for which you desire to vote.

To vote against and reject any of said propositions stamp a cross  
28 (X) in the voting square opposite said proposition and next to the  
29 right of the word "NO".

To vote in favor of all of said propositions stamp a cross (X)  
30 in the voting square next to the right of the word "YES" opposite  
31 each proposition.

To vote against all of said propositions stamp a cross (X) in the  
32 voting square next to the right of the word "NO" opposite each pro-  
33 position.

All distinguishing marks or erasures are forbidden and make the  
34 ballot void.

If you wrongly stamp, tear or deface this ballot return it to the  
35 Inspector of Election and obtain another.

36 SPECIAL ELECTION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY  
37 OF MODESTO, STANISLAUS COUNTY, STATE OF CALIFORNIA, THE FOLLOWING  
38 PROPOSITIONS, TO WIT:

1 PROPOSITION No. 1

2 Shall the City of Modesto incur a bonded in-  
3 debtedness of THIRTY THOUSAND DOLLARS for the  
4 purpose of improving the intersections of the  
5 accepted streets of said City.

YES

NO

6 PROPOSITION No. 2

7 Shall the City of Modesto incur a bonded in-  
8 debtedness of TEN THOUSAND DOLLARS for the  
9 purpose of improving the sewer system of said  
10 City.

YES

NO

11 PROPOSITION No. 3

12 Shall the City of Modesto incur a bonded  
13 indebtedness of THIRTEEN THOUSAND DOLLARS  
14 for the purpose of improving the municipal  
water system of said City.

YES

NO

15 PROPOSITION No. 4

16 Shall the City of Modesto incur a bonded in-  
17 debtedness of TWENTY TWO THOUSAND FIVE HUNDRED  
18 DOLLARS for the purpose of acquisition and  
19 construction of a system of storm sewers, drains  
20 and gutters.

YES

NO

21 SECTION a. Any voter who desires to vote in favor of any of the  
22 foregoing propositions may do so by stamping a cross (X) in the  
23 voting square to the right of said proposition and next to the  
24 right of the word "YES", and after such ballot has been so stamped  
25 and deposited in the ballot box it shall be canvassed and counted  
26 in favor of said proposition.

27 Any voter who desires to vote against and reject any of the  
28 foregoing propositions may do so by stamping a cross (X) in the  
29 voting square to the right of said proposition and next to the right  
30 of the word "NO" and after such ballot has been so stamped and de-  
31 posited in the ballot box it shall be canvassed and counted as a  
32 vote against such proposition.

33 election may vote for or against the incurring of indebtedness for  
34 any one or more or for all of the said propositions, and if two-  
35 thirds of the vote cast at such election are cast in favor of any  
36 of said propositions, the bonds of the City of Modesto will issue  
37 to the amount specified for the costs of such improvements, re-  
38 spectively, as receive two thirds of the votes cast, as aforesaid,  
39 and in case any of said propositions shall not receive a two-thirds  
40 vote, the bonds of said City shall not be issued for said proposition

41 SECTION b. The said Council of the City of Modesto do further  
42 ordain as follows; that the bonds authorized to be issued pursuant  
43 to said election shall be signed by the Mayor of said City, and

1 also by the Treasurer of said City, and also be countersigned by the  
2 City Clerk and Auditor thereof, and said officers are hereby empowered  
3 and authorized and directed to, in the event that at such election  
4 such bonds shall be authorized to be issued, sign and execute said  
5 bonds as aforesaid, in accordance with this ordinance and the  
6 statutes in such cases made and provided,

7 SECTION 17. It is further ordered that this ordinance shall be  
8 printed and published for at least seven (7) days in the MODESTO  
9 EVENING NEWS, a newspaper of general circulation, printed and pub-  
10 lished in the said City of Modesto, which newspaper is so published  
11 at least six days each week in the said City of Modesto, and said  
12 Ordinance calling said election shall be so printed and published  
13 for at least seven (7) consecutive issues in said newspaper, to  
14 commence on the 13<sup>th</sup> day of October 1913, in the issue of said paper  
15 of said date and to be published in each and every succeeding issue  
16 of said paper for six successive issues thereafter, and no further,  
17 other or additional notice of said election need be given.

18 SECTION 18. This Ordinance shall take effect and be in full force  
19 from and after fifteen (15) days after its final adoption, passage  
20 and approval..

21 Adopted as a proposed ordinance and ordered printed and published  
22 as above, <sup>at</sup> a special meeting of said council, duly and regularly  
23 called for that purpose and held on the 19<sup>th</sup> day of September 1913,  
24 by the following vote:

25 Ayes, Councilmen Geo. Berley, Schafer, Sevan and Mayor Heun  
26 Noes, - None -  
27 Absent - None - 1913.

28 Attest H. O. Thompson  
29

30 City Clerk of the City of Modesto, State of California.

31 I hereby approve this ordinance this 12<sup>th</sup> day of September  
32 1913, the adoption of same as a proposed ordinance, and the order  
directing the same to be printed and published.

G. J. Heun  
Mayor and Chief Executive of the City of Modesto

Ayes, (and in favor of the passage of the Ordinance.)

Councilmen Gum Berley, Schaper, Swan and Mayor Hren

Noes- Councilmen None Absent- Councilmen None

Attest: H. O. Thompson City Clerk,

I hereby approve the above ordinance this 24<sup>th</sup> day of Sept. 1913

Mayor and Chief Executive of the City of Modesto

Signed, attested and approved as an ordinance of the City of

Modesto this 24<sup>th</sup> day of September, 1913

G. J. Hren

Mayor and Chief Executive of the City of Modesto

STATE OF CALIFORNIA, )

)SS.

County of Stanislaus.)

I hereby certify that the whole number of members of the Council of the City of Modesto is five (5) and that the foregoing Ordinance No. 48 N.S. was presented and read to the said Council of the City of Modesto, and introduced at a ~~regular~~ meeting of such Council held on the 12th day of September, 1913, and that said Ordinance was thereafter passed and adopted by the affirmative vote of more than 2/3 of all the members of said Council at a regular meeting of said Council held on the 24<sup>th</sup> day of SEPTEMBER 1913 and that such ordinance was so passed and so adopted by the following vote, to-wit:-

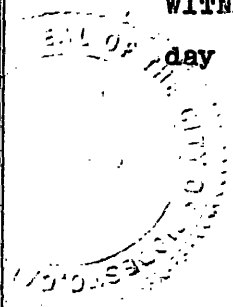
Ayes, Councilmen Gum Berley, Schaper, Swan and Mayor Hren

Noes- Councilmen None Absent Councilmen None

And I further certify that said Ordinance was on the said 24<sup>th</sup> day of September, 1913, signed and approved by the Mayor and Chief Executive of the City of Modesto, and attested by me as City Clerk of said City, with the seal thereof, all on the said date aforesaid.

WITNESS my hand and the seal of said City, this 24<sup>th</sup> day of September 1913.

H. O. Thompson  
City Clerk of the City of Modesto,  
State of California.



AN ORDINANCE PROVIDING FOR THE EXPENDITURE OF CERTAIN PUBLIC MONEY.

The Council of the City of Modesto do ordain as follows:

SECTION 1. That the City of Modesto join with the Modesto Irrigation District in the construction of a bridge across what is known as Lateral No. 4 of the Modesto Irrigation District, at a point where said Lateral No. 4 crosses the extension of 9th Street of said City. Said bridge to be constructed in accordance with plans and specifications for the same now on file in the office of the clerk of the said City of Modesto and in the office of the Secretary of said Modesto Irrigation District.

SECTION 2. That the estimated cost of said bridge is \$3,000 and the amount which the City of Modesto shall pay towards the construction of the same shall not exceed 23 per cent of the total cost.

SECTION 3. This Ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a special meeting of the Council of the City of Modesto, duly and regularly called and held 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. C. Thompson  
City Clerk.

Approved this 27<sup>th</sup> day of October, 1913.

G. J. Wren  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 12<sup>th</sup> day of November, 1913, by the following vote:

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

Noes- Councilmen None

Absent- Councilmen None

Attest: W. C. Thompson City Clerk.

Approved Nov. 12<sup>th</sup> 1913.

G. J. Wren Mayor.

REPEA  
MUNICIPAL

AN ORDINANCE REGULATING THE CONDUCT OF PERSONS AND VEHICLES  
RELATIVE TO THE FIRE DEPARTMENT.

THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

SECTION 1. It is hereby declared to be unlawful for any person or persons to interfere with or hinder any member of the Modesto Fire Department while engaged in going to or returning from fires or while engaged in extinguishing the same.

SECTION 2. For the purpose of this ordinance the following acts shall be deemed interference with said fire department, to wit:

- (a) Intentionally blocking, delaying or interfering with the progress of any apparatus of said department during the progress of a fire.
- (b) Intentionally hindering or interfering with any fireman or apparatus at any fire.
- (c) Driving any vehicle over or against any fire hose.
- (d) Refusing, when requested, to move outside of any fire line established by said Fire Department at a fire, provided that this shall not apply to any city official of the City of Modesto or to any owner or occupant of any building which is on fire at the time.

SECTION 3. The officers and members of the Modesto Fire Department, and their apparatus, when going to or returning from a fire, shall have the right of way over all persons and vehicles on any public street or way, except vehicles carrying the United States mail, and no vehicle shall fall in behind and follow such apparatus unless <sup>vehicle</sup> such vehicle stop at least ten feet behind such fire apparatus.

SECTION 4. Upon the approach of any apparatus of the Modesto Fire Department, or any vehicle of said department, <sup>upon any Public Street in Modesto</sup> driving or propelling any vehicle in or upon <sup>such</sup> any street

~~or~~ ~~way~~ ~~of~~ ~~the~~ ~~said~~ ~~City~~ ~~of~~ ~~Modesto~~, shall immediately stop such vehicle as near as possible to the right hand curb of such street or other public way, and it shall be unlawful for any person to cause or permit such vehicle to be moved for the space of one

Minutes after the passage of such apparatus of said Fire Department.

SECTION 5. Any violation of any of the provisions of this Ordinance shall be punished by a fine not exceeding Ten Dollars or by imprisonment in the County Jail of the County of Stanislaus, State of California, not exceeding five days, or by both such fine and imprisonment.

SECTION 6. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 7. This Ordinance shall be printed and published in the Modesto Evening News at least once prior to its final adoption.

Introduced and ordered printed and published as above, at a regular meeting of the Council of the City of Modesto held on the 12<sup>th</sup> day of November, 1913, by the following vote:

Ayes: Councilmen Gunn, Perley, Schafer, Swan and Mayor Wren

Noes: Councilmen - None

Absent Councilmen - None

Attest: H. O. Thompson City Clerk.

Approved this Nov. 12th, 1913.

G. J. Wren Mayor.

Adopted as an Ordinance by the Council of the City of Modesto on the 26<sup>th</sup> day of November, 1913, by the following vote:

Ayes- Councilmen Gunn, Perley, Schafer, Swan and Mayor Wren

Noes- Councilmen None

Absent- Councilmen None

Attest: H. O. Thompson City Clerk.

Approved NOVEMBER 26<sup>th</sup> 1913.

G. J. Wren Mayor.

AN ORDINANCE PROVIDING REGULATIONS IN REGARD TO PUBLIC STREETS  
IN THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:

Section 1. Whenever it becomes necessary for any reason, temporarily to place, or cause to be placed, upon any street or sidewalk in the City of Modesto, any obstruction whatever, which obstructs the use of said street or sidewalk, or when it becomes necessary to make any excavation in any street or sidewalk, the person, firm or corporation placing such obstruction, or making such excavation, or causing the same to be made in or upon such street or sidewalk in the said City of Modesto shall, during the time such obstruction exists, maintain at such obstruction, such safeguards as may be ordered by the street superintendent of the City of Modesto, and said person, firm or corporation shall, during the time such obstruction exists, cause to be maintained <sup>or more</sup> one lighted lantern showing a red light, hung on each side of said obstruction so as to indicate the location of same, and to give warning to the existence of said obstruction. Said light must be placed and maintained from the hour of 5:30 o'clock P. M. to 6:30 o'clock A. M. of each day during the months of November, December, January and February, and during the months of March, April, May, June, July, August, September and October from the hour of 6:30 o'clock P. M. to 5:30 o'clock A. M. of the following day.

Section 2. The street superintendent of said city shall have the authority to, and it is hereby made his duty to see that sufficient lights are placed at any obstruction.

Section 3. Any violation of this ordinance shall be deemed a misdemeanor and punishable by fine not exceeding \$25, or by imprisonment in the County Jail of Stanislaus County, California, for a period not exceeding ten days, or by both such fine and

imprisonment.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance is declared to be urgent and necessary for the preservation of the public peace, health and safety of the said City of Modesto, and shall take effect and be in full force from and after its final adoption.

Section 6. It is further ordered that this ordinance shall be printed and published at least once in full in the Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10<sup>th</sup> day of December, 1913, by the following vote:

Ayes, Councilmen Gum, Moss, Schaffer, Swan and Mayor Hren

Noes, Councilmen None

Absent, None

Attest, W. O. Thompson  
City Clerk.

Approved this 10<sup>th</sup> day of December, 1913.

G. J. Hren  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 30th day of December, 1913 by the following vote:

Ayes: Councilmen Gum, Moss, Swan and Mayor Hren

Noes: None

Absent: Councilman Schaffer

ATTEST: W. O. Thompson  
CITY CLERK.

APPROVED: December 30<sup>th</sup> 1913  
G. J. Hren  
MAYOR.

AN ORDINANCE REGULATING THE LAYING DOWN AND CONSTRUCTION OF SIDEWALKS, CURBS OR GUTTERS IN THE CITY OF MODESTO, UNDER PRIVATE CONTRACT.

The Council of the City of Modesto do ordain as follows:

Section 1. It is hereby declared to be unlawful for any person, firm, or corporation to construct or cause to be constructed in the City of Modesto any sidewalk, curb or gutter without first obtaining a permit from the Commissioner of Public Works of said City in writing so to do, unless the construction of said sidewalk, curb or gutter shall have been ordered by the Council.

Section 2. Said permit shall be issued by said Commissioner of Public Works to the person applying therefor upon the payment of Ten Dollars as deposit, which deposit shall be paid to and retained by the City Clerk until the completion of the sidewalk, curb or gutter in said permit described and until all debris caused by said construction is removed. Said debris shall be removed within five (5) days after notice from the Street Superintendent, and if not so removed the said Street Superintendent is hereby authorized to have the same done at the expense of the contractor, and the deposit of ten dollars applied in payment therefor. When the sidewalk, curb or gutter is fully constructed and debris removed to the satisfaction of the Street Superintendent, then said deposit shall be refunded to the depositor upon the surrender and cancellation of said permit; provided, however, that in no case shall such permit be granted to construct sidewalks, curbs or gutters where the Council has passed Resolution of Intention to construct such sidewalks, curbs or gutters.

Section 3. No such permit shall be granted to lay or construct sidewalks, curbs or gutters, other than of cement or artificial stone, unless special permission therefor in writing shall be first obtained from the Council of said City by the owner of the property in front of which the walk is to be laid.

Repeated by  
Ord. 1087 MS.  
Ord. 1077 N.S.

REPEALED BY  
MUNICIPAL CODE

Section 4. All sidewalks, curbs or gutters hereafter laid must be constructed and laid down under the supervision of the Street Superintendent of said City, who shall have authority to prescribe the quality of the materials used therein and the manner in which said sidewalks, curbs or gutters shall be laid.

Section 5. The failure of any person, firm, or corporation engaged in laying sidewalks, curbs or gutters within the said City of Modesto to obey the lawful orders of the Street Superintendent relative to the laying of sidewalks shall be deemed sufficient cause by the said Council to refuse the request of said person, firm or corporation for further permits for work of such character.

Section 6. Any violation of this ordinance is hereby declared to be a misdemeanor, punishable by a fine not exceeding the sum of Fifty Dollars. The judgment imposing such fine may provide for its collection by imprisonment in the County Jail of Stanislaus County until such fine is satisfied, at the rate, time and manner provided by law.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. This ordinance shall take effect and be in full force and effect fifteen (15) days after its final <sup>passage and</sup> adoption.

Section 9. This ordinance shall be printed and published at least once in full in the Modesto News, a newspaper hereby designated for such purpose, at least three (3) days prior to its final passage and adoption.

Adopted and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10<sup>th</sup>

day of December, 1913, by the following vote:

Ayes, Councilmen Moss, Gunn, Schaper, Swan and Mayor Hahn

Nos, Councilmen None

Absent, None

Attest, Chas. Thompson Clerk.

Approved this 10<sup>th</sup> day of December, 1913. G. J. Hahn Mayor

Adopted as an Ordinance by the Council of the  
City of Modesto on the 30<sup>th</sup> day of December

by the following vote:

Ayes: Councilmen, Gum, Moss, Swan and  
Mayor, Obren

Noes:

None

Absent:

Councilman Schaper

ATTEST:

H. O. Thompson

CITY CLERK.

APPROVED

December 30<sup>th</sup> 1913

G. J. Obren

MAYOR.

1000  
M. 03

AN ORDINANCE ESTABLISHING THE FIRE LIMITS OF THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:

SECTION 1. The fire limits within the City of Modesto are hereby established, and the same shall hereafter be maintained as comprising the land included within the line extending around and bounding the territory comprised in Block 53, 54, 55, 56, 57, 68, 69 and 70, and Lots 9 to 24 inclusive of Block 67, and Lots 17 to 32 inclusive of Block 71, and Lots 1 to 8 inclusive and Lots 25 to 32 inclusive of Block 82, and Lots 9 to 24 inclusive of Block 84, and the land extending between "H" and "J" and 8th and 9th Streets in said City.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed. This ordinance is declared to be urgent and necessary for the immediate preservation of the public peace, health and safety of the City of Modesto, and shall take effect and be in full force from and after its final adoption.

SECTION 3. It is further ordered that this ordinance shall be printed and published at least once in full in the Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10th day of December, 1913, by the following vote:

Ayes- Councilmen Gum, Moss, Schafer, Swan and Mayor Wren.  
Noes- None.  
Absent- None.

Attest: D. O. Thompson  
City Clerk.

Approved this 10th day of December, 1913.

G. J. Wren  
Mayor City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 30<sup>th</sup> day of DECEMBER 1913 by the following vote:

Ayes- Councilman Gum, Moss, Swan and  
Mayor Wren

Noes: None

Absent: Councilman Schafer

Attest: D. O. Thompson City Clerk.

Approved December 30<sup>th</sup> 1913.

G. J. Wren Mayor.

REPEALED BY  
MUNICIPAL CODE

AN ORDINANCE RELATING TO LICENSES, LICENSE TAX RATES, AND TO THE REGULATION OF CERTAIN KINDS OF BUSINESS, PLACES, SHOWS AND EXHIBITIONS AND LAWFUL GAMES WITHIN THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, AND FIXING A PENALTY FOR THE VIOLATIONS OF THE PROVISIONS OF THIS ORDINANCE.

THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

SECTION 1. The rate of license taxes upon all kinds of business, shows, exhibitions and games hereinafter described and carried on in the said City of Modesto, are hereby named, described, fixed and established at the sums payable at and for the times hereinafter mentioned, viz:

CANVASSING or PEDDLING.

SECTION 2. Every person, firm or corporation, other than those having a fixed place of business in the City of Modesto, who solicits orders or takes orders for the sale of any merchandise, article or commodity, or who sells or offers for sale any such merchandise, article or commodity, and every person engaged in the business of re-touching or enlarging pictures, or vending or selling the same, or taking orders for such sale shall pay a license of Fifty Dollars per quarter. Provided that the provisions of this section shall not apply to any person, firm or corporation who takes orders for or sells to any person, firm or corporation in the same line of business when said goods, articles or commodities are sold for the purpose of re-sale.

STREET FAKIRS, etc.

SECTION 3. Every travelling merchant, hawker, peddler, vendor, street fakir, or advertiser, who sells or offers for sale, or advertises any goods, wares, merchandise, article or commodity by any kind of music, dancing, jugglery, tricks, exhibitions, slight

of hand, buffoonery, gymnastics, or by spectacular displays, shows or performances, or by speeches or other means calculated to <sup>DRAW</sup> a crowd to the place where such articles or merchandise are sold or offered for sale, shall pay a license of ten dollars per day.

#### BANKRUPT AND DAMAGED STOCK.

SECTION 4. Every person, firm or corporation bringing into the City of Modesto, any stock of goods, wares or merchandise or articles or commodities of any kind, to be disposed of at auction, or auction and private sale, or who offers for sale or sells any bankrupt, damaged, or depreciated stock or goods, wares or merchandise, articles or commodities, or where the same are advertised or represented in any advertisement, bill, poster, price list, or similar representation to be goods, wares, merchandise, articles or commodities sold or offered for sale at prices less than the same are sold in the usual course of business, shall pay a license of Two Hundred Dollars per quarter, provided the provisions of this section shall not apply to any person, firm or corporation who sells, at a fixed place of business in the said City of Modesto, any goods, wares or merchandise which shall have been damaged by fire, water or other causes, in the City of Modesto.

#### FORTUNE TELLING, etc.

SECTION 5. Every astrologer, seer, fortune teller, hypnotist, clairvoyant, psiritualist, medium, palmist or phrenologist, who demands or receives a fee for his services shall pay a license of One Hundred Dollars per month; provided that it shall be unlawful for any person to place any other person in a trance or hypnotic influence in any window, doorway or other place where said subject is exposed to the gaze of persons passing along any public street or alley in the said City of Modesto, and provided further, that it shall be unlawful for any person who voluntarily puts himself under a hypnotic influence, or for any so called "Mind Reader"

to give exhibitions of his or her powers as such by the driving or propelling any vehicle over or upon any of the public streets or alleys of the said City of Modesto. Nothing in this section shall apply to exhibitions in any theater or other play house in the City of Modesto.

#### ICE CREAM WAGONS.

SECTION 6. For the business of selling ice cream, when the same is sold from wagons or other vehicles on the public street, the sum of Ten Dollars per month for each wagon used in said business.

#### CANDY, PEANUT WAGONS, etc.

SECTION 7. For the business of selling peanuts, candy, popcorn, or soft drinks, when the same are sold from wagons or other vehicles on the public street, or for the business of conducting waffle, coffee or lunch wagons, the sum of Five dollars per month. Provided that before any of the business mentioned in Sections 6 and 7 are established, a permit so to do must be first obtained from the Council, and such business shall at all times be under the supervisions of the Commissioner of Public Health and Safety.

#### VEGETABLE WAGONS, etc.

SECTION 8. For the business of peddling fruit or vegetables from wagons or other vehicles or railroad cars, the sum of Fifty Dollars per quarter provided that nothing herein contained shall be construed to prevent selling without a license fruit, vegetables or other farm products grown by the person offering the same for sale.

#### THEATRICAL PERFORMANCES, etc.

SECTION 9. Every person, firm or corporation presenting any theatrical performance or show when the same are held elsewhere than in an established opera house, theatre, auditorium, or other regular place of amusement, shall pay a license tax of five

dollars per day for the first day such performance or show is given and three dollars per day for each day thereafter.

SECTION 10. Every person, firm or corporation operating or maintaining any Merry-go-round, Flying Horses, or similar apparatus, shall pay a license of Fifteen Dollars per day.

SECTION 10a. For the business of conducting a shooting gallery, the sum of \$2.00 per day; provided that the provisions of this section shall not apply to any person conducting a shooting gallery at a fixed place of business in the City of Modesto.

maintaining any Merry-go-round, Flying Horses, or similar apparatus, shall pay a license of Two Dollars per day.

SECTION 12. No merry-go-round, flying horses or similar apparatus shall be conducted, operated or maintained unless a permit so to do is first obtained from the Council, and such flying horses, merry-go-rounds and similar apparatus shall be at all times under the supervision of the Commissioner of Public Health and Safety.

JUNK YARDS, etc.

SECTION 13. Every person keeping, operating or maintaining a junk yard or place where second hand and old material, cans, tin, iron, wires, bones, scrap iron, burlap, or such other articles commonly known as junk, are kept for sale or stored, must obtain from the City Council a permit so to do, and provided further all such junk yards or places shall at all times be under the supervision of the Commissioner of Public Health and Safety.

CIRCUSES, etc.

SECTION 14. Every circus exhibiting in the City of Modesto shall pay a license of Fifty Dollars per day for the first day and the sum of Ten Dollars per day for each additional day; provided, that before such circus is opened for exhibition permission to open and conduct the same must be first obtained from the Commissioner of Public Health and Safety.

*Shooting gallery*

*see Ord. 501-7-8*

**ANIMAL SHOWS, etc.**

SECTION 16. Every exhibition of animals (other than a circus) shall pay a license of Fifteen Dollars per day; provided that before opening such exhibition permission so to do must be obtained from the Commissioner of Public Health and Safety.

**BOXING MATCHES, etc.**

SECTION 17. Boxing matches, sparring exhibitions or other similar shows or exhibitions, whether boxing gloves are used or not, where admission fee is charged or other charge made for witnessing the same, for each exhibition the sum of \$200.

**EXCEPTIONS.**

SECTION 18. When all receipts for any exhibition, concert, lecture or entertainment are to be or will be appropriated exclusively to any church, school, religious, benevolent or other public or beneficial purposes of a local character within the City of Modesto, there shall be no license charged to the person or persons conducting the same.

SECTION 19. In case of doubt, or in case any of the businesses herein licensed might belong to two or more classes, the highest rate shall be charged.

**GENERAL.**

The word person used in this ordinance is intended to include corporations, firms and associations, as well as natural persons, the requirements herein prescribed respecting such persons shall apply to all persons, whether owners, employees, agents, officers or servants, and every such person interested, engaged in, assisting in or in any way taking part in any of the acts herein referred to shall be responsible for the non-performance of the acts herein required until the same have been duly performed according to the terms of this ordinance.

SECTION 20. Every person desiring or intending to commence,

establish, maintain, or carry on any business, or to make any show or exhibition, or play, or offer any game, in this Ordinance referred to shall before doing any act or acts connected with the same make written application for a license therefor and file the same with the City Collector.

Such application shall be made on the forms therefor furnished by said Collector, and shall state the facts necessary and proper to be known before such license is issued, and shall be verified by the affidavit of the applicant. Such applicant shall state the location and character of the business to be carried on, and the full name and residence of the applicant and also such other necessary information as may be required by the office issuing such license.

SECTION 21. It shall be the duty of the Collector of the City of Modesto to issue licenses under this ordinance, for each person liable to pay license tax hereunder, duly signed by said Collector, and state the amount of the license hereon, the time for which it is issued, and the character and location of the business, etc., for which the same is issued, and the name or names of the persons entitled to such licenses. Said Collector may require any person to file his or her affidavit as to which case he or she may belong, provided that in no case shall any mistake by the Collector in stating the amount of said license prevent the collection of what is actually due, with all costs, against any one commencing or carrying on any business, show, exhibition or game without a license, and provided, that any person may appeal to the City Council, and said Council after hearing, shall fix and determine the rate required for such license.

Nothing herein, however, shall prevent a criminal prosecution as provided in Section 28 of this ordinance.

SECTION 22. Every person engaged in any way in or interested in any business, etc., for which a license is prescribed herein shall whenever the same may be required by the Collector answer all proper questions propounded by said Collector respecting the books, vouchers or other documents of such business, etc., and shall subscribe and verify such information so given to said Collector by affidavit. Such licenses shall be delivered to the licensee on proper payment being made therefor.

The tax for monthly licenses in this Ordinance provided shall be due and payable to the City on the first day of each month in advance. The quarterly license herein provided for shall be due and payable on the 15th day of January, April, July and October of each year in advance. When a license herein provided for is per week the same shall be due and payable each week in advance. When the license herein provided for is per day, the same shall be due and payable each day in advance, and when the said license is per year, the same shall be due and payable at the time specified in the ordinance providing the same, and when not so specified, on the 15th day of October of each year. No license shall be sold issued for any period of time other than is provided for in this ordinance.

Every person having a license under the provisions of this ordinance shall place and keep the same exhibited conspicuously at all times when in force in some conspicuous place in his place of business, where the same may be readily seen by persons frequenting his place of business.

SECTION 23. It is hereby made the duty of the Collector to file, or cause complaint to be made against all persons violating any of the provisions of this ordinance.

SECTION 24. The conviction and punishment of any person for transacting any trade, business, calling, profession or occupation without a license will not excuse or exempt such person from the

SECTION 25. It is hereby made the duty of the Chief of Police of the City of Modesto to examine all places of business within the corporate limits of the City of Modesto liable to pay a license tax and see that such licenses are taken out.

SECTION 26. The Chief of Police shall make out once a month a list of persons having no licenses within their respective places of business and deliver such list to the Collector, and shall also report to the Collector the names of all such persons doing business without a license immediately upon the fact coming to his knowledge.

The Collector shall pay over to the Treasurer of said City of Modesto daily all amounts received by him from the sale of licenses. He shall also make and file with the City Clerk each month a statement of all sums so collected, giving the date and names of the persons from whom collected. Said Collector shall also file a report with the City Clerk at the end of each month, showing the names and amounts due from persons who have not paid the license tax due from them.

SECTION 27. No license granted or issued under any provisions of this ordinance shall be in any manner transferred or assigned unless by the endorsement of the Collector thereon.

SECTION 28. It shall be unlawful for any person or persons, whether as principal or principals, agent or agents, clerk or clerks, employee or employees, either for themselves or for any other person or corporation, or otherwise, to commence, establish, maintain or carry on any business, show or exhibition, trade, occupation or profession mentioned in this Ordinance or to perform any of the acts prohibited by this Ordinance without first having obtained a license from the said City of Modesto so to do and each and every day or fractional part of a day that such act or acts are done or suffered shall constitute a violation of this

Ordinance and such person or persons, agent or agents, clerk or clerks, employee or employees, who shall for themselves or for any other person or persons do any of the said acts or counsel, aid or assist, or knowingly and wilfully permit the same without first having procured a license when required herein, when said license has not been issued and paid for as herein provided, whether he does so as person, agent, servant, employee or otherwise, shall for each violation of this Ordinance be deemed guilty of a misdemeanor and upon conviction thereof by any court having jurisdiction hereof shall be fined therefor in a sum not exceeding Two Hundred (\$200) Dollars or by imprisonment in the County Jail of Stanislaus County, State of California, for a term not exceeding Sixty (60) Days, or shall suffer both such fine and imprisonment, and the sum of the license shall be deemed a debt due to the said City of Modesto.

The payment of a license fee or charge of any person shall be sufficient defense to any claim against any other person for the same license in a civil action to recover the same.

SECTION 29. The passage of this Ordinance shall not exempt any person from the liability for payment of any license tax heretofore required, but all persons shall be required to pay any additional license required by this Ordinance.

SECTION 30. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 31. This ordinance shall take effect and be in full force from and after 15 days after its final adoption.

SECTION 32. It is further ordered that this ordinance be printed and published at least once in full in the Modesto News, a newspaper printed and published in the said City of Modesto, at least three days prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 12<sup>th</sup> day of December, by the following vote:

Ayes, Councilmen Gum, Moss, Schafer, Swan and Mayor Ahren

Nos, Councilmen None

Absent, None

Attest: M. O. Thompson  
City Clerk.

Approved this 12<sup>th</sup> day of December

G. J. Ahren  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 30<sup>th</sup> day of December, 1913

by the following vote;

Ayes: Councilmen, Gum, Moss, Swan and Mayor Ahren

Noes: None

Absent: Councilman Schafer

Attest: M. O. Thompson  
CITY CLERK.

Approved: December 30<sup>th</sup> 1913

G. J. Ahren  
MAYOR.

THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

WHEREAS, the Woman's Improvement Club of the City of Modesto is the owner of certain parks within said City, to wit:

Enslin Park, Graceada Park, Maze & Wren Park and West Side Park, and have offered to donate said parks to the City of Modesto to become the property of said City and to be kept up and maintained by the said City of Modesto out of the public funds of the same, and

REPEALED BY MUNICIPAL CODE

WHEREAS, said Council finds that it will be for the public benefit to accept said parks:-

BE IT ORDAINED:- That upon the execution of the proper conveyances of said parks to the said City of Modesto, said City accept said parks as the property of said City, and that from the date of the <sup>acceptance</sup> execution of the aforesaid conveyances of the said parks to the City of Modesto, said City shall henceforth maintain said parks as public parks and pay the cost of such maintenance out of the public funds of the said City of Modesto.

BE IT FURTHER ORDAINED:- That there is hereby appointed a park commission, to consist of three members, who shall have supervision over the maintenance and upkeep of all public parks within the City of Modesto, or that said City may acquire outside of the corporate limits thereof. Said park commissioners shall have the power to employ and discharge all park employees, and to do all acts necessary for the proper maintenance of said parks.

REPEALED BY MUNICIPAL CODE

Said park commissioners shall hold office at the pleasure of the Council. The Commissioner of Public Supplies, upon proper requisition made upon him, shall furnish all materials and other things required by said Park Commissioners, but nothing (except labor) shall be purchased for said parks unless <sup>by</sup> requisition made upon the Commissioner of Public Supplies.

All bills for labor performed by order of said Park Commission-  
er shall be made out on forms to be furnished by the City Clerk,  
and shall be approved and audited by said Park Commissioners and  
filed with the City Clerk not later than the second Tuesday of each  
month.

Said Park Commissioners shall make and file with the City  
Clerk at least once a year, or oftener if requested by said City  
Council, a report showing the condition of said parks, and the  
amount expended on each park since the making of the preceding  
report.

Two members of said Park Commission shall constitute a quorum  
for the transaction of business, but one member may adjourn any  
meeting from time to time and postpone the consideration of business  
in like manner.

Said Park Commissioners shall received no remuneration for any  
services rendered by them as such Commissioners.

This ordinance shall go into effect and be in full force from  
and after fifteen days after its final adoption.

This ordinance shall be printed and published in the Modesto  
Evening News at least once in full prior to its final adoption.

Introduced and ordered printed and published as above at a  
regular adjourned meeting of the Council of the City of Modesto

held on the 30<sup>th</sup>

day of December, 1913, by the following vote.

Ayes, Councilmen Gunn, Moss, Swan and Mayor Hren

Noes, Councilmen None

Absent, Councilman Schaefer

Attest J. A. Thompson City Clerk.

Approved this 30<sup>th</sup> day of December, 1913.

G. J. Hren  
Mayor of the City of Modesto.

Adopted as an ordinance by the Council of the  
City of Modesto on the 14th day of January, 1914 by the  
following vote:

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

Noes- None.

Absent- None.

Attest:

H. D. Thompson  
City Clerk.

Approved January 14th, 1914.

G. J. Wren  
Mayor.

REPEALED  
MUNICIPAL CODE

AN ORDINANCE MAKING MISREPRESENTATION CONCERNING AGE OF MINORS UNLAWFUL.

THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

Section 1.

It shall be unlawful and a misdemeanor for any person knowingly to make any false statement or representation concerning the age of himself or any other person, when such statement or representation is made for the purpose of inducing any person, firm or corporation within the said City of Modesto to sell, give or furnish any whiskey, wine, beer or other intoxicating liquors to any person under the age of twenty one years.

Section 2.

Any violation of this ordinance shall be punished by a fine not exceeding twenty five dollars or by imprisonment in the County Jail of the County of Stanislaus, State of California, not exceeding ten days, or by both such fine and imprisonment.

Section 3.

This ordinance is hereby declared to be urgent and necessary for the immediate preservation of the public peace, health and safety, and shall take effect immediately after its final adoption.

Section 4.

It is further order ed that this ordinance be <sup>and published</sup> printed at least once in full in the Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 25<sup>th</sup> day of March 1914, by the following vote.

Ayes Councilmen Gunn, Moss, Swann and Schaffer

Noes - None, absent Mayor Hagen

Approved March 25<sup>th</sup> 1914

Attest: J. O. Thompson  
City Clerk

E. P. Schaffer Mayor of the City of Modesto  
W. B. ... Vice President

Adopted as an Ordinance by the Council of the  
City of Modesto on the 8th day of April, 1914; by the  
following vote:-

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

Noes- None.

Absent- None.

Attest: H. D. Thompson  
City Clerk.

Approved: April 8th, 1914.

G. J. Wren.  
Mayor.

MUNICIPAL

AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 23 NS. OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA.

The Council of the City of Modesto do ordain as follows:

Section 1. Section 3 of Ordinance No. 23 NS. is hereby amended to read as follows: It shall be the duty of every person in charge of any vehicle upon any street, alley or public way (other than vehicles used by railroads or street railways running upon tracks as aforesaid), to keep to the right of the center line of said street, alley or public way whenever practicable; and any vehicle overtaking another vehicle shall pass on the left side of said overtaken vehicle, and when requested, <sup>so</sup> to do, any driver or person having possession or charge or control of any vehicle traveling on a street, alley or public way, shall as soon as practicable turn to the right so as to allow any overtaking vehicle free passage to the left of the overtaken vehicle; provided, however, that this section shall not apply to any case where, from the nature of the ground, <sup>or</sup> for other reasons, it is not safe or practicable for the <sup>driver</sup> of such vehicle to turn to the right.

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

Section 3. It is ordered that this ordinance be printed and published at least once in full in the Modesto Evening News prior to its final adoption.

Section 4. This ordinance is declared to be urgent and necessary for the immediate preservation of the public peace and safety of the City of Modesto, and shall take effect immediately upon its final adoption.

Introduced and adopted at a regular meeting of said Council of the City of Modesto on the 25<sup>th</sup> day of March, 1914, by the following vote:

Ayes, Councilmen Gunn, Moss, Swan and Schaefer

Nos, Councilmen None

Absent Mayor Wilson

Approved this 25<sup>th</sup> day of March, 1914.

Attest H. O. Thompson  
Clerk

57 [Signature]  
President

REPEALED BY MUNICIPAL CODE

Adopted as an Ordinance by the Council of the  
City of Modesto on the 8th day of April, 1914; by the  
following vote:-

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

Noes- None.

Absent- None.

Attest: H. O. Thompson  
City Clerk.

Approved: April 8th, 1914.

G. J. Wren  
Mayor.

NOT SP

ORDINANCE No. 58-N.S.

AN ORDINANCE ESTABLISHING CURB GRADES ON SEVENTH STREET FROM THE NORTHWEST PROPERTY LINE OF " E " STREET SOUTHEASTERLY TO THE NORTHWEST PROPERTY LINE OF " B " STREET.

The Council of the City of Modesto do Ordain as follows:-

That the official curb grades on Seventh Street from the Northwest property line of " E " Street to the Northwest property line of " B " Street are hereby fixed and established as the following elevations, City of Modesto, to wit:-

91.000 feet westerly curb, 91.000 Easterly curb at said Northerly property line of " E " Street, where same crosses Seventh Street.

90.160 feet westerly curb, 90.160 feet Easterly curb at South-easterly property line of " D " Street, where same crosses Seventh Street.

89.250 feet Westerly curb, 89.250 feet Easterly curb at Northwest-erly property line of " B " Street, where same crosses Seventh Street.

Grades shall be straight between consecutive elevations on the respective curb lines.

This ordinance shall take effect and be in full force from and after 15 days from its final adoption.

It is further ordered that this ordinance shall be printed in full at least once in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above, at a special meeting of the Council of the City of Modesto, duly and regularly called for that purpose, and held on the 3rd, day of Aug. 1914, by the following vote:

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

Noes, Councilmen None.

Absent, Councilman Swan.

Approved this 3rd, day of August, 1914.

*G. J. Wren*  
Mayor.

Attest *W. O. Thompson*  
City Clerk.

Adopted as an ordinance by the Council of the City of Modesto on the 12th day of August, 1914, by the following vote:-

Ayes- *Councilmen Gum, Moss and Mayor Wren*

Noes- None. Absent Councilman *Schafer and Swan*

Attest *W. O. Thompson*, City Clerk.

Approved this 12th day of August, 1914.

*G. J. Wren*  
Mayor of the City of Modesto.

SPECIAL  
NOT IN CO

AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR THE YEAR 1914-1915.

The Council of the City of Modesto do ordain as follows:-

SECTION 1.

The rate of taxation for the year 1914-1915, in and for the City of Modesto, County of Stanislaus, State of California, shall be and is hereby fixed as follows, to-wit:-

For General Fund.- One dollar for each One Hundred Dollars value of all property taxable for city purposes.

For Bond Redemption and Interest Fund.-

1. For redemption and interest municipal Impt. and Bonds 1909 \$.13
  2. For redemption and interest municipal Impt. and Bonds 1910 \$.168
  3. For redemption and interest municipal Impt. and Bonds 1911 \$.052
  4. For redemption and interest municipal Impt. and Bonds 1912 \$.15
- being a total of .50 on each one hundred dollars valuation of all property value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present year.

For Library Fund.- 10 cents on each One Hundred Dollars value of all property taxable for the maintenance of a free library.

The aggregate of which sums, to-wit: \$1.60 on each One Hundred Dollars value as determined by the equalized assessment roll for the year 1914, on all property taxable in the said city for said purpose is hereby levied and apportioned to, and shall be paid in the above mentioned funds respectively to said City.

SECTION 2.

This ordinance shall take effect and be in full force from and after its final adoption.

SECTION 3.

It is further ordered that this ordinance be published once in full in the Modesto Evening News, a newspaper printed and published in said City of Modesto, at least once prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of said City of Modesto, held on the 28th day of August, 1914, by the following vote:

Ayes:- *Councilmen Moss, Swan and Acting Mayor Schaffer*  
Noes:- *None* Absent:- *Councilman Cum and Mayor Wren*

Attest: *H.O. Thompson* City Clerk.

Approved this 28th day of August, 1914.

*H. Schaffer*  
Acting Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 10th day of September, 1914 by the following vote:-

Ayes:- *Councilmen Cum, Moss, Schaffer, Swan and Mayor Wren*  
Noes:- *None* Absent:- *None*

Attest: *H.O. Thompson* City Clerk.

Approved this 11th day of September, 1914

*H. Schaffer*  
Acting Mayor

AN ORDINANCE RELATING TO THE IMPROVEMENT OF CERTAIN STREETS OF THE CITY OF MODESTO TO IMPROVE CERTAIN STREETS WITHIN SAID CITY, THE COST OF WHICH IMPROVEMENT WILL EXCEED THE SUM OF TWO HUNDRED DOLLARS.

The Council of the City of Modesto do ordain as follows:-

Section 1. That, whereas, the public interest demands that certain street intersections within said City, to wit: Easterly 1/2 9th and "K", all 9th & "L", Easterly 1/2 9th & "M", Easterly 1/2 9th & "N", Easterly 1/2 9th & "O", Easterly 1/2 9th & "P", and Easterly 1/2 Needham to Lateral No. 4 of Modesto Irrigation District.

be graded and thereupon paved with Asphaltic Concrete pavement, and that curbs and gutters be constructed at said points. All of said work to be done in accordance with the plans and specifications therefor heretofore adopted and now on file in the office of the City Clerk; and.

Section 2. Whereas, the cost of doing said work will exceed the sum of Two Hundred Dollars, to wit:- the sum of \$3270.82 or thereabouts.

Section 3. Be it ordained, that the council of the City of Modesto proceed to advertise for proposals for doing said work, and that the same be let to the lowest and most responsible bidder.

Section 4. This ordinance shall take effect and be in full force from and after fifteen days from its final adoption.

Section 5. It is further ordered that this ordinance be printed and published at least once in full in The Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 10th day of September 1914, by the following vote:-

Ayes, Councilmen Cum, Moss, Schafer, Swan and Mayor Wren.  
Noes, Councilmen None.  
Absent, Councilmen, None.

Approved this 10th day of September, 1914

Attest H. O. Thompson  
City Clerk

G. J. Thruer  
Mayor of City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of September, 1914, by the following vote:

Ayes:- Councilmen Gum, Moss, Schafer, Swan and Mayor Brown

Noes:- none Absent:- none

Attest:- H. Q. Thompson, City Clerk.

Approved this 23rd day of September, 1914.

E. J. Brown  
Mayor.

AN ORDINANCE ORDERING THE EXTENDING AND OPENING OF SEMPLE STREET FROM JONES STREET TO ANNIE STREET, AND APPOINTING THREE COMMISSIONERS TO ASSESS BENEFITS AND DAMAGES, AND TO HAVE GENERAL SUPERVISION OF THE PROPOSED WORK OR IMPROVEMENT UNTIL THE COMPLETION THEREOF IN COMPLIANCE WITH THE LAW.

Be it ordained by the Council of the City of Modesto as follows:-

Section 1. Whereas, the Council of the City of Modesto did on the 12th day of August, 1914, pass its resolution of intention No. 45, declaring its intention to order the following work or improvement to be done, to wit:-

That Semple Street in said City be extended and opened to an uniform width of fifty (50) feet from the southern line of Jones Street, southerly to the northern line of Annie Street, the lines of extension of said street being more particularly determined by the description of the lands to be taken for said improvement.

And did describe in said resolution the lands and premises necessary to be taken therefor, and did specify in said resolution the lands to be affected or benefitted by said work or improvement, and to be assessed to pay the damages, costs and expenses thereof; and,

Whereas, the street superintendent of the City of Modesto did thereupon cause notice of the passage of said resolution to be posted and published for ten days in the manner and as required by law; and,

Whereas, within the time allowed by law no written objections were delivered to the Clerk of the Council of the City of Modesto, objecting to said work or improvement, referred to in said resolution, and more than ten days have elapsed after the expiration of the time of the publication of said notice of the passage of said resolution, and the Council of the City of Modesto has acquired jurisdiction to order said work as proposed in said resolution to be done:

Now, therefore, it is hereby ordered that said work and improvement be done as aforesaid and as specifically described in said resolution No. 45.

Section 2. W. J. Wisccarver E. B. Drake and J. F. Campbell, are hereby appointed commissioners to assess benefits and damages and to have general supervision of said

proposed work or improvement until the completion thereof in compliance with the law.

Section 3. This ordinance shall take effect from and after fifteen days from its final adoption.

It is further ordered that this ordinance shall be printed and published in full at least once in the Modesto Evening News, a newspaper of general circulation, printed and published in said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 23<sup>rd</sup> day of September, 1914, by the following vote:

Ayes, Councilmen Moore, Gum, Schaefer, Swan, and Mayor Kren

Noes, Councilmen None

Absent, Councilmen None

Approved this 23<sup>rd</sup> day of September, 1914.

G. J. Kren  
Mayor City of Modesto

Attest: H. C. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 14<sup>th</sup> day of October, 1914, by the following vote:-

Ayes:- Councilmen Gum, Moore, Swan and Mayor Kren

Noes:- none

Absent:- Councilman Schaefer

Attest:- H. C. Thompson, City Clerk.

Approved this 14<sup>th</sup> day of October, 1914.

G. J. Kren  
Mayor.

NOT

AN ORDINANCE ACCEPTING A CERTAIN PORTION OF SEVENTH STREET IN THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows;

(SECTION 1) That that certain thoroughfare in the said City of Modesto, described as follows, to -wit:

Being a strip of land 80 feet in width and 928.6 feet long, extending to the Southerly Line of B. Street in said City of Modesto, and more particularly described as follows: Beginning at a point for the center of said strip of land at a point forty (40) feet, N 46-13' East from the Northerly corner of Lot number One (1) in Block Twenty Eight (28), according to a lithographed map of the said City of Modesto and running thence Southeasterly and parallel with the Westerly right of way boundary line of the Central Pacific Railroad, curving to the right, and being Seventh Street of the City of Modesto extended, be and the same is hereby accepted as a public street of said City of Modesto, and will be known and designated as Seventh Street.

(SECTION 2) This ordinance shall take effect and be in full force from and after 15 days from its final adoption.

(SECTION 3) All ordinances or parts of ordinances in conflict herewith are hereby repealed.

(SECTION 4) It is further ordered that this Ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper printed and published in said City, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the first day of October, 1914, by the following vote.

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

Noes: Councilmen, None.

Absent: Councilmen, Moss

Attest: *H. O. Thompson*

City Clerk.  
Approved October 1, 1914.

*G. J. [Signature]*  
Mayor of the City of Modesto.

NOT IN CODE

Modesto, on the 14<sup>th</sup> day of October, 1914, by the following

vote:-

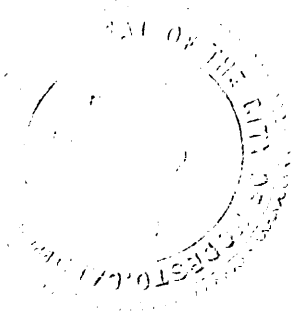
Ayes: Councilmen Gum, Moss, Swan and Mayor Kren

Noes: Councilman none Absent Councilman Schaper

Attest: H. O. Thompson, City Clerk.

Approved this 14<sup>th</sup> day of October, 1914.

G. J. Kren  
Mayor.



SPECIAL  
NOT IN CODE

AN ORDINANCE ESTABLISHING CURB AND CENTER GRADES ON SEVENTH STREET FROM THE NORTHWEST PROPERTY LINE OF "E" STREET SOUTHEASTERLY TO THE NORTHWEST PROPERTY LINE OF "B" STREET.

The Council of the City of Modesto do ordain as follows:

That the official curb and center grades on Seventh Street from the northwest property line of "E" Street to the north west property line of "B" Street are hereby fixed and established at the following elevations, City of Modesto Base, to wit:- 91.000 feet westerly curb, 91.000 feet easterly curb at said northerly property line of "E" Street where same intersects Seventh Street.

90.160 feet westerly curb, 90.160 feet easterly curb at southeasterly property line of "D" Street, where same intersects Seventh Street.

89.699 feet westerly curb, 89.699 feet easterly curb at South easterly property line of "C" Street, where same intersects seventh Street.

89.462 feet westerly curb, 89.462 easterly curb at southeasterly property line of Sunset Boulevard, where same intersects Seventh Street.

89.250 feet westerly curb, 89.250 feet easterly curb at northwesterly property line of "B" Street where same intersects Seventh Street.

Grades shall be a straight line between consecutive elevations on the respective curb lines. A section across the street of the surface of the finished street to be the arc of a circle passing through the grade of the gutter at the sides of the roadway, and through a point eleven (11) inches above the grade of the gutters, in the center of the street.

This ordinance shall take effect and be in full force from and after fifteen days from its final adoption.

It is further ordered that this ordinance shall be printed in full at least once in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption.

SPECIAL  
NOT IN CODE

Introduced and ordered printed and published as above, at a Special meeting of the Council of the City of Modesto, duly and regularly called for that purpose, and held on the 5<sup>th</sup> day of November, 1914, by the following vote:

Ayes, Councilmen Moss, Schafer, Swan and Mayor Kren

Noes, Councilmen None

Absent, Councilmen Sum

Approved this 5<sup>th</sup> day of November, 1914.

G. J. Kren  
Mayor of the City of Modesto

Attest: H. C. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto on the 11th day of November, 1914, by the following vote:-

Ayes: Councilmen Sum, Moss, Schafer, Swan and Mayor Kren

Noes: Councilmen None

Absent: Councilmen None

Attest: H. C. Thompson, City Clerk.

Approved this 11th day of November, 1914.

G. J. Kren  
Mayor of the City of Modesto.

AN ORDINANCE ESTABLISHING THE OFFICIAL WIDTH OF SIDEWALKS OF SEVENTH STREETS.

The council of the City of Modesto do ordain as follows:

That the official width of the sidewalk space, extending from the property line to and including the curb, for that portion of 7th Street in the City of Modesto, from the northwest property line of "B" Street to the northwesterly line of "E" Street, shall be fifteen feet, provided that the Council shall have the power at any time by ordinance to change said width, either for the whole or any portion of said street.

Except so far as the provisions of this Ordinance are inconsistent herewith, all other Ordinances of the City of Modesto, relative to the width of sidewalk spaces, the construction of sidewalks and the control thereof, shall remain in full force and effect.

This ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

It is further ordered that this Ordinance shall be printed in full at least once in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, before its final adoption.

Introduced and ordered printed and published as above at a special meeting of the Council of the City of Modesto, duly and regularly called for that purpose, and held on the 5th day of November, 1914, by the following vote:

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

Noes: Councilmen, None.

Absent, Councilmen, Gum.

Approved this 5th day of November, 1914.

Attest: H. O. Thompson  
City Clerk.

G. J. Wren  
Mayor of the City of Modesto

Adopted as an ordinance by the Council of the City of Modesto  
on the 11th day of November, 1914, by the following vote:-

Ayes: Councilmen Gum, Moss, Schafer, Swan and Mayor Hren  
Noes: Councilmen None Absent Councilmen None

Attest: H. C. Thompson, City Clerk.

Approved this 11th day of November, 1914.

G. J. Hren  
Mayor of the City of Modesto.

SPECIAL  
NOT IN CODE

AN ORDINANCE DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MODESTO TO EXPEND A SUM EXCEEDING \$200 FOR THE CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS.

The Council of the City of Modesto do ordain as follows:

Section 1. That the said City of Modesto will join with the Modesto Irrigation District and the County of Stanislaus in defraying the expenses of building a bridge across Lateral No. 4 of the Modesto Irrigation District, where the same intersects Laurel Street in the said City of Modesto.

Section 2. That the amount proposed to be expended by the City of Modesto, as its share of said improvements, will amount approximately to Eight Hundred Dollars.

Section 3. This Ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

Section 4. It is further ordered that this Ordinance be printed and published at least once in the Modesto Evening News, a newspaper printed and published in said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a special meeting of the Council of the City of Modesto, duly and regularly called for that purpose, held on the 16<sup>th</sup> day of December, 1914, by the following vote:

Ayes, Councilmen Guin, Schaffer, Swan and Mayor Green  
Noes, Councilmen None  
Absent, Councilman Moss

Attest: H.O. Thompson  
City Clerk.

Approved this 16<sup>th</sup> day of December, 1914.

G. J. Green  
Mayor of the City of Modesto.

Adopted as an ordinance by the Council of the City of Modesto  
on the 23rd day of December, 1914, by the following vote:-

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

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Noes: Councilmen None.

Absent: Councilmen None.

Attest:

H. O. Thompson, City Clerk.

Approved this 23rd day of December, 1914.

G. J. Wren  
Mayor of the City of Modesto.

SPE  
NOT IN

AN ORDINANCE PROVIDING FOR THE EXPENDITURE OF PUBLIC MONEY  
IN EXCESS OF \$200.

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The Council of the City of Modesto do ordain as follows:

That it is the intention of said Council to advertise for proposals for the furnishing of material and labor necessary to construct a 100,000 gallon steel tank at the Eighth Street pumping station in the City of Modesto, and to let said contract to the lowest responsible bidder.

That said tank will cost \$5800, or thereabouts.

This ordinance will go into effect and be in full force from and after fifteen days from the date of its final adoption.

It is further ordered that this ordinance be printed at least once in full in the Modesto Evening News, a newspaper of general circulation, printed in the said City of Modesto, prior to its final adoption.

NO SPECIAL CODE

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 13th day of January, 1915, by the following vote:

Ayes, Councilmen Gunn, Moss, Schafer, Swan and Mayor Kren  
Noes, Councilmen None  
Absent, Councilmen None

Attest: H. O. Thompson  
City Clerk.

Approved this 16th day of January, 1915.

G. J. Kren  
Mayor City of Modesto

Adopted as an ordinance by the Council of the City of Modesto on the 27th day of January, 1915, by the following vote:-

Ayes: Councilmen Gum, Moss, Schafer, Swan & Mayor Hren

Noes: Councilmen None

Absent: Councilmen None

Attest: H. O. Thompson, City Clerk.

Approved this 27th day of January, 1915.

G. J. Hren  
Mayor of the City of Modesto.

AN ORDINANCE CALLING A SPECIAL ELECTION WITHIN THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY THE PROPOSITION OF CLOSING A PORTION OF "J" STREET.

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The Council of the City of Modesto do ordain as follows:

That a special election be held in the City of Modesto, County of Stanislaus, State of California, on the 17th day of March, 1915, for the purpose of submitting and at which election will be submitted to the qualified electors of the City of Modesto, for their rejection or approval, a certain ordinance to be known as Initiative Ordinance No. 2, and which Ordinance reads as follows:

"INITIATIVE ORDINANCE NO. 2."

AN ORDINANCE VACATING AND ABANDONING A PORTION OF "J" STREET IN THE CITY OF MODESTO.

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The People of the City of Modesto do ordain as follows:

SECTION 1. That that portion of "J" Street in the City of Modesto, which lies between the Southwest Line of Ninth Street and the Northeast Line of Eighth Street be vacated and abandoned.

SECTION 2. That the Council of the City of Modesto is hereby authorized to do all things necessary to carry out the provisions of this Ordinance.

SECTION 3. That this Ordinance shall take effect and be in full force from and after ten days after its adoption by the People of the City of Modesto."

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At which said special election the polls will be open at six o'clock in the morning of the day of said election, and must be kept open until seven o'clock in the evening of the same day, at which time the polls shall be closed. For the purpose of holding said special election the City of Modesto shall be, and the same is hereby precincted, consolidated and established into

~~six election precincts; which precincts shall be known as Special~~  
Precincts 1, 2, 3, 4, 5 and 6, respectively, and which said pre-  
cincts are bounded and described as follows, to-wit:

All that portion of the City of Modesto east of the cen-  
ter line of the Central Pacific Railroad Track, and north of the  
center line of Needham Avenue, Annie Street and Cemetery Avenue  
is to be known as Special Precinct No. 1.

All that portion of the City of Modesto described as  
follows, to-wit:- Commencing at the intersection of the center  
line of Needham Avenue and the Central Pacific Railroad track,  
running thence to the intersection of "J" and 17th Streets; thence  
along the center line of "J" Street to 12th Street; thence along  
the center line of 12th Street to "I" Street; thence along the  
center line of "I" Street to the Central Pacific Railroad track;  
thence along the center line of the Central Pacific Railroad track  
to Needham Avenue, to be known as Special Precinct No. 2.

All that portion of the City of Modesto described as  
follows, to-wit:- Commencing at the intersection of "I" Street  
with the Central Pacific Railroad track, running thence along the  
center line of "I" Street to 12th Street; thence along the center  
line of Twelfth Street to "J" Street; thence along the center line  
of "J" Street to 15th Street; thence along the center line of 15th  
Street to "G" Street; thence along center line of "G" Street to  
the center line of the Central Pacific Railroad track; thence along  
the center line of said railroad track to "I" Street, to be known  
as Special Precinct No. 3.

All of that portion of the City of Modesto described as  
follows, to-wit:- Commencing at the intersection of the center  
line of the Central Pacific Railroad track and "G" Street; thence  
along "G" Street to 15th Street; thence along 15th Street to "J"  
Street; thence along "J" Street to Annie Street; thence along

the center line of Annie Street to Cemetery Avenue; thence along the center line of Cemetery Avenue to the city limits; thence along the City Limits to dry creek; thence along center line of dry creek to the center line of the Tuolumne River; thence along the center line of the Tuolumne River to the Central Pacific Railroad track; thence along the center line of said railroad track to "G" Street, to be known as Special Precinct No. 4.

All that portion of the City of Modesto bounded as follows:- commencing at the intersection of the center line of "J" and Washington Street; thence along the center line of Washington Street to Paradise Avenue; thence along the center line of Paradise Avenue to Franklin Street and the corporate limits; thence along the center line of Franklin Street and the corporate limits to the corner common to Sections 31, 32, 5 and 6, townships 3 and 4, range 9 east, M. D. B. & M; thence along line between Sections 5 and 32, townships 3 and 4, range aforesaid, to the Tuolumne River; thence along the center line of the Tuolumne River to the center line of the Central Pacific Railroad track; thence along the center line of the Central Pacific Railroad track to "J" Street; thence along center line of "J" Street to Washington Street shall be known as Special Precinct No. 5.

All that portion of the City of Modesto described as follows:- commencing at the intersection of the center line of "J" Street and the Central Pacific Railroad track; running thence along the center line of said railroad track to the city limits; thence south on city limits to Franklin Street; thence along center line of Franklin Street to Paradise Avenue; thence along the center line of Paradise Avenue to Washington Street; thence along the center line of Washington Street to "J" Street; thence along the center line of "J" Street to the center line of the Central Pacific Railroad track, shall be known as Special Precinct No. 6.

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

**SPECIAL PRECINCT NO. 1.**

**Polling Place:** Marshal's Garage, No. 131 Park Ave.

**Inspectors:** A. A. Fields and Geo. E. Brinkerhoff.

**Judges:** S. E. Foster and D. E. Saunders.

**Clerks:** H. R. Windus and C. E. Camp.

**SPECIAL PRECINCT NO. 2.**

**Polling Place:** F. M. Fellows' Garage, No. 1201-11th Street.

**Inspectors:** J. C. Covell and J. H. Corley.

**Judges:** J. A. Davies and L. A. Maclean.

**Clerks:** J. W. Dunlap and F. L. Wisecarver.

**SPECIAL PRECINCT NO. 3.**

**Polling Place:** City Hall, No. 717-10th Street.

**Inspectors:** Ed. E. Hunsucker and J. W. Birkbeck.

**Judges:** E. T. Christ and J. A. Edwards.

**Clerks:** B. E. Drake and A. L. Holtham.

**SPECIAL PRECINCT NO. 4.**

**Polling Place:** Booth at 17th Street Pumping Station.

**Inspectors:** W. D. Curtis and Harry Gesner.

**Judges:** H. E. Leek and W. H. Arnold.

**Clerks:** J. F. Campbell and G. K. Matteson.

**SPECIAL PRECINCT NO. 5.**

**Polling Place:** Depot Garage, No. 714- "I" Street.

**Inspectors:** F. L. Ely and J. W. Goldsworth.

**Judges:** M. A. Reis and W. J. Sargent.

**Clerks:** I. T. Bridges and J. A. Dunn.

Polling Place: Eighth Street Pumping Station.

Inspectors: G. E. Arnold and W. H. Bortle.

Judges: W. J. Isel and Frank Motta.

Clerks: George H. Freitas and M. J. Andrews.

The foregoing polling places have been found, and are hereby determined and found to be suitable and proper places for the holding of said election, and the several persons above named have been found to be qualified for said respective positions and to have all the qualifications therefor, as provided by law, and they are hereby appointed such officers to carry on and conduct said election, and to constitute a Board of Election for carrying on and conducting said election, and to do all and every act required by law by Boards of Election.

The Manner of voting for or against the proposition hereon mentioned shall be as follows, to-wit;- A sufficient number of ballots shall be, and they are hereby directed to be prepared and caused to be printed, and to be furnished in sufficient numbers by the Clerk of the City of Modesto; and said ballots shall have the following matter printed thereon, in addition to any other matter as may be required by the Charter of the City of Modesto, or by the Statutes in such cases made and provided.

#### MUNICIPAL BALLOT

Special Municipal Election, City of Modesto, March 17th, 1915.

Special Election Precinct No. \_\_\_\_\_ of the City of Modesto.

#### INSTRUCTIONS TO VOTERS

To vote for the proposition set forth in this ballot, stamp a cross (X) in the voting square next to the right of the words "FOR THE ORDINANCE", and opposite to the proposition for which you desire to vote.

To vote against and reject said proposition stamp a cross (X) in the voting square next to the right of the words "AGAINST THE ORDINANCE", and opposite the proposition against which you desire to vote.

All distinguishing marks or erasures are forbidden and make the ballot void.

If you wrongly stamp, tear or deface this ballot,

return it to the Inspector of Election and obtain another.

SPECIAL ELECTION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF MODESTO, STANISLAUS COUNTY, STATE OF CALIFORNIA, THE FOLLOWING PROPOSITION, TO-WIT:

: Shall that portion of "J" Street in	: FOR :
: the City of Modesto, which lies be-	: THE :
: tween the southwest line of Ninth	: ORDINANCE :
: Street and the northeast line of	: AGAINST :
: Eighth Street, be vacated and aban-	: THE :
: doned.	: ORDINANCE :

XXXXXXXXXXXXXX

It is further ordered that this Ordinance shall be printed and published at least once in full in the Modesto Evening News, a newspaper of general circulation, printed and published in said City of Modesto, prior to its final adoption. And that after said Ordinance goes into effect as such, it shall be printed and published for at least ten days as an election proclamation in said Modesto Evening News.

This Ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

Adopted as a proposed ordinance, and ordered printed and published as above at a Special meeting of the City Council, duly and regularly held on the 22nd day of January, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, Schafer, Swan and Mayor Cron.

Noes: Councilmen None.

Absent: Councilmen None.

Attest:

W. O. Thompson  
Clerk of the City of Modesto.

Approved this 22nd day of January, 1915.

G. J. Cron  
Mayor of the City of Modesto.

Modesto on the 10th day of February, 1915, by the following vote:

Ayes: Councilmen Crain, Moss, Schafer, Swan and Mayor Hren

Noes: Councilmen None

Absent: Councilmen None

Attest: H. O. Thompson .City Clerk.

Approved this 10th day of February, 1915.

G. J. Hren.  
Mayor of the City of Modesto.

SP2  
NOT IN

AN ORDINANCE CALLING A SPECIAL ELECTION WITHIN THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY THE PROPOSITION OF VACATING AND ABANDONING A PORTION OF "J" STREET, AND ALSO THE PROPOSITION OF PERMITTING THE ERECTION OF A DEPOT BUILDING THEREON.

The Council of the City of Modesto do ordain as follows:

That a special election be held in the City of Modesto, County of Stanislaus, State of California, on the 24th day of March, 1915, for the purpose of submitting to the qualified electors of the City of Modesto, for their rejection or approval a certain ordinance to be known as Initiative Ordinance No. 3. Which said Ordinance shall be as follows:

"INITIATIVE ORDINANCE NO. 3.

AN ORDINANCE VACATING AND CLOSING A PORTION OF "J" STREET AND GRANTING PERMISSION TO THE SOUTHERN PACIFIC COMPANY THE RIGHT TO ERECT A DEPOT ON THE PORTION SO CLOSED AND VACATED.

The People of the City of Modesto do ordain as follows:

Section 1. That that portion of "J" Street in the City of Modesto which lies between the Southwest line of Ninth Street and the Northeast line of Eighth Street be vacated, closed and abandoned.

Section 2. That upon the going into effect of this Ordinance the Southern Pacific Company be permitted to erect a depot building upon that part of said "J" Street so closed and vacated.

Section 3. That the Council of the City of Modesto be, and it is hereby authorized and empowered to do any and all acts necessary to carry out the terms of this Ordinance.

Section 4. This Ordinance shall be in full force and effect from and after ten days from the date of its adoption.

XXXXXXXXXXXXXXXXXXXX

At which said special election the polls shall be open at six o'clock in the morning of the day of said election, and must be kept open until seven o'clock in the evening of the same day, at which time the polls shall be closed.

City of Modesto is hereby precincted, consolidated and established into six election precincts; which precincts shall be known as Special Precincts 1, 2, 3, 4, 5, and 6, respectively, and which said precincts are bounded and described as follows, to-wit:

All that portion of the City of Modesto east of the center line of the Central Pacific Railroad track, and north of the center line of Needham Avenue, Annie Street and Cemetery Avenue is to be known as Special Precinct No. 1.

All that portion of the City of Modesto described as follows, to-wit:- Commencing at the intersection of the center line of Needham Avenue and the Central Pacific Railroad track, running thence to the intersection of "J" and 17th Streets; thence along the center line of "J" Street to 12th Street; thence along the center line of 12th Street to "I" Street; thence along the center line of "I" Street to the Central Pacific Railroad track; thence along the center line of the Central Pacific Railroad track to Needham Avenue, to be known as Special Precinct No. 2.

All that portion of the City of Modesto described as follows, to-wit:- Commencing at the intersection of "I" Street with the Central Pacific Railroad track, running thence along the center line of "I" Street to 12th Street; thence along the center line of Twelfth Street to "J" Street; thence along the center line of "J" Street to 15th Street; thence along the center line of 15th Street to "G" Street; thence along the center line of "G" Street to the center line of the Central Pacific Railroad track; thence along the center line of said railroad track to "I" Street, to be known as Special Precinct No. 3.

All of that portion of the City of Modesto described as follows, to-wit:- Commencing at the intersection of the center line of the Central Pacific Railroad track and "G" Street; thence along "G" Street to 15th Street; thence along 15th Street to "J" Street; thence along "J" Street to Annie Street; thence along the

~~center line of Annie Street to Cemetery Avenue; thence along the~~  
center line of Cemetery Avenue to the city limits; thence along the  
city limits to Dry Creek; thence along center line of Dry Creek  
to the center line of the Tuolumne River; thence along the center  
line of the Tuolumne River to the Central Pacific Railroad track;  
thence along the center line of said railroad track to "G" Street,  
to be known as Special Precinct No. 4.

All that portion of the City of Modesto bounded as follows  
Commencing at the intersection of the center line of "J" and Wash-  
ington Street; thence along the center line of Washington Street  
to Paradise Avenue; thence along the center line of Paradise Ave-  
nue to Franklin Street and the corporate limits; thence along the  
center line of Franklin Street and the corporate limits to the  
corner common to Sections 51, 52, 5 and 6, townships 3 and 4, range  
9 east, M. D. B. & M; thence along line between Sections 5 and 32,  
townships 3 and 4, range aforesaid, to the Tuolumne River; thence  
along the center line of the Tuolumne River to the center line of  
the Central Pacific Railroad track; thence along the center line  
of the Central Pacific Railroad track to "J" Street; thence along  
center line of "J" Street to Washington Street shall be known as  
Special Precinct No. 5.

All that portion of the City of Modesto described as  
follows:- Commencing at the intersection of the center line of "J"  
Street and the Central Pacific Railroad track; running thence along  
the center line of said railroad track to the city limits; thence  
south on city limits to Franklin Street; thence along center line  
of Franklin Street to Paradise Avenue; thence along the center line  
of Paradise Avenue to Washington Street; thence along the center  
line of Washington Street to "J" Street; thence along the center  
line of "J" Street to the center line of the Central Pacific Rail-  
road track, shall be known as Special Precinct No. 6.

and for the places of holding said Special Election, and the following named persons are hereby designated and appointed to act as officers of election for said special election, and will conduct the same, to-wit:

**SPECIAL PRECINCT NO. 1.**

Polling Place: Marshal's Garage, No. 131 Park Avenue.  
Inspectors: H. I. Ducoty and A. C. Fingerle.  
Judges: E. A. Gabriel and H. L. Chamberlain.  
Clerks: Frank Elkins and Frank E. Johnston.

**SPECIAL PRECINCT NO. 2.**

Polling Place: F. M. Fellow's Garage, No. 1201 Eleventh Street.  
Inspectors: W. H. Sisk and J. S. Wooten.  
Judges: A. M. Briggs and G. A. Perkins.  
Clerks: Irwin R. Broughton and Geo. E. Ground.

**SPECIAL PRECINCT NO. 3.**

Polling place: City Hall, No. 717 Tenth Street.  
Inspectors: Henry Jungbluth and J. H. Percival.  
Judges: J. W. Davidson and D. E. Matteson.  
Clerks: Royal R. Houx and Jacob M. Pike, Jr.

**SPECIAL PRECINCT NO. 4.**

Polling Place: Booth at 17th Street Pumping Station.  
Inspectors: J. S. Bales and J. A. Coffee.  
Judges: M. L. Garlock and J. D. Reeves.  
Clerks: J. R. Paslaqua and H. T. Kelley.

**SPECIAL PRECINCT NO. 5.**

Polling Place: Depot Garage, No. 714 "I" Street.  
Inspectors: J. C. Armstrong and Geo. F. Boen.  
Judges: W. H. Ervin and W. F. Campbell.  
Clerks: Brant Thurber and D. D. Christman.

Polling Place: Eighth Street Pumping Station.

Inspectors: Alfred Motta and Thos. H. Stagg.

Judges: Samuel Reifsenyder and A. J. Westrope.

Clerks: W. L. Neff and F. A. Weast.

The foregoing polling places have been found, and are hereby declared to be suitable and proper places for the holding of said election, and the several persons above named have been found to be qualified for said respective positions and to have all the qualifications therefor, as provided by law, and they are hereby appointed such officers to carry on and conduct said election, and to constitute a Board of Election for carrying on and conducting said election, and to do all and every act required by law for Boards of Election.

The manner of voting for or against the propositions herein mentioned shall be as follows, to-wit: A sufficient number of ballots shall be, and they are hereby directed to be prepared and caused to be printed, and to be furnished in sufficient numbers by the Clerk of the City of Modesto, and said ballots shall have the following matter printed thereon, in addition to any other matter as may be required by the charter of the City of Modesto, or by the statute in such cases made and provided.

MUNICIPAL BALLOT.

Special Municipal Election, City of Modesto, March 24th,  
1915.

Special Election Precinct No. \_\_\_\_\_ of the City of Modesto.

INSTRUCTIONS TO VOTERS

To vote for either of the propositions set forth in this ballot stamp a (X) in the voting square next to the right of the words "FOR THE ORDINANCE" and opposite the proposition for which you desire to vote.

To vote against either of the propositions set forth in this ballot stamp a cross (X) in the voting square to the right of the words "AGAINST THE ORDINANCE" and opposite the proposition against which you desire to vote.

All distinguishing marks or erasures are forbidden and make the ballot void.

SPECIAL ELECTION SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF MODESTO, STANISLAUS COUNTY, STATE OF CALIFORNIA, THE FOLLOWING PROPOSITION, TO-WIT:

Shall the Ordinance numbered "INITIATIVE ORDINANCE NO. 3" and entitled-

"AN ORDINANCE VACATING AND CLOSING A PORTION OF "J" STREET AND GRANTING PERMISSION TO THE SOUTHERN PACIFIC COMPANY THE RIGHT TO ERECT A DEPOT BUILDING ON THAT PORTION SO CLOSED AND VACATED"

be adopted?

It is further ordered that this Ordinance shall be printed and published at least once in full in the Modesto Evening News, a newspaper of general circulation, printed and published in said City of Modesto, prior to its final adoption. And that after said Ordinance goes into effect as such, it shall be printed and published for at least ten days as an election proclamation in said Modesto Evening News:

This Ordinance shall take effect and be in full force from and after fifteen days after its final adoption.

Adopted as a proposed Ordinance, and ordered printed and published as above at a Special meeting of the City Council, duly and regularly held on the 5th day of February, 1915, by the following vote:

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

Noes: Councilmen None.

Absent: Councilmen None.

Attest: H. O. Thompson  
Clerk of the City of Modesto.

Approved this 5th day of February, 1915.

G. J. Wren  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 24th day of February, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, Schafer, Swan and Mayer Wren.

Noes: Councilmen None.

Absent: Councilmen None.

Attest: H. O. Thompson, City Clerk.

Approved this 24th day of February, 1915.

G. J. Wren  
Mayor of the City of Modesto.

NOT

AN ORDINANCE PROVIDING FOR THE ACQUISITION OF THE WATER AND SEWER SYSTEM OF THE EASTERN ADDITION TO THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:-

Sec. 1. That the City of Modesto purchase, take over and make a part of its municipal water and sewer system, the water and sewer system now laid and in use in the Eastern Addition to the City of Modesto.

Sec. 2. That the purchase price of said water and sewer system will exceed the sum of \$200.00, to wit:- the sum of \$8174.35; which sum shall be paid in yearly installments extending over a period of -16- years.

Sec. 3. This ordinance shall be printed and published at least once in full, prior to its final adoption, in the Modesto Evening News, a newspaper of general circulation, printed and published in the said City of Modesto.

Sec. 4. This ordinance shall go into effect and be in full force from and after fifteen days from the date of its final adoption.

Introduced and adopted at a regular meeting of the Council of the City of Modesto, held on the 28th day of April, 1915, by the following vote:

Ayes, Councilmen Geo. Moss, Schaper, Swan and Mayor Wilson  
Noes, Councilmen None  
Absent, Councilmen None

Attest: H. O. Thompson  
City Clerk.

Approved this 28th day of April, 1915.

W. J. Harris  
Mayor City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 12th day of May, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Nees: Councilmen None.

Absent: Councilmen None.

Attest: H. O. Thompson, City Clerk.

Approved this 12th day of May, 1915.

D. Morris  
Mayor of the City of Modesto.

AN ORDINANCE PROVIDING FOR THE EMPLOYMENT OF PRISONERS ON PUBLIC WORKS.

The Council of the City of Modesto do Ordain as follows;

- (1) That persons imprisoned for the violation of any ordinance of the City of Modesto, <sup>may</sup> be ~~employed~~ <sup>caused</sup> to perform work on the Streets, or other property or works within said City.
- (2) That such persons while working on any public work of said City be under the supervision of the Commissioner of Public Health and Safety, and said Commissioner is hereby authorized and empowered to do any and all acts necessary to carry out the provisions of this ordinance.
- (3) This ordinance shall be printed and published at least once in the Modesto Evening News prior to its final adoption.
- (4) This ordinance shall take effect and be in full force 15 days after its final adoption

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 12th day of May 1915, by the following vote.

Ayes, Councilmen Linn, Moss, O'Connor, Swan and Mayor Morris  
Noes, Councilmen None

Attest: W. O. Thompson City Clerk

Approved May 12th 1915  
D. Morris  
Mayor

Adopted as an Ordinance by the Council of the City of Modesto on the 26th day of May, 1915, by the following vote:

Ayes: Councilmen Linn, Moss, O'Connor, Swan and Mayor Morris  
Noes: Councilmen None Absent: None

Attest: W. O. Thompson City Clerk

Approved this 26th day of May, 1915. D. Morris  
Mayor of the City of Modesto.

NOT SPECIAL IN SUB

ORDINANCE ESTABLISHING THE OFFICIAL WIDTH OF THE SIDEWALK ON A CERTAIN PORTION OF EIGHTH STREET IN THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:

Section 1. That the official width of the sidewalk on the northeasterly line of Eighth Street in the City of Modesto, County of Stanislaus, State of California, from the northwesterly line of "F" Street to the easterly line of Washington Street be, and the same is hereby fixed and established as six feet.

Section 2. This Ordinance shall be in full force and effect from and after fifteen days from the date of its final adoption.

Section 3. It is further ordered that this Ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper of general circulation printed and published in said City of Modesto.

Section 4. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 26th day of May, 1915, by the following vote:

Ayes: Councilmen Gam, Moss, O'Connor, Swan and Mayor Morris.  
Noes: Councilmen None. Absent: Councilman None.

Attest: H. O. Thompson  
City Clerk.

Approved this 26th day of May, 1915.

D. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 9th day of June, 1915, by the following vote:

Ayes: Councilmen Gam, Moss, O'Connor, Swan and Mayor Morris  
Noes: Councilmen None Absent: None

Attest: H. O. Thompson  
City Clerk.

Approved this 9th day of June, 1915.

D. Morris  
Mayor.

407

AN ORDINANCE MAKING A CHANGE OF THE HISTORICAL RECORD.

The Council of the City of Modesto do ordain as follows:

Sec. 1. That the official width of Stanislaus Avenue in the City of Modesto shall be as follows:

Forty feet between the curb lines of said Stanislaus Avenue, and the width of sidewalks on said Avenue to be ten feet between the property line and the curb line.

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

Sec. 3. This ordinance shall take effect and be in full force from and after fifteen days from the date of its final adoption.

Sec. 4. It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption.

SPECIAL NOT IN CODE

Introduced and ordered printed and published at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1915, by the following vote:

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.  
Noes, Councilmen None.

Absent, Councilmen None.

Attest: H. O. Thompson  
City Clerk

Approved this 9th day of June, 1915.

D. W. Morris  
Mayor of Modesto

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of June, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None. Absent: None.

Attest: H. O. Thompson  
City Clerk.

Approved this 23rd day of June, 1915.

D. W. Morris  
Mayor.

SI  
NOT IN

AN ORDINANCE TO AMEND THE CITY ENGINEERING DEPARTMENT RECORDS OF THE CITY OF IOWA, AND TO SET THE ELEVATION OF THE CURBS AND GUTTERS TO THE CURB LINE OF VARIOUS STREETS.

The Council of the City of Iowa do ordain as follows:

Section 1 That the official curb and gutter grades on Stanislaus Avenue from the center line of Washington Street to the center line of Franklin Street, are hereby fixed and established at the following elevations, City of Iowa base, to wit:

91.000 feet southerly curb, 91.000 feet northerly curb of Stanislaus Avenue at point of intersection with westerly curb line of Washington Street.

92.000 feet southerly curb, 92.000 feet northerly curb of Stanislaus Avenue, at point of intersection with easterly curb line of Jefferson Street.

93.000 feet southerly curb, 93.000 feet northerly curb of Stanislaus Avenue at point of intersection with westerly curb line of Jefferson Street.

91.000 feet southerly curb, 91.000 feet northerly curb of Stanislaus Avenue at point of intersection with easterly curb line of Madison Street.

91.000 feet southerly curb, 91.000 feet northerly curb of Stanislaus Avenue at point of intersection with westerly curb line of Madison Street.

90.500 feet southerly curb, 90.500 feet northerly curb of Stanislaus Avenue at point of intersection with easterly curb line of Franklin Street.

Grades shall be a straight line between consecutive elevations on the respective curb lines. A section across the street shall surface of the sidewalk street to be a curve of a circle passing through the curb of the street on the side of the road, and through the point where (1) the gutter is on the side of the gutter in the center of the street.

SPECIAL  
NOT IN CODE

Sec. 3. That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

Sec. 4. It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, newspaper printed and published in the said city of Modesto, prior to its final adoption.

Sec. 5. This ordinance shall take effect and be in full force and effect after fifteen days from the date of its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 9<sup>th</sup> day of June, 1915, by the following vote:

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes, Councilmen None.

Absent, Councilmen None.

Attest: H. O. Thompson  
City Clerk

Approved this 9<sup>th</sup> day of June, 1915.

D. W. Morris  
Mayor City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of June, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris

Noes: Councilmen None. Absent: None.

Attest: H. O. Thompson  
City Clerk.

Approved this 23rd day of June, 1915.

D. W. Morris  
Mayor.

SPECIAL  
NOT IN CODE

ORDINANCE NO. 74-113.

AN ORDINANCE PROVIDING FOR THE PAYMENT OF ONE THOUSAND DOLLARS TO EMMA A. COOK, ANITA JARRELL, AND FLORENCE EIDER IN FULL PAYMENT OF THE CLAIM OF SAID PARTIES AGAINST THE CITY OF MOLESTE IN THE ESTATE OF GEORGE E. COOK.

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The Council of the City of Moleste do ordain as follows:  
WHEELER, Emma A. Cook, Anita Jarrell and Florence Eider, have jointly commenced an action in the Superior Court of the County of Stanislaus, State of California against said City of Moleste to recover the sum of \$50,000.00, damages for the death of George E. Cook, as will more fully appear from the complaint on file in said action, to which complaint reference is here made; and said action is still pending in said Superior Court; and,

WHEELER said Emma A. Cook, Anita Jarrell and Florence Eider have agreed to dismiss said action and relinquish all claims against said City of Moleste, arising out of the death of said George E. Cook, upon the payment to them of the sum of \$1,000.00; and,

WHEELER, said Council believes that it would be for the best interests of said City of Moleste to have said action dismissed and said claim satisfied by the payment of the said sum of \$1,000.00;

It is hereby ordered that the Mayor of said City of Moleste do, and he is hereby authorized and directed to draw a warrant <sup>on the general fund</sup> in favor of Emma A. Cook, Anita Jarrell and Florence Eider for the sum of \$1,000.00, and deliver <sup>said</sup> warrant to said parties, upon satisfactory evidence that said action has been dismissed, and upon the filing of said Emma A. Cook, Anita Jarrell and Florence Eider with the City Clerk of the City of Moleste, a release in full of all claims against said City by reason of the death of said George E. Cook.

This ordinance shall take effect and be in full force from and after fifteen days from the date of its final adoption.

It is further ordered that this ordinance be printed and published at least once in the Moleste Evening News, a newspaper printed

ed and published in said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1915, by the following vote:

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris

Noes, Councilmen None.

Absent, Councilmen None.

Attest H. O. Thompson  
City Clerk

Approved this 9th day of June, 1915.

D. Morris  
Mayor City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of June, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris

Noes: Councilmen None Absent: None

Attest: H. O. Thompson  
City Clerk.

Approved this 23rd day of June, 1915.

D. Morris  
Mayor.

SPECIAL ORDINANCE  
NOT IN

AN ORDINANCE PROVIDING FOR THE PURCHASE OF AN AUTOMOBILE FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS OF THE CITY OF MODESTO

The Council of the City of Modesto do Ordain as follows:-

- (1) That the City of Modesto purchase an automobile for the use of the Department of Public Works, at a price not to exceed the sum of Six Hundred Dollars.
- (2) This ordinance shall go into effect and be in full force from and after fifteen days after its final adoption.
- (3) This Ordinance shall be printed and published at least once in full in the Modesto Evening News a newspaper printed and published in the said City of Modesto prior to its final adoption

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto held on the 14th day of July 1915, by the following vote.

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes, Councilmen None.

Absent None.

Attest H. O. Thompson City Clerk

Approved July 14<sup>th</sup> 1915

D. Morris  
Mayor

Adopted as an Ordinance by the Council of the City of Modesto on the 28th day of July, 1915, by the following vote:

Ayes: Councilmen Moss, O'Connor, Swan and Mayor Morris

Noes: Councilmen None Absent: Councilman Gum

Attest: H. O. Thompson  
City Clerk.

Approved this 28th day of July, 1915.

D. Morris  
Mayor.

NOT IN SPECIAL CODE

ORDINANCE NO. 76, N. S.

An Ordinance fixing the Rate of Taxation in and for the City of Modesto, County of Stanislaus, State of California, for the year 1915-1916.

The Council of the City of Modesto do ordain as follows:-

SECTION 1.

The Rate of Taxation for the Year 1915-1916, in and for the City of Modesto, County of Stanislaus, State of California, shall be, and is hereby fixed as follows, to-wit:-

FOR GENERAL FUND.- One dollar for each One Hundred Dollars value of all property taxable for City purposes.

FOR BOND REDEMPTION AND INTEREST FUND.-

1. For redemption and interest municipal Impt. Bonds 1909 \$.12
  2. For redemption and interest municipal Impt. Bonds 1910 \$.17
  3. For redemption and interest municipal Impt. Bonds 1911 \$.06
  4. For redemption and interest municipal Impt. Bonds 1912 \$.15
- being a total of .50 on each One Hundred Dollars valuation of all property value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present year.

FOR LIBRARY FUND.- 10 cents on each One Hundred Dollars value of all property taxable for the maintenance of a free library.

The aggregate of which sums, to-wit: \$1.60 on each One Hundred Dollars value as determined by the equalized assessment roll for the year 1915, on all property taxable in the said City for said purpose is hereby levied and apportioned to, and shall be paid into the above mentioned funds respectively to said City.

SECTION 2.

This ordinance shall take effect and be in full force from and after its final adoption.

SECTION 3.

It is further ordered that this Ordinance be published once in full in the Modesto Evening News, a newspaper printed and published in said City of Modesto, at least once prior to its final adoption.

Introduced and ordered printed and published as above at a regular ~~adjourned~~ meeting of the Council of said City of Modesto held on the 25th day of August, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor and Mayor Morris.

Noes: Councilmen None. Absent: Councilman Swan.

Attest: H. O. Thompson City Clerk.

Approved this 25th day of August, 1915.

D. W. Morris  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto on the 8<sup>TH</sup> day of September by the following vote:-

Ayes: Councilmen Gum, Moss, Swan, and Mayor Morris.

Noes: None. Absent: Councilman O'Connor.

Attest: H. O. Thompson City Clerk.

Approved this 8<sup>TH</sup> day of September 1915.

D. W. Morris  
Mayor.

SPECIAL  
NOT IN

AN ORDINANCE ANNOUNCING THE INTENTION OF THE COUNCIL OF THE CITY OF MODESTO TO SHARE A PORTION OF THE EXPENSE OF A BRIDGE ACROSS LATERAL No. 4 of the MODESTO IRRIGATION DISTRICT.

SECTION 1. The Council of the City of Modesto do Ordain as follows:

Section 2. That, whereas the Board of Supervisors of the said County of Stanislaus, State of California, are about to erect a bridge across Lateral No. four of the Modesto Irrigation District where the same is intersected by the McHenry Road, and

Section 3. Whereas a large portion of said bridge when completed will be within the corporate limits of the said city of Modesto, and it will be to the best interest of the City of Modesto that a bridge be built across said Lateral, to take the place of the inadequate structure now at said point.

Section 4

Be it ordained; That said City bear a portion of the expense of constructing said bridge, not to exceed the sum of Seven Hundred Dollars.

Section 5.

This ordinance shall go into effect and be in full force from and after fifteen (15) days after its final adoption.

Section 6.

It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper of general ~~circulation~~ circulation, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the council of the City of Modesto, held on the 8th day of September 1915, by the following vote;-

Ayes, Councilmen Gum, Moss, Swan and Mayor Morris.

Noes, None.

Absent, Councilman G. W. O'Connor.

Attest H. O. Thompson City Clerk

Approved, September 8<sup>TH</sup> 11 1915

D. Morris  
Mayor of the City of Modesto

Adopted as an Ordinance by the Council of the City of Modesto, on the 22nd day of September, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Attest:

H. O. Thompson  
City Clerk.

Approved this 22nd day of September, 1915

D. W. Morris  
Mayor of the City of Modesto.

The Council of the City of Modesto do ordain as follows:-

Section 1. That there is hereby established <sup>in the City of Modesto</sup> a City Planning Commission, as provided for in that certain Act entitled:-"An Act to provide for the establishing, governing and maintenance of a City Planning Commission within municipalities, and prescribing their powers and duties", approved May 21, 1915.

Section 2. That said <sup>City</sup> Planning Commission shall consist of five members, to be appointed by the Mayor, and with the consent of said Council, one of which members shall be a member of said Council, and in addition thereto, the City Attorney and City Engineer of said City, shall be ~~an~~ ex-officio full members of said Commission, and the Mayor of said City shall also, in addition thereto, be an ex-officio member of said Commission.

Section 3. That said Commission shall in all respects be governed by the provisions of the Act of the Legislature of the State of California, above cited, which is expressly referred to and made a part of this Ordinance.

Section 4. This Ordinance shall go into effect and be in full force, from and after ~~thirteen~~ <sup>fifteen</sup> days from its final adoption.

Section 5. This Ordinance shall be published at least once in full in the Modesto Evening News, a newspaper of general circulation, printed and published in said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above, at a regular meeting of the Council of the City of Modesto, held on the 10<sup>th</sup> day of November, 1915, by the following vote:

Ayes, Councilmen Gunn, Moss, O'Connor, Swan & Mayor Morris  
Noes, Councilmen None  
Absent, Councilmen None

Approved this 10<sup>th</sup> day of November, 1915.

D. W. Morris Mayor

Attest: H. O. Thompson City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of November, 1915, by the following vote:

Ayes: Councilmen Gunn, Moss and Mayor Morris  
Noes: Councilmen Stone Absent: Councilmen O'Connor  
and Swan  
Attest: Ch. O. Thompson  
City Clerk.

Approved this 24th day of November, 1915

D. W. Morris  
Mayor of the City of Modesto.

REPEALED  
MUNICIPAL

AN ORDINANCE AMENDING SECTIONS FOUR AND ELEVEN OF ORDINANCE NUMBER 276 OF THE CITY OF MODESTO.

The Council of the City of Modesto do ordain as follows:

(SECTION 1)

SECTION Four (4) of Ordinance No. 276 of the City of Modesto is hereby amended to read as follows:

SECTION 4. Every house or building hereafter erected or repaired must have the house drain constructed of cast iron pipe, where it lies under the building, such pipe must extend beyond said building or foundation walls not less than two feet. When the house drain is outside of the building walls or when there is an open space under the house of at least four feet clear in height, such pipe may be of iron stone. The house drain must have a fall of at least one-eighth of an inch to the foot; if made of cast iron, it must run along the cellar wall, where practicable, or, if laid under the floor of the building, shall be hung in iron strips securely fastened to the lower floor joists and in as straight a line as possible. All change of direction of house drain or waste pipes must be made with curved pipes and all connections with "Y" branches and one-eighth bends.

SECTION 11 of said Ordinance No. 276 is hereby amended to read as follows:-

SECTION 11. All leaders, soil, waste, drain and vent pipes inside of buildings before being covered must have all openings stopped at the lowest point and be filled with water at the highest point. The test must be made in the presence of the Building Inspector and if satisfactory, he must issue certificate showing that such test has been performed satisfactorily. If the test is not satisfactory, he must withhold the certificate, until the evil is remedied and all owners of buildings may require of contractors a certificate of good, sanitary plumbing and draining in all cases, where the work is being done. Upon the completion of all plumbing work, whether said work is new work or repairs, the plumber must report to the Building Inspector for such final inspection; and the Building Inspector must not sign and deliver any certificate except as herein provided. The contractor must pay a fee of \$2.00 to the City Clerk for each inspection and certificate; and should the first inspection prove not satisfactory, he must pay a fee of \$1.00 for each following inspection; provided, that if the inspection and certificate is for repairs only, he shall pay \$1.00.

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

This Ordinance shall be printed at least once in full, in the Modesto Evening News, a newspaper of General circulation, printed and published in the City of Modesto, prior to its final adoption.

This Ordinance is hereby declared to be urgent and necessary for the immediate preservation of the public peace, health and safety of the City of Modesto, and shall take effect, and be in full force and effect from and after the date of its final adoption.

Introduced and ordered printed and published as above, at a regular meeting of the Council of the City of Modesto, held on the 10th day of November, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Approved this 10th day of November, 1915.

D. Morris  
Mayor of the City of Modesto.

Attest: H. O. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of November, 1915, by the following vote:

Ayes: Councilmen Gum, Moss and Mayor Morris.

Noes: Councilmen None. Absent: Councilmen O'Connor & Swan

Attest: H. O. Thompson, City Clerk.

Approved this 24th day of November, 1915.

D. Morris  
Mayor of the City of Modesto.

NOT

AN ORDINANCE FIXING THE WIDTH OF MCHENRY AVENUE.

The Council of the City of Modesto do ordain as follows:

SECTION 1. That the official width of McHenry Avenue from the Northerly line of Needham Street and Northerly line of Annie Street to Center line of Stoddard Avenue in the City of Modesto shall be as follows:

Forty six feet between the curb lines of said McHenry Avenue, and the width of sidewalks on said Avenue to be twelve feet between the property line and the curb line.

SECTION 2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

SECTION 3. This Ordinance shall take effect and be in full force from and after fifteen days from the date of its final adoption.

SECTION 4. It is further ordered that this Ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption.

Introduced and ordered printed and published as above at a Special meeting of the Council of the City of Modesto, held on the 18th day of November, 1915, by the following vote:

Ayes: Councilmen Gum, O'Connor, and Mayor Morris.  
Noes: Councilmen None. Absent: Councilmen Moss & Swan.

Attest: H. O. Thompson City Clerk.

Approved this 28th day of November, 1915

D. Morris Mayor.

Adopted as an Ordinance, by the Council of the City of Modesto, on the 24th day of November, 1915, by the following vote:

Ayes: Councilmen Gum, Moss and Mayor Morris  
Noes: Councilmen None Absent: Councilmen O'Connor & Swan

Attest: H. O. Thompson City Clerk.

Approved this 24th day of November, 1915.

D. Morris  
Mayor of the City of Modesto.

SP2  
NOT IN U

AN ORDINANCE FIXING AND ESTABLISHING THE OFFICIAL CURB GRADE ON McHENRY AVENUE, FROM THE NORTHERLY LINES OF NEEDHAM STREET AND ANNIE STREET NORTHERLY TO THE CENTER LINE OF STODDARD AVENUE.

The Council of the City of Modesto do ordain as follows:

Section 1. That the official curb grades on McHenry Avenue, from the northerly lines of Annie Street and Needham Street, northerly to the center line of Stodaard Avenue, are hereby fixed and established at the following elevations, City of Modesto base, to wit:-

93.462 feet, northerly curb of Needham Street at point of intersection with westerly curb line of McHenry Avenue.

94.262 feet, northerly curb of Annie Street at point of intersection with easterly curb line of McHenry Avenue.

94.562 feet, southerly curb of Jones Street at point of intersection with easterly curb line of McHenry Avenue.

94.362 feet, northerly curb of Jones Street at point of intersection with easterly curb line of McHenry Avenue.

92.930 feet, southerly curb of Alice Street at point of intersection with westerly curb line of McHenry Avenue.

92.930 feet, northerly curb line of Alice Street at point of intersection with westerly curb line of McHenry Avenue.

94.000 feet, southerly curb line of Grant Street at point of intersection with easterly curb line of McHenry Avenue.

93.900 feet northerly curb line of Grant Street at point of intersection with easterly curb line of McHenry Avenue.

93.252 feet, southerly curb line of Wright Street at point of intersection with westerly curb line of McHenry Avenue.

93.252 feet, northerly curb line of Wright Street at point of intersection with westerly curb line of McHenry Avenue.

93.000 feet, southerly curb line of Lee Street at point of intersection with easterly curb line of McHenry Avenue.

93.064 feet, northerly curb line of Lee Street at point of intersection with easterly curb line of McHenry Avenue.

NOT SPECIAL IN CODE

93.362 feet, southerly curb of Almond Avenue, at point of intersection with easterly curb line of McHenry Avenue.

93.412 feet, northerly curb of Almond Avenue, at point of intersection with easterly curb line of McHenry Avenue.

93.562 feet, southerly curb of Stoddard Avenue at point of intersection with westerly curb line of McHenry Avenue.

93.562 feet, easterly curb line of McHenry Avenue at point of intersection with centerline of Stoddard Avenue, extended and produced easterly.

Grades shall be a straight line between consecutive elevations on the respective curb lines.

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

Section 3. It is further ordered that this ordinance be printed and published at least once in full in the Modesto Evening News, a newspaper printed and published in said City of Modesto, prior to its final adoption.

Section 4. This ordinance shall take effect and be in full force from and after thirteen days from the date of its final adoption.

Introduced and ordered printed and published at a special meeting of the Council of the City of Modesto, held on the 18<sup>th</sup> day of November, 1915, by the following vote:

Ayes, Councilmen

Noes, Councilmen

Absent, Councilmen

Gum, O'Connor and Mayor Morris

None

Moss and Swan

Approved this 18<sup>th</sup> day of November, 1915.

D. Morris Mayor.

Attest: J. P. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of November, 1915, by the following vote:

Ayes: Councilmen Gum, Moss, and Mayor Morris

Noes: Councilmen None Absent: Councilmen Cannon & Quinn

Attest: J. O. Thompson  
City Clerk.

Approved this 24th day of November, 1915

D. Morris  
Mayor of the City of Modesto.

The Council of the City of Modesto do ordain as follows:

Section 1. It shall be unlawful and a misdemeanor for any person, firm or corporation, owning or operating any motor vehicle in which passengers are carried for hire, to allow said vehicle to stand upon any part of the public streets of the City of Modesto, which lies within the northwesterly line of K Street, the northeasterly line of 11th Street, and the southeasterly line of F Street, and the southwesterly line of 9th Street, except that portion of said territory described as follows: - the northeast 20 feet of 11th Street, which lies between the northwesterly line of H Street and the southeasterly line of I Street. Provided, that the Commissioner of Public Health and Safety of said City of Modesto, shall have the right, at any time, to change said location, and designate any other location or locations than that herein mentioned.

Section 2. The provisions of this ordinance shall not apply to any person, firm or corporation, owning or operating any motor vehicle in which passengers are carried for hire, when the same is used exclusively for carrying passengers to and from points within the corporate limits of the City of Modesto.

Section 3. Any violation of this Ordinance shall be punished by a fine not exceeding Twenty Five Dollars, or by imprisonment in the County Jail of Stanislaus County, California, for a period not to exceed Ten days, or by both such fine and imprisonment.

Section 4. This ordinance shall go into effect from and after fifteen days after its final adoption.

Section 5. It is further ordered that this Ordinance shall be printed and published at least once in full in the Modesto Evening News, a newspaper of general circulation, published in said City of Modesto, prior to its final adoption.

Section 6. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Introduced and ordered printed and published as above at a regular meeting of said Council, held on the 8 day of December, 1915, by the following vote:

Ayes, Councilmen Gum, Mass, O'Connor, Swan, and Mayor Morris  
Noes, Councilmen None  
Absent, Councilmen None

Attest, J. O. Thompson City Clerk.

Approved this 8<sup>th</sup> day of December, 1915.

D. Morris Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 22nd day of December, 1915, by the following vote:

Ayes: Councilmen Gum Moss O'Connor Swan & Mayor Morris

Noes: Councilmen None

Absent: Councilmen None

Attest: A. O. Thompson  
City Clerk.

Approved: this 22nd day of December, 1915.

D. Morris  
Mayor of the City of Modesto.

AN ORDINANCE REGULATING THE PLANTING, THE REMOVAL AND CARE  
OF TREES AND SHRUBS IN THE STREETS OF THE CITY OF MODESTO

I. THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

Section I. No trees or shrubs shall hereafter be planted in the public streets of the City of Modesto, except under the direction of the City Planning Commission of said City.

Section II. No trees or shrubs planted or growing in the public streets of the City of Modesto shall be removed except by permission of the said City Planning Commission, and no trees in the streets shall be cut, pruned or trimmed except under the direction of the said City Planning Commission; nor shall any one not authorized by the said City Planning Commission trench around or along side of any trees, plant, or shrub, with view to cutting the roots of same.

Section III. Said City Planning Commission shall exercise general care and supervision over all trees in the streets of said City, and shall select the variety of trees hereinafter to be planted in the streets of said City, where the same is not provided for by ordinance.

Section IV. Any person violating any of the provisions contained in sections numbered one and two of this ordinance shall be deemed guilty of a misdemeanor, and shall be punished by a fine not exceeding \$50.00 or by imprisonment in the County Jail of Stanislaus County, California for not exceeding thirty days, or by both such fine and imprisonment.

Section V. The City Planning Commission of the City of Modesto <sup>is</sup> hereby given authority to remove any and all trees and shrubs growing upon the public streets of the City of Modesto or other public places in said City of Modesto, which in the opinion of said Commission should be removed.

Section VI. All ordinances or parts of ordinances, in conflict with this ordinance, are hereby repealed.

Section VII. This ordinance shall be printed and published in the Modesto Evening News at least once prior to its final adoption.

Section VIII. This ordinance shall take effect and be in full force from and after fifteen days from the date of its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the said Council held on the 22<sup>nd</sup> day of December 1915, by the following vote

Ayes- Councilmen Gum, Mose, O'Connor, Swan and Mayor Morris  
Noes- Councilmen None  
Absent - Councilmen None

Attest H. C. Thompson City Clerk

Approved December 22<sup>nd</sup> 1915

D. Morris Mayor

Adopted as an Ordinance by the Council of the City of Modesto, on the 12th day of January, 1916, by the following vote:

Ayes: Councilmen Gum, Mose, O'Connor and Mayor Morris  
Noes: Councilmen None  
Absent: Councilmen Swan  
Attest: H. C. Thompson  
City Clerk.

Approved this 12th day of January, 1916.

D. Morris  
Mayor of the City of Modesto.

NOT

The Council of the City of Modesto do ordain as follows:

Section 1. That the official width of the following named streets shall be as follows:

The official width of Jones Street, from McHenry Avenue to Kimble Street shall be 29.5 feet between curb lines, and the sidewalk along said street shall have a width of ten feet.

The official width of Grant Street, from McHenry Avenue to a point 135 feet west of the west line of Johnson Street, shall be 24 feet between curb lines, and the width of the sidewalk thereon shall be eight feet.

The official width of Lee Street, from McHenry Avenue to Johnson Street shall be 34.5 feet between curb lines, and the sidewalks thereon shall be fifteen feet.

The official width of Almond Avenue, from McHenry Avenue to Johnson Street, shall be thirty feet between curb lines, and the sidewalks thereon shall have a width of ten feet.

The official width of Morris Avenue, from McHenry Avenue to Kimble Street, shall be thirty-six feet between curb lines, and the sidewalks thereon shall be twelve feet.

The alley between Grant Street and Lee Street, from McHenry Avenue to a point 135 feet west of the west line of Johnson Street, shall be fourteen feet.

The alley between Lee Street and Almond Avenue, from McHenry Avenue to Johnson Street shall have an official width of twenty feet.

Section 2. This Ordinance shall go into effect from and after fifteen days from the date of its final adoption.

Section 3. It is further ordered that this ordinance shall be printed and published at least once in full in the Modesto Evening News, prior to its final adoption.

Introduced and ordered printed and published as above at a

regular meeting of the Council of the City of Modesto, held on the 22<sup>nd</sup> day of December, 1915, by the following vote:

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris

Noes, Councilmen None

Absent, Councilmen None

Attest J. O. Thompson City Clerk

Approved this 22<sup>nd</sup> day of December, 1915

D. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 12th day of January, 1916, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor and Mayor Morris

Noes: Councilmen None

Absent: Councilmen Swan

Attest: J. O. Thompson  
City Clerk.

Approved this 12th day of January, 1916.

D. Morris  
Mayor of the City of Modesto.

AN ORBINANCE FOR POLICE REGULATION AND PROHIBITING OBSTRUC<sup>2</sup>  
TION OF PASSAGE, TRAVEL AND TRAFFIC IN CERTAIN STREETS OF THE CITY  
OF MODESTO, AND PROHIBITING PUBLIC SPEECHES, LECTURES AND DIS<sup>2</sup>  
COURSES UPON THE PUBLIC STREETS IN THE CITY OF MODESTO.

-----  
The Council of the City of Modesto do ordain as follows:

SECTION 1. It shall be, and it is hereby made unlawful  
and a misdemeanor for any person to stand or sit idly in or upon  
any public street, alley, sidewalk or crosswalk in the City of Mo-  
desto, so as in any manner to hinder or obstruct the free passage  
therein or persons passing along the same, or so as in any manner  
to annoy or molest persons passing along the same, or to stand in  
or at the entrance of any church, hall, theatre or any place of  
public assemblage, so as in any manner to obstruct its entrance.

SECTION 2. It shall be, and it is hereby made unlawful  
for any person to hold, conduct or address any assemblage, meet-  
ing or gathering of persons, or to make or deliver any public  
speech, lecture or discourse, or to conduct or take part in any  
public debate or discussion in or upon any public street, alley,  
sidewalk, crosswalk, park or any other public place within the  
City of Modesto, unless, <sup>permission</sup> so to do is first obtained from the  
Chief of Police of said City of Modesto.

SECTION 3. Any person violating any of the provisions  
of this Ordinance shall be deemed guilty of a misdemeanor, and  
upon conviction thereof, shall be punished by a fine of not more  
than Twenty Five Dollars, or imprisonment in the County Jail of  
the County of Stanislaus for a period not exceeding ten days.

SECTION 4. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

SECTION 5. This Ordinance is hereby declared to be urgent and to be necessary for immediate preservation of the public peace health and safety of the said City of Modesto, and shall go into effect and be in full force from and after its final adoption.

SECTION 6. It is further ordered that this Ordinance shall be printed and published at least once in full in the Modesto Evening News prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 26th day of January, 1916, by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None. Absent: Councilmen Moss.

Attest: H. O. Thompson  
City Clerk.

Approved this 26th day of January, 1916.

D. W. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of February, 1916, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Attest: H. O. Thompson  
City Clerk.

Approved this 23rd day of February 1916

D. W. Morris  
Mayor of the City of Modesto.

MUN

The Council of the City of Modesto do ordain as follows:

Section 1. The monthly rates to be paid for the use of water in the City of Modesto are fixed and established as follows:

That the rates for water fixed and established under the provisions of Ordinance No. 172 and Ordinance No. 292 of the City of Modesto are hereby continued in force, except as hereinafter provided.

Section 2. Meter rates:

For water to be ascertained by meter measurements, or otherwise, the rates are hereby fixed and established as follows:

For not over 100,000 gallons per month, \$.12 1/2 per 1000 Gals

For over 100,000 gallons per month, \$.10 per 1000 Gals

Providing that the minimum charge in all cases for water furnished by meter shall be \$1.50 per month. Provided further that the City of Modesto may at any time by resolution, direct the installation of a meter to measure the water used by any customer; and in case of such installation, the meter shall be installed in accordance with the regulations heretofore adopted, or hereafter to be adopted, and the customer shall thereafter be charged meter rates for the use of water.

REPEALED BY  
MUNICIPAL CODE

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

Section 4. This ordinance shall go into effect July 1, 1916.

Section 5. This ordinance shall be printed and published in full in the Modesto Evening News, a newspaper of general circulation, prior to its final adoption.

Introduced and ordered printed and published as above at a special meeting of the council of the City of Modesto, duly called for said purpose on the 16<sup>th</sup> day of February, 1916, by the following vote:

Ayes, Councilmen Gunn, Moss, Swan and Mayor Ward  
Noes, Councilmen None  
Absent, Councilman O'Connor

Approved this 16<sup>TH</sup> day of February, 1916.

D. Morris Mayor.

Attest: J. O. Thompson City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 23rd day of February, 1916, by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Attest: J. O. Thompson City Clerk.

Approved this 23rd day of February, 1916.

D. Morris  
Mayor of the City of Modesto.

REPEALED  
MUNICIPAL

AN ORDINANCE AMENDING SECTION 8 OF ORDINANCE NO. 54 N. 3.

The Council of the City of Modesto do ordain as follows:-

Section 1. Section Number Eight (8) of Ordinance No. 54 N. 3. of the City of Modesto is hereby amended to read as follows:-

Section 8. For the business of peddling fruit, vegetables, or meat from wagons or other vehicles, or railroad cars, the sum of Fifty Dollars per quarter; provided that nothing herein contained shall be construed to prevent selling without a license fruit, vegetables or other farm products grown by the person offering the same for sale; provided that before offering for sale such fruit, vegetables or other farm products, the person selling the same shall procure from the City Clerk a permit in writing so to do, and shall make oath or affirmation before said City Clerk, or other person authorized to administer oaths, that such fruit, vegetables or other farm products were grown by the person desiring such permit. Such permit shall be delivered without cost to any person entitled to the same, upon application being therefor made to the said City Clerk.

REPEALED BY  
MUNICIPAL CODE

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

This ordinance will go into effect from and after fifteen days from the date of its final adoption.

It is further ordered that this ordinance shall be printed and published at least once in full in the Modesto Herald, and also to its final adoption.

Introduced and ordered printed and published at 10:00 of a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1915, and following words:

Attest, Councilman *Green*, Mayor, *McConner*, *Swain* and *Mayne* *Morris*

Attest, Councilman *Wright*

Absent, Councilmen None

Approved this 23<sup>rd</sup> day of February, 1916.

Attest J. O. Thompson City Clerk.  
D. W. Davis Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24<sup>th</sup> day of March, 1916, by the following vote:

Ayes: Councilmen None

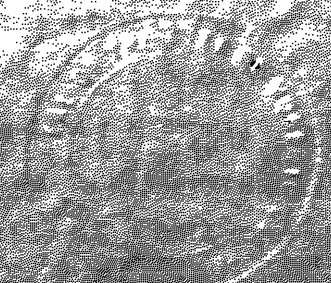
Noes: Councilmen Geo. Moss, O'Connor, Swain and Mayor Davis

Absent: Councilmen None

Attest: J. O. Thompson  
City Clerk.

Approved this 27<sup>th</sup> day of March, 1916.

D. W. Davis  
Mayor of the City of Modesto.



REPEALED  
MUNICIPAL

AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 54 N. S.  
AND ADDING THERETO A NEW SECTION TO BE NUMBERED NO. 9a.

The Council of the City of Modesto do ordain as follows:

That section 3 of Ordinance No. 54 N. S. of the City of Modesto, County of Stanislaus, State of California, be amended to read as follows:

Section 3:- Every travelling merchant, hawker, peddler, vendor, street fakir, canvasser, advertiser, or other person, who sells or offers for sale, or advertises any goods, wares, merchandise, article, medicine, drug, or commodity of any kind or character, or who advertises his skill in any trade or profession, by any kind of music, dancing, jugglery, tricks, exhibition, slight of hand, buffonery, moving pictures, gymnastics, show, or performance, or by speeches, or any other means intended, or calculated to draw a crowd, or attract persons to the place where such goods, wares, merchandise, article, medicine, drug or commodity is sold, offered for sale, or advertised, or such trade or profession is advertised, shall pay a license of Five Hundred Dollars per quarter, payable in advance.

That a new section be added to said Ordinance No. 54 N. S. to be numbered Section 9a, and to read as follows:-

Section 9a:- Every person, firm or corporation owning or operating any street carnival, or street show, within the City of Modesto, where the same is conducted or operated for profit, shall pay a license of \$500 per quarter, payable in advance.

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

This Ordinance will go into effect, and be in full force from and after fifteen days after its final adoption.

This ordinance shall be printed and published in full at least once in the Modesto Evening News, a newspaper of general circulation, printed and published in the said City of Modesto, prior to its

final adoption.

Introduced and ordered printed and published as above at a regular adjourned meeting of the Council of the City of Modesto, held on the 31<sup>st</sup> day of March, 1916, by the following vote:

Ayes, Councilmen O'Connor, Swan and Mayor Morris.  
Noes, Councilmen None  
Absent, Councilmen Gum and Moss.

Approved this 31<sup>st</sup> day of March, 1916.

D. Morris Mayor

Attest: H. O. Thompson  
City Clerk.

Adopted as an Ordinance by the Council of the City of Modesto, on the 12th day of April, 1916, by the following vote:

Ayes: Councilmen Gum, Moss, O'Conner, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Attest: H. O. Thompson  
City Clerk.

Approved this 12th day of April, 1916.

D. Morris  
Mayor of the City of Modesto.

SPECIAL  
NOT IN CODE

The Council of the City of Modesto do ordain as follows;

Section 1. That it is the intention of the Council of the City of Modesto to construct the following intersections on McHenry Ave. in the City of Modesto, between Stoddard Avenue and Annie Street, to wit:-

One-quarter intersection on Stoddard Avenue.

One-half intersection on Almond Avenue.

One-half intersection on Wright Street.

One-half intersection on the alley between Lee Street and Almond Avenue.

One-half intersection on Lee Street.

One-half intersection on Alice Street.

One-half intersection on alley between Lee Street and Grant Street.

One-half intersection on Grant Street.

One-half intersection on Jones Street.

One entire intersection on Needham Street.

A fractional intersection at the junction of J. 17th and Annie Streets.

That the cost of said improvements shall exceed the sum of \$200, to wit:- \$2200, or thereabouts.

Section 2. This ordinance will go into effect and be in full force from and after fifteen days after its final adoption.

Section 3. This ordinance shall be printed and published at least once in full in the Modesto Evening News, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council held on the 12th day of April, 1916, by the following vote:

Ayes, Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes, Councilmen None.

Absent, Councilmen None.

Approved this 12 day of April, 1916

Attest: H. O. Thompson City Clerk 89 J. W. ... Mayor

SPECIAL  
NOT IN CODE

Adopted as an Ordinance by the Council of the City of Modesto, on the 25th day of April, 1916, by the following vote:

Ayes: Councilmen Gum, O'Connor, and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Swan and Moss.

Attest:

H. O. Thompson  
City Clerk.

Approved this 26th day of April, 1916.

D. Morris  
Mayor of the City of Modesto.

NOT

AN ORDINANCE ANNOUNCING THE INTENTION OF THE COUNCIL TO DONATE CERTAIN PUBLIC MONEY.

The Council of the City of Modesto do ordain as follows:

Section 1. That it is the intention of said Council to donate the sum of \$500 to the Modesto Chamber of Commerce; said sum to be applied towards defraying the expenses of the "Modesto Booklet" issued by said Chamber of Commerce.

Section 2. This ordinance shall go into effect and be in full force from and after fifteen days after its final adoption.

Section 3. It is further ordered that this ordinance be printed in full at least once in the Modesto Evening News, a newspaper of general circulation, prior to its final adoption.

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto, held on the 10<sup>th</sup> day of May, 1916, by the following vote:

Ayes, Councilmen Mass, O'Connor, Swan and Mayor Morris

Noes, Councilmen None

Absent, Councilman Gum

Attest: H. O. Thompson City Clerk

Approved this 10<sup>th</sup> day of May, 1916.

D. Morris Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of May, 1916, by the following vote;

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris

Noes: Councilmen None

Absent: Councilman Mass

Attest: H. O. Thompson City Clerk.

Approved this 24th day of May, 1916.

D. Morris Mayor of the City of Modesto.

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AN ORDINANCE ESTABLISHING THE OFFICIAL WIDTH OF CERTAIN AVENUES, STREETS AND ALLEYS WITHIN THE CITY OF MODESTO.

The council of the City of Modesto do ordain as follows:

Section one: That the official width of McHenry Avenue within the corporate limits of the City of Modesto from the center line of Stoddard Avenue northerly to the north boundary of the city limits of said City of Modesto at Lateral No. four of the Modesto Irrigation District shall be and the same is hereby fixed and determined to be fifteen feet between the curb line and the section line north and south between sections twenty eight (28) and twenty nine (29), township three (3) south, range nine (9) east, Mount Diablo Base and Meridian (which said section line is also the line of the corporate limits of the said City of Modesto), and the official width of the side walk along said avenue between said points shall be and the same is hereby fixed and determined to be 10 feet between the property line and the curb line;

Section two: The official width of that certain alley in said City of Modesto between Morris Avenue and the northerly limits of the said City of Modesto shall be and the same is hereby fixed and determined to be 18 feet;

Section three; All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed;

Section four: This ordinance shall take effect and be in full force from and after fifteen days from its final adoption;

Section five: It is ordered that this ordinance be printed and published in full at least once in the Modesto

NOT REPEAL IN CODE

published in the said City of Modesto, at least three days prior to its final adoption;

Introduced and ordered printed and published at a Special meeting of the council of the City of Modesto held on the 17<sup>th</sup> day of May, 1916, by the following vote:

Ayes: Councilmen: Moss, O'Connor and Mayor Morris  
Noes: Councilmen: None  
Absent: Councilmen: Gum and Swan

Attest: H. O. Thompson  
City Clerk.

Approved this 17th day of May, 1916.

D. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of May, 1916, by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris  
Noes: Councilmen None  
Absent: Councilmen Moss

Attest: H. O. Thompson  
City Clerk.

Approved this 24th day of May, 1916.

D. Morris  
Mayor of the City of Modesto.

NOT IN CODE

AN ORDINANCE FIXING AND ESTABLISHING THE OFFICIAL CURB GRADE ON McHENRY AVENUE FROM THE CENTER LINE OF STODDARD AVENUE TO THE NORTHERLY CORPORATE LIMITS.

The Council of the City of Modesto do ordain as follows:

Section one: That the official curb grades on the easterly side of McHenry Avenue, from the center line of Stoddard Avenue extended and produced easterly, northerly to the northerly corporate limits of the said City of Modesto are hereby fixed, determined and established at the following elevations, City of Modesto base, to-wit:

- 93.562 feet, Easterly curb line of McHenry Avenue at point of intersection with center line of Stoddard Avenue, extended and produced easterly;
- 94.846 feet, Easterly curb line of McHenry Avenue at point of intersection with the southerly curb line of Morris Avenue;
- 94.918 feet, Easterly curb line of McHenry Avenue at point of intersection with the northerly curb line of Morris Avenue;
- 95.562 feet, the Easterly curb line of McHenry Avenue at point of intersection with the northerly property line of alley between Morris Avenue and the northerly corporate limits;
- 99.300 feet, the Easterly curb line of McHenry Avenue at point of intersection with the northerly corporate limits of the City of Modesto. Grades shall be a straight line between consecutive elevations on the respective curb lines.

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

Section three: This ordinance shall take effect and be in force from and after fifteen days from the date of its

NOT IN CODE

Section four: It is further ordered that this ordinance be printed and published at least once in the Modesto Evening News, a newspaper of general circulation, printed and published in the City of Modesto, County of Stanislaus, State of California, at least three days prior to the final adoption of the same.

Introduced by Councilman Moss and ordered printed and published as above at a <sup>held</sup> Special meeting of the Council of the City of Modesto on the 17th day of May, 1916, by the following vote:

Ayes: Councilmen Moss, O'Connor and Mayor Morris  
Noes: Councilmen None  
Absent: Councilmen Gum and Swan

Attest: H. O. Thompson  
City Clerk.

Approved this 17th day of May, 1916.

D. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 24th day of May, 1916, by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris  
Noes: Councilmen None  
Absent: Councilmen Moss

Attest: H. O. Thompson  
City Clerk.

Approved this 24th day of May, 1916.

D. Morris  
Mayor of the City of Modesto.

NOT IN

An ordinance providing for the grading and paving of a certain portion of Annie Street within the corporate limits of the City of Modesto, and providing for the payment of the costs and expenses thereof:

The Council of the City of Modesto do ordain as follows:

SECTION 1: That the following described portion of Annie Street in the said City of Modesto, County of Stanislaus, State of California; to-wit:

All that portion of the intersection of 17th Street with the southerly half of Annie Street which fronts on fractional ~~lots~~ lots 29<sub>x</sub> and 30 in block 131 of the City of Modesto, and all that portion of Annie Street lying between the southerly curb line of Annie Street and the center thereof, which fronts on lots 25, 26, 27 and 28 in block 131 of the City of Modesto;

SPECIAL NOT IN CODE

Excepting therefrom any of said work already done to official grade thereof as are required by law, be graded and thereupon paved to the official grade with cement concrete and an asphaltic concrete pavement 5½ inches in thickness; a foundation course of cement concrete 4 inches in thickness and a wearing surface of asphaltic concrete 1½ inches in thickness, and curbed with

according to plans and specifications therefor to be prepared by the City Engineer of the City of Modesto, and adopted by the City Council of said City of Modesto;

SECTION 3: The City Engineer of the City of Modesto is hereby authorized and directed to prepare complete plans and specifications for the improvement herein provided for;

SECTION 4: The cost and expense of said improvement shall be paid out of the general fund of the municipal treasury of the said City of Modesto, and there is hereby appropriated out of said general fund for the purpose of paying the cost and expense of said work the sum of \$ 800.00 ;

SECTION 5: The City Clerk of the City of Modesto is hereby directed to advertise for bids for the construction of said improvement in accordance with the charter and ordinances of the said City of Modesto;

SECTION 6: This ordinance shall take effect and be in full force from and after fifteen days from its final adoption;

SECTION 7: It is further ordered that this ordinance be printed and published atleast once in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption;

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto duly and regularly held on the 14th day of June, 1916, by the following vote:

Ayes: Councilmen: Moore, O'Connor, Swan and Mayor Morris

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST

H. D. Thompson  
City Clerk.

Approved this 14<sup>th</sup> day of June, 1916.

D. W. Morris  
MAYOR OF THE CITY OF MODESTO.

Adopted as an Ordinance by the Council of the City of Modesto, on the 28th day of June, 1916, by the following vote:

Ayes: Councilmen Gum, Swan and Mayor Morris

Noes: Councilmen None

Absent: Councilmen Moss and O'Connor

Attest: H. O. Thompson  
City Clerk.

Approved this 28th day of June, 1916.

D. W. Morris  
Mayor of the City of Modesto.

NOT  
within the corporate limits of the City of Modesto from the center line of Stoddard Avenue northerly to the north boundary limits of the City of Modesto, Stanislaus County, California, and providing for the payment of the costs and expenses thereof;

The Council of the City of Modesto do ordain as follows:

SECTION 1: That all street and alley crossings or intersections on McHenry Avenue within the corporate limits of the City of Modesto from the center line of Stoddard Avenue northerly to the north boundary limits of the said City of Modesto, Stanislaus County, California, excepting therefrom any of said work already done to official grade thereof as are required by law, be graded and thereupon paved to the official grade with cement concrete and an asphaltic concrete pavement  $5\frac{1}{2}$  inches in thickness; a foundation course of cement concrete 4 inches in thickness and a wearing surface of asphaltic concrete  $1\frac{1}{2}$  inches in thickness, and curbed with cement concrete curbing, and provided with cement concrete gutters, and gutters;

SECTION 2: That said work and improvements shall be done according to plans and specifications therefor to be prepared by the City Engineer of the City of Modesto, and adopted by the City Council of said City of Modesto;

SECTION 3: The City Engineer of the City of Modesto is hereby authorized and directed to prepare complete plans and specifications for the improvement herein provided for;

SECTION 4: The cost and expense of said improvement shall be paid out of the general fund of the municipal treasury of the said City of Modesto, and there is hereby appropriated out of said

SECTION 5: The City Clerk of the City of Modesto is hereby directed to advertise for bids for the construction of said improvement in accordance with the charter and ordinances of the said City of Modesto;

SECTION 6: This ordinance shall take effect and be in full force from and after fifteen days from its final adoption;

SECTION 7: It is further ordered that this ordinance be printed and published at least once in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, prior to its final adoption;

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto duly and regularly held on the 14th day of June, 1916, by the following vote:

Ayes: Councilmen: Moss, O'Connor, Swan, and Mayor Morris  
Noes: Councilmen: None  
Absent: Councilmen: Gun

ATTEST A. O. Thompson  
City Clerk.

Approved this 14<sup>th</sup> day of June, 1916.

D. Morris  
Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto, on the 28th day of June, 1916, by the following vote:

Ayes: Councilmen Gun, Swan and Mayor Morris  
Noes: Councilmen None Absent: Councilmen Moss & O'Connor

Attest: A. O. Thompson

Approved this 28th day of June, 1916.

2.

D. Morris  
Mayor of the City of Modesto.

RE  
A. UNIC

An ordinance to amend ordinance No. 310 of the City of Modesto, granting a franchise to the Tidewater & Southern Railroad Company, by repealing section 12 thereof:

The Council of the City of Modesto do ordain as follows:

SECTION 1: That ordinance No. 310 of the City of Modesto passed and adopted on May 17th, 1911, granting to the Tidewater & Southern Railroad Company a franchise, be and the same is hereby amended by striking out section 12 thereof, and that section 12 of said ordinance be and the same is hereby repealed;

SECTION 2: This ordinance shall take effect and be in full force when and not until the Tidewater Southern Railway Company, the successor of the Tidewater & Southern Railroad Company, shall have completed and have in operation a line of railroad extending from the southerly limits of the City of Modesto to a point 1 1/2 miles in a southerly direction therefrom;

SECTION 3: It is further ordered that this ordinance be printed and published at least once in the Modesto Evening News, a newspaper printed and published in the City of Modesto, prior to its final adoption;

REPEALED BY  
MUNICIPAL CODE

Introduced and ordered printed and published as above at a regular meeting of the Council of the City of Modesto duly and regularly held on the 14th day of June, 1916, by the following vote:

Ayes: Councilmen: Moss, O'Connor, Swan and Mayor Morris

Noes: Councilmen: None

Absent: Councilmen: Green

ATTEST H. O. Thompson  
City Clerk.  
95

D. Morris

Mayor of the City of Modesto.

Adopted as an Ordinance by the Council of the City of Modesto, on the 28th, day of June, 1916, by the following vote:

Ayes: Councilmen Green, Swan and Mayor Morris

Noes: Councilmen None

Absent: Councilmen Mass and O'Connor

Attest: H. O. Thompson  
City Clerk.

Approved this 28th day of June, 1916.

D. Morris  
Mayor of the City of Modesto.

RE  
MUNICIPAL

AN ORDINANCE CREATING A BASIS OF CLASSIFICATION BY MEANS OF WHICH THE CITY OF MODESTO MAY BE DIVIDED INTO DISTRICTS, WITHIN SOME OF WHICH IT SHALL BE LAWFUL, AND WITHIN OTHERS OF WHICH IT SHALL BE UNLAWFUL TO ERECT, CONSTRUCT OR MAINTAIN CERTAIN BUILDINGS OR STRUCTURES, OR TO CARRY ON CERTAIN TRADES OR CALLINGS.

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WHEREAS, the public interest and convenience of the City of Modesto, and the proper preservation of its public peace, health and safety require the classification of said City into districts, within some of which it shall be lawful, and in others unlawful to erect, construct or maintain certain buildings or structures, or to carry on certain trades or callings, and

WHEREAS, to properly effect said purpose, it is necessary to enact certain definitions of districts within said City, as the same are hereinafter set forth.

NOW, THEREFORE, the Council of the City of Modesto do ordain as follows:

Section 1. Districts of Class I shall be that portion, or those portions of the City of Modesto in which no building, or structure shall be erected, constructed or maintained which shall be used for, or designed, or intended to be used for any purpose other than that of a single or two family dwelling.

Section 2. Districts of Class II shall be that portion, or those portions of the City of Modesto, in which no building, or structure shall be erected, constructed or maintained which shall be used or designed, or intended to be used for any purpose other than that specified in Section 1 hereof, and that of a group dwelling, boarding house, lodging house, apartment house, church, library, or school, none of which shall be more than three stories in height, exclusive of a finished attic.

Section 3. Districts of Class III shall be that portion, or those portions of the City of Modesto, in which no building or structure shall be erected, constructed or maintained, which shall be used for, or designed, or intended to be used for any other purpose than those specified in Sections 1 and 2 hereof, and that of a warehouse, creamery, garage, packing house, freight sheds, factory or manufacturing industry, or for steam or electric railways, switches, side-track, spur or switching yard.

Section 4. Private stables and garages, and the usual out-buildings may be located or maintained appurtenant to any building lawfully within the boundaries of any district herein specified.

Section 5. Any ordinance of the City of Modesto hereafter enacted, which shall classify any property within said City as being within any District of any class of said City, shall be construed as referring to the District of the Class defined in this Ordinance, or any amendment thereof.

Section 6. Whenever the Council of the City of Modesto shall introduce an Ordinance to classify or reclassify any portion or portions of said City into one of the Districts hereinabove specified, then the Street Superintendent of said City shall immediately after the introduction of said Ordinance, cause to be conspicuously posted along all streets within the district affected by said Ordinance, notices of the introduction of said ordinances.

Said notices shall be headed "Notice of Districting", or "Notice of Redistricting", as the case may be, in letters of not less than one (1) inch in length, and shall in legible characters state the fact of introduction of said Ordinance, its date, and the District within which said Ordinance proposes to include territory. Said notice shall also contain a statement of the day and place when and where any and all persons having any objection to the proposed districting, or redistricting, may appear before the City Council, and show cause why said proposed districting, or redistricting, should not be carried out in accordance with said Ordinance. The City Council shall at the time of the introduction of said Ordinance, cause notice to be entered at large upon its minutes, stating the said date and hour of hearing protests.

At any time not later than the hour set for the hearing, objections to the proposed districting, or redistricting, any owner or property within the proposed district may make written protest against the proposed districting or redistricting. Such protest must be in writing and be delivered to the City Clerk prior to the hour set for hearing protests. At the time set for hearing protests, the City Council shall proceed to hear and pass upon protests so made, and its decision shall be final and conclusive.

#### Section 7. Definition of Terms.

For the purposes of this Ordinance, certain words and phrases are defined as follows:

(1) Dwelling:- a dwelling is any house or building which is occupied in whole, or in part as the home, residence or sleeping place, either permanent or transient of one or two families.

(2) Group Dwelling:- A dwelling designed for more than two private families.

(3) Boarding House or Lodging House:- a building in which persons are lodged for hire, and in which there are not more than twenty-five sleeping rooms, with or without a public dining room.

(4) Structure:- The term structure shall include steam or electric railways, switch, side-track, spur, or switching yard.

Section 8. This Ordinance shall take effect and be in force from and after (15) fifteen days after its final passage.

Section 9. This Ordinance is hereby ordered to be printed and published in full at least once, and at least three days prior to its final passage in the Modesto Evening News.

Introduced and ordered printed as above at a regular meeting of the said Council, held on the 26<sup>th</sup> day of July, 1916, by the following vote:

Ayes, Councilmen Gunn, Swan and Mayor Morris

Noes, Councilmen None

Absent, Councilmen Moss and O'Connor

Attest H. A. Thompson  
City Clerk.

Approved July 26<sup>th</sup>, 1916.

D. W. Morris Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 9th day of August, 1916, by the following vote:

Ayes: Councilmen Gum, Moss, Swan and Mayor Morris

Noes: Councilmen None

Absent: Councilmen O'Connor

Attest: H. O. Thompson  
City Clerk.

Approved this 9th day of August, 1916

D. Morris  
Mayor of the City of Modesto.

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NOT IN

An ordinance vacating "O" Street between Eighth and Ninth Streets in the City of Modesto, and providing for the execution of a deed therefor.

The Council of the City of Modesto do ordain as follows:

Section 1: That that portion of "O" Street in its entire width for one block, to-wit: where said street is laid out between blocks 46 and 47 of the City of Modesto, and for the distance only that said blocks and each of them front upon said street, to-wit: that portion thereof lying between the southwesterly property line of Ninth Street of said City and the northeasterly property line of Eighth Street of said City, be and the same is hereby vacated and abandoned.

Section 2: That the mayor of the City of Modesto and the City Clerk of said City are hereby authorized and directed to execute a deed of conveyance of the lands embraced within the boundaries of that portion of "O" Street abandoned hereby to Pratt-Low Preserving Company, a corporation, said Pratt-Low Preserving Company, a corporation, being the owner of the lands adjacent to and fronting on said portion of said "O" Street hereby abandoned.; that said deed shall be executed by said mayor and said City Clerk in the name of such municipality and shall convey said abandoned portion of said "O" Street to said Pratt-Low Preserving Company in fee simple, saving and reserving only to the City of Modesto the right to extend through the entire length of the vacated portion of said street such water mains as may now be laid thereon, and to go upon said premises for the purpose of making such extensions thereto as may be necessary, and repairing, using and operating said water

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mains, and reserving also the right to remove such hydrants as may now be on such premises to such other point or points as may be convenient for the use of the water or fire departments of the City of Modesto, and reserving also the right, if it be so desired, to use, operate and maintain said water hydrants at their present locations;

The said mayor and said City Clerk are authorized to deliver said deed to the said Pratt-Low Preserving Company when and not until said Pratt-Low Preserving Company shall pay into the City Treasury of the City of Modesto for the use of said City of Modesto the sum of \$600.00 lawful money of the United States.

Section 3: This ordinance shall take effect and be in full force and effect fifteen days after its final passage and adoption.

Section 4: This ordinance shall be printed and published at least once in full in the Modesto Evening News, the newspaper hereby designated for such purpose, at least three days prior to its final adoption.

Adopted and ordered printed and published as above at a regular meeting of the City Council of the City of Modesto held on August 9<sup>th</sup>, 1916, by the following vote:

Ayes: Councilmen: Cann, Moss, Swanson and Mayor Morris  
Noes: Councilmen: None  
Absent: Councilmen: O'Connor

Attest H. O. Thompson  
City Clerk.

Approved this 9<sup>th</sup> day of August, 1916.

D. Morris  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 23 day of August, 1916, by the following vote:

Ayes: Councilmen Olson, Swan, Lewis, Mayor, Morrison

Noes: Councilmen None

Absent: Councilmen Moss

Attest: H. O. Thompson  
City Clerk.

Approved this 23 day of August, 1916.

Mayor of the City of Modesto.

REPEALED BY  
MUNICIPAL CODE

1 AN ORDINANCE Conferring upon the Commissioner of Public Health  
2 and Safety certain powers in relation to hitching or  
3 leaving animals standing ~~on the public streets~~  
4 hitched, or standing or leaving vehicles standing on  
5 the streets of the City of Modesto, and providing a  
6 penalty for the violation of the provisions of this  
7 ordinance.

8 \* \* \* \* \*

9 THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

10 SECTION I. The Commissioner of Public Health and  
11 Safety is hereby empowered to control the movement, hitching and  
12 standing of vehicles and animals on the public streets of the  
13 City of Modesto. He is further empowered at any time to de-  
14 signate certain streets or portions of streets within the City  
15 of Modesto, upon which it shall be unlawful for any person to  
16 leave hitched or cause or permit <sup>to be left</sup> hitched, any animal, or to leave  
17 standing or to cause or permit to be left standing any vehicle, e  
18 xcept in the parking spaces in ~~the center of~~ such streets or  
19 portions of streets, designated, ~~and~~ painted, or otherwise marked  
20 out for that purpose by said Commissioner of Public Health and  
21 Safety. Upon such streets or portions of streets on which  
22 spaces for the "parking", hitching or leaving of animals or ve-  
23 hicles are so designated, by painting or other marking out, by  
24 said Commissioner of Public Health and Safety, it shall be unlaw-  
25 ful for any person or persons <sup>leave</sup> to hitch or permit to be left  
26 hitched any animal, or to leave or permit to be left standing  
27 any vehicle, except within the lines of the spaces so ~~are~~  
28 designated, painted or otherwise marked out.

29 Section 2. It shall be unlawful for any person driving,  
30 using or having the control of any animal or vehicle on any  
31 public street in said City of Modesto, to refuse to <sup>obey</sup> ~~obey~~ the  
32

1 the order of the Commissioner of Public Health and Safety  
2 in regard to the moving, stopping, hitching, or standing of  
3 such vehicle or animal on said public streets.

4 Section 3. Any violation of the provisions of this  
5 ordinance, or any ~~an~~ disobedience of any order of the said  
6 Commissioner of Public Health and Safety in relation to the  
7 powers herein conferred upon him, shall be deemed to constitute  
8 a misdemeanor, and shall be punishable by a fine of not to ex-  
9 ceed Fifty Dollars, or by imprisonment in the County Jail of  
10 Stanislaus County, California, for a period not exceeding fifty  
11 days, or both such fine and imprisonment; and every judgment for  
12 the payment of a fine may also direct that the defendant shall be  
13 imprisoned until such fine is satisfied, not to exceed one day for  
14 every two dollars of such fine, nor to exceed fifty days in all.

15 Section 4. This ordinance is declared to be necessary  
16 for the immediate preservation of the public peace and safety,  
17 and shall take effect and be in full force immediately upon its  
18 final approval and adoption.

19 Section 5. This ordinance shall be published in full  
20 at least once prior to its final passage in the Modesto Evening  
21 News, the official newspaper of the City of Modesto, which publi-  
22 cation shall be made at least three days before its final adoption.

23 \* \* \* \* \*

24 Introduced August 23, 1916, by Councilman Swan, and  
25 ordered printed and published as above at a regular meeting of the  
26 said Council, held on the 23rd day of August, 1916, by the  
27 following vote:

28 Ayes: Councilmen Swan, O'Connor, Swan, and Mayor Morris  
29 Noes: Councilmen None  
30 Absent: Councilmen None

31 ATTEST: H. O. Thompson Clerk.

32 APPROVED: August 23<sup>d</sup>, 1916.

Swan  
Mayor.

Adopted as an Ordinance by the Council of the City of Modesto, on the 13th day of September, 1916, by the following vote:-

Ayes: Councilmen Gum, Moss, Connor, Swan and Mayor Morris

Noes: Councilmen NONE

Absent: Councilmen NONE

Attest: H. O. Thompson  
City Clerk.

Approved this 13th day of September, 1916.

J. W. Morris  
Mayor of the City of Modesto.

NOT SPECIAL ORDINANCE  
IN CODE

2 AN ORDINANCE fixing the rate of taxation in and for the City of  
3 Modesto, County of Stanislaus, State of California,  
4 for the fiscal year 1916-1917.

\* \* \* \* \*

5  
6 THE COUNCIL OF THE CITY OF MODESTO DO ORDAIN AS FOLLOWS:

7 Section 1. The rate of taxation for the fiscal year  
8 July 1, 1916 to June 30, 1917, in and for the City of Modesto,  
9 County of Stanislaus, State of California, shall be, and the same  
10 is hereby fixed, as follows:

11 On the basis of each one hundred dollars valuation of all  
12 property taxable for City purposes:

13 For General Fund: ~~Five~~ One Dollar ;

14 For Bond Redemption and Interest Fund:

15 (a) Municipal Improvement Bonds of 1909, typhor Cents;

16 (b) Municipal Improvement Bonds of 1910, Sixteen Cents;

17 (c) Municipal Improvement Bonds of 1911, ~~Five~~ XX Cents;

18 (d) Municipal Improvement Bonds of 1912, Fourteen Cents..

19 Being a total of forty-seven Cents on each one hundred  
20 dollars in valuation of all property taxable for the redemption  
21 of bonds and the payment of interest that shall accrue during  
22 the ~~present~~ said fiscal year;

23 For Library Fund, Thirteen Cents on each one  
24 hundred dollars of said taxable valuation;

25 The aggregate of which sums, to-wit: One

26 Dollar and six cents one each one hundred dollars value as determined  
27 by the equalized assessment roll for the year 1916-1917, on all  
28 property taxable in the City of Modesto for said purposes, is  
29 hereby levied and apportioned to, and shall be paid into the  
30 above mentioned funds, respectively, to said City.

SPECIAL ORDINANCE  
IN CODE

1 in full force from and after fifteen days after its final passage  
2 and adoption.

3 Section 3. This ordinance shall be published once at  
4 least, in full, in the Modesto Evening News, the official news-  
5 paper of the City of Modesto, at least three days prior to its  
6 final adoption.

7 \* \* \* \* \*

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9 Introduced by Councilman O'Connor, and ordered  
10 printed and published as above at a regular meeting of  
11 said Council on the 23rd day of August, 1916, by the following  
12 vote:

13 Ayes: Councilmen Gunn, O'Connor, Swan and Mayor Morris  
14 Noes: Councilman None  
15 Absent: Councilman Morris

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17  
18 ATTEST\_

19 J. O. Thompson Clerk.

20 APPROVED, August 23<sup>rd</sup>, 1916.

21  
22 D. Morris  
Mayor.

23 Adopted as an Ordinance by the Council of the City of Mo-  
24 desto, on the 13th day of September, 1916, by the following vote:

25 Ayes: Councilmen Gunn, Morris, O'Connor, Swan and Mayor Morris  
26 Noes: Councilmen None  
27 Absent: Councilmen None  
28 Attest: J. O. Thompson  
29 City Clerk

30 Approved this 13th day of Sept., 1916.

31 D. Morris  
32 Mayor of the City of Modesto.

NOT

OF VOTING ON THE PROPOSITION OF INCORPORATING A PUBLIC UTILITY DISTRICT BY THE MUNICIPALITIES OF THE CITY OF MODESTO AND THE CITY OF TURLOCK AND CERTAIN UNINCORPORATED TERRITORY IN THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, ESTABLISHING THE ELECTION PRECINCTS IN SAID CITY OF MODESTO, DESIGNATING THE POLLING PLACES THEREIN AND NAMING THE ELECTION OFFICERS FOR EACH PRECINCT.

WHEREAS, there has been duly filed in the office of the city clerk of the City of Modesto, in said county and state, a petition praying that a public utility district comprising all of the territory embraced within the boundaries of, and comprising all of the Modesto Irrigation District and the Turlock Irrigation District which is within the County of Stanislaus, State of California, including the municipalities therein contained, namely, the City of Modesto and the City of Turlock, to be known as "The Stanislaus Public Utility District", be incorporated under the provisions of an Act of the Legislature of the State of California providing for the incorporation of public utility districts by municipalities and unincorporated territory, approved May 27th, 1915, and in force August 8, 1915, and,

WHEREAS, the said city clerk has certified to this council that said petition, when so filed, was signed by qualified electors residing in said city of Modesto equal in number to more than fifteen percentum of all of the votes cast within said city for all of the candidates for governor at the last preceding general election before the filing of said petition, at which a governor was elected in the State of California; and,

WHEREAS, a copy of said petition, together with a statement that the proposition involved therein relating to the incorporation of said public utility district will be submitted to the qualified electors of said City of Modesto at a special election to be thereafter held in said city, has been published as required by law;

NOW, THEREFORE, The City Council of the City of Modesto do ordain as follows:

1 SECTION 1: That a special election of the electors  
2 of the City of Modesto, in Stanislaus County, California, is  
3 hereby called to be held in said City of Modesto on the 7th  
4 day of November, 1916, at which election shall be submitted to  
5 the qualified electors of said City of Modesto, County of  
6 Stanislaus, State of California, the question whether or not  
7 a public utility district comprising all the territory embraced  
8 within the boundaries, and comprising all, of the Modesto Irriga-  
9 tion District and the Turlock Irrigation District, which is  
10 within the County of Stanislaus, State of California, including  
11 the municipalities therein contained, viz: the City of Modesto,  
12 and the City of Turlock, to be known as "The Stanislaus Public  
13 Utility District", shall be incorporated under the provisions  
14 of an act of the legislature of the State of California, entitled  
15 "An act providing for the incorporation of public utility dis-  
16 tricts by municipalities and unincorporated territory, authoriz-  
17 ing such districts to incur bonded indebtedness for the purpose  
18 of the construction of works and the acquisition of property, and  
19 to levy and collect taxes, to pay the principal and interest on  
20 bonds, and for carrying on their operations, and providing for  
21 the powers, managements and governments of such districts, and  
22 imposing certain duties and functions in connection with such  
23 districts upon certain county officers", approved May 27th, 1915.  
24 Said election shall be called, held and conducted and the result  
25 thereof declared and certified in all respects in accordance with  
26 said act, and the Clerk of this Council is hereby empowered  
27 and directed to give notice of the holding of said  
28 election as required by said act, and to provide ballots  
29 and supplies for the holding of the same.

30 SECTION 2: For the purpose of holding said  
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1 special election , the following election precincts are hereby  
2 established and designated in said City, the following polling  
3 places therein are hereby designated, and the election  
4 officers for each of said precincts are hereby named and  
5 designated as follows:

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Name of Precinct ...MODESTO NO 1

Commencing at the Northwest corner of the City limits of the City of Modesto; thence east along the northern boundary line of said City limits to the point of intersection of said City Limits and the center line of Hackberry Avenue; thence south along the center line of Hackberry Avenue to the center line of Needham Street; thence west along the center line of Needham Street to the Centerline of The Central Pacific R. R. right of way; thence northwesterly along the center line of said R. R. right of way to the City Limits; thence northerly along said City limits to the point of beginning.

Location of Polling Place..... Garage, 122 Olive St.

Board of Election.

Inspector	James A. Russell	Clerk	Mrs. Nina F. Bentley
Judge	S. E. Foster	Clerk	Herman B. Rice
Judge	Asa Thompson Young	Clerk	S. F. DeYoe

Name of Precinct ... MODESTO NO 2.

Commencing at the intersection of the North<sup>-ern</sup> boundary line of the City of Modesto and the center line of Hackberry Avenue; thence east along the northern boundary line of said City to the point of intersection of the same with the center line of <sup>Magnolia</sup>Maple Avenue; thence south along the center line of <sup>Magnolia</sup>Maple Avenue to the center line of Needham Street; thence west along the center line of Needham street to the center line of Hackberry Avenue; thence north along the center line of Hackberry Avenue to the point of beginning.

Board of Election

Inspector	Geo. H. Flanders	Clerk	Lawrence E. Jones
Judge	G. C. Austin	Clerk	L. B. Carpenter
Judge	Scott Van Wye	Clerk	G. O. Lee

Name of Precinct....MODESTO NO 3.

Commencing at the intersection of the northern boundary line of the City of Modesto and the center line of <sup>Magnolia</sup> ~~Maple~~ Avenue; thence east along the northern boundary of the City limits to the intersection of the same and McHenry Avenue; thence north along the center line of McHenry Avenue to the corner common to Sections 20, 21, 28 and 29, T. 5 S., R. 10 E.; thence east to the eastern boundary line of the City of Modesto; thence south along said eastern boundary line to the intersection of the same and the center line of Dry Creek Road; thence in a southwesterly direction along the center line of Dry Creek road and H. Street to its intersection with the center line of Annie Street; thence west along the center line of Annie Street and Needham Street to the intersection of the center lines of Needham Street and <sup>Magnolia</sup> ~~Maple~~ Avenue; thence north along the center line of <sup>Magnolia</sup> ~~Maple~~ Avenue to the point of beginning.

Location of Polling place...Dr. Fuller Garage, 1729 Annie St.

Board of Election.

Inspector	Frank J. Humphrey	Clerk	Mrs. Helen M. Shoemaker
Judge	M. B. Niven	Clerk	L. F. Suggett
Judge	Mrs. Esther S. Weeks	Clerk	Mrs. Millian Hunt Wead

Name of Precinct... MODESTO NO 4.

Beginning at the intersection of the center line of Needham Street with the center line of 12th Street in the City of Modesto; thence Easterly along the center line of Needham Street to the intersection of the center line of McHenry Ave., thence Southerly to the intersection

line of J St. to the intersection with the center line of 13th Street; thence Northwesterly along the center line of 13 st., to the intersection with the center line of L St.; thence southwesterly along the center line of L St. to the intersection with the center line of 12th Street; thence northwesterly along the center line of 12th St. to the point of beginning.

Location of Polling .... J. D. Turner Garage, 1104 - 14th St.

Board of Election.

Inspector	Carroll M. Fulkerth.	Clerk	Miss Pearl Davis
Judge	Mrs. Laura Springsteen	Clerk	Miss Stella McCoy
Judge	Wm. H. Sisk	Clerk	Miss Nellie I. Reeves

Name of Precinct ... MODESTO NO 5

Beginning at the point of intersection of the center line of Needham Street with the center line of 12th St. in the City of Modesto; thence southeasterly along the center line of 12th St. to the intersection with the center line of L St.; thence southwesterly along the center line of L St. to the intersection with the center line of the Southern Pacific R. R. right-of-way; thence Northwesterly along the center line of the Southern Pacific R. R. right-of-way to the intersection with the center line of Needham St. extended; thence easterly along the center line of Needham St. to the point of beginning.

Location of Polling place... F. M. Fellows Garage, 1201 - 11th St.

Board of Election.

Inspector	Geo. T. Hanscom	Clerk	Mrs. Millie M. Elliott
Judge	Mrs. Edna Reed Palmer	Clerk	C. E. Kuhn
Judge	A. M. Briggs	Clerk	D. H. Kittrelle

Name of Precinct ... MODESTO NO 6

Beginning at the point of intersection of the center line of L St. with the center line of the Southern Pacific R. R. right-of-way in the City of Modesto; thence Northeasterly along the center line of L St.

to the intersection with the center line of 11th St.; thence Southeasterly along the center line of 11th St. to the intersection with the center line of I St.; thence Southwesterly along the center line of I St. to the intersection with the center line of the Southern Pacific R. R. right-of-way; thence Northwesterly along the center line of said right-of-way to the point of beginning.

Location of Polling place... Park's Garage, 1122 - 10th St.

Board of Election

Inspector	Thos. G. McCarthy	Clerk	Mrs. Tillie K. Fisher
Judge	William H. Van Aken	Clerk	Gordon C. Dawes
Judge	Edward Blaker	Clerk	Mrs. Sadie E. Howell

Name of Precinct ... MODESTO NO 7.

Beginning at the point of intersection of the center line of L St. with the center line of 11th st. in the City of Modesto; thence Northeasterly along the center line of L St. to the intersection with the center line of 13th St.; thence Southeasterly along the center line of 13th st. to the intersection with the center line of I St.; thence Southwesterly along the center line of I St. to the intersection with the center line of 11th St.; thence Northwesterly along the center line of 11th st. to the point of beginning.

Location of Polling Place ... Hughson Garage, 929 - 12th St.

Board of Election.

Inspector	J. W. Rousseau	Clerk	J. W. Dunlap
Judge	Wm. H. Long	Clerk	E. C. Tucker
Judge	Frank T. Bogard	Clerk	Mrs. Marie S. Sorensen

Name of Precinct ... MODESTO NO 8.

Beginning at the point of intersection of the center line of the Southern Pacific R. R. right-of-way with the center line of I St. in the City of Modesto; thence Northeasterly along the center line of I St. to

~~Intersection with the center line of 11th St.~~; thence Southeasterly along the center line of 11th St. to the intersection with the center line of G St.; thence southwesterly along the center line of G. St. to the intersection with the center line of the Southern Pacific R. R. right-of-way; thence Northwesterly along the center line of said right-of-way to the point of beginning.

Location of Polling Place ... City Clerk's Office.

Board of Election.

Inspector	R. J. Murphy	Clerk	Francis J. Choisez
Judge	R. E. Gilman	Clerk	Mrs. Edith D. McLellan
Judge	R. R. Houx	Clerk	Miss Sadie Maud Hobron

Name of Precinct... MODESTO NO 9.

Beginning at the point of intersection of the center line of I St. with the center line of 11th St. in the City of Modesto; thence Northeasterly along the center line of I St. to the intersection with the center line of 13th St.; thence Northwesterly along the center line of 13th St. to the intersection with the center line of J St.; thence Northeasterly along the center line of J St. to the intersection with the center line of 14th St.; thence Southeasterly along the center line of 14th St. to the intersection with the center line of G St.; thence southwesterly along the center line ~~the center line~~ of G St. to the intersection with the center line of 11th St.; thence Northwesterly along the center line of 11th St. to the point of beginning.

Location of Polling place ... 18th Street Garage.

Board of Election

Inspector	Joseph A. Edwards	Clerk	Frank E. Holtham
Judge	Mrs. Mary E. Adams	Clerk	Alfred G. Baker
Judge	Grover Galvin	Clerk	<del>Albert L. Johnson</del> <i>Philip T. Miller</i>

Name of Precinct... MODESTO NO 10

Beginning at the point of intersection of ~~the~~ center line of 14th St. with the center line of J St. in the City of Modesto; thence Northeasterly

~~Annie St. and 17th St.~~; thence Southeasterly along the center line of 17th St. to the intersection with the center line of G. St.; thence southwesterly along the center line of G St., to the intersection with the center line of 14th St., thence Northwesterly along the center line of 14th St. to the point of beginning.

Location of Polling place... Guild Hall.

Board of Election.

Inspector	Julien Mourof	Clerk	Mrs. Emerita A. Culpepper
Judge	Chas. A. Spurrier	Clerk	Mrs. Alice Stone Dozier
Judge	Chas. D. Golvin	Clerk	Miss Hazel E. Campbell

Name of Precinct... MODESTO NO 11.

Commencing at the intersection of the center line of The Central Pacific R. R. right of way and the center line of G Street; thence along the center line of G Street to the intersection of the center lines of G and Twelfth Streets; thence along the center line of Twelfth Street to the intersection of the center lines of D and Twelfth Streets; thence along the center line of D Street to the intersection of D and Burney Streets; thence along the center line of Burney street to the intersection of the center lines of Burney and Jennie Streets; thence along the center line of Jennie Street to the center line of Dry Creek; thence meandering downstream to the intersection of the center line of Dry Creek and the center line of the Tuolumne River; thence meandering down stream of said Tuolumne River to the intersection of the center line of the Tuolumne River and the center line of the Central Pacific R. R. right-of-way; thence along the center line of said R. R. right-of-way to the point of beginning.

Location of Polling place... Pinckney's Paint Shop, 607 - 11th St.

Board of Election

Inspector	S. L. Pinckney	Clerk	Elvyn L. Kelsey
Judge	Wm. Sullivan	Clerk	O. A. Sullivan
Judge	Samuel H. Clark	Clerk	Herman Harder

Beginning at the point of intersection of the center line of 12th St. with the center line of G St. in the City of Modesto; thence North-easterly along the center line of G St. to the intersection with the center line of 15th St.; thence Southeasterly along the center line of 15th St. to the intersection with the center line of Burney St.; thence Southerly along the center line of Burney St. to the intersection with the center line of D St.; thence southwesterly along the center line of D St. to the inter-section with the center line of 12th St.; thence northwesterly along the center line of 12th St. to the point of beginning.

Location of Polling Place...Vaccaro Garage, 531 - 13th St.

Board of Election.

Inspector	Dan Goodwin	Clerk	<del>E. A. Love</del> <i>C. H. Utterback</i>
Judge	L. L. Martin	Clerk	<del>H. H. Ford</del> <i>Robt. James</i>
Judge	Miss Minnie E. Kline	Clerk	Miss Veda Goodwin

Name of Precinct...MODESTO NO 13

Beginning at the point of intersection of the center line of 15th St. with the center line of G St. in the City of Modesto; thence northeasterly along the center line of G St. to the intersection with the center line of 17th St.; thence Northwesterly along the center line of 17th St. to the intersection with the center line of Annie St.; Thence Easterly along the center line of Annie St. to the intersection with the center line of H St.; thence Northeasterly & Easterly along the center line of H St. to the inter-section with the Easterly corporate limit line of the City of Modesto; thence Southerly and Southwesterly along the corporate limit line of said City of Modesto to the intersection with the center line of Jennie St.; thence Westerly along the center line of Jennie St. to the intersection with the center line of Burney St.; thence Northerly along the center line of Burney St. to the intersection of the center line of 15th St.; thence North-westerly along the center line of 15th St. to the point of beginning.

Location of Polling Place... Voting Booth, 17th St. Bet. G and H.

Inspector	Jake Hanson	Clerk	Arthur Maiss
Judge	J. D. Reeves	Clerk	Mrs. Jessie B. Snowden
Judge	W. H. Mahoney	Clerk	Mrs. Elsie M. Hutton

Name of Precinct... MODESTO NO 14.

Beginning at the point of intersection of the center line of Washington St. with the center line of the Southern Pacific R. R. right of way in the City of Modesto; thence Southeasterly along the center line of said right-of-way to the intersection with the center line of J St.; thence southwesterly along the center line of J St. to the intersection with the center line of 3rd St.; thence Northwesterly along the center line of 3rd St. to the intersection with the center line of Washington St.; thence Northerly along the center line of Washington St. to the point of beginning.

Location of Polling Place... City Water Works

Board of Election.

Inspector	W. S. Mann	Clerk	J. Walker Baker
Judge	Thos. Gammell	Clerk	Mrs. Cora Bortle
Judge	Alfred Motta	Clerk	Mrs. Minna Damrell.

Name of Precinct... MODESTO NO 15.

Beginning at the point of intersection of the center line of Washington St. with the center line of the Southern Pacific R. R. right-of-way in the City of Modesto; thence Southerly along the center line of Washington St. to the intersection with the center line of Oak St.; thence Westerly along the center line of Oak St. to the intersection with the Westerly corporate limit line of the City of Modesto which is along the center line of Franklin St.; thence Northerly along the center line of Franklin St. or the corporate limit line of the City of Modesto to the intersection with the center line of the Southern Pacific R. R. right-of-way; thence Southeasterly along the center line of said right of way to the point of beginning.

Location of Polling place... Mrs. Jacobson's Garage, 221 Locust St.

Inspector.	Fenton A. Weast	Clerk	Mrs. Grace Teeter
Judge	Geo. T. Carpenter	Clerk	Frank S. Rice
Judge	J. W. Hudelson	Clerk	Mrs. Lillian Wright

Name of Precinct... MODESTO NO 16

Beginning at the intersection of the center line of Oak St., with the center line of the Westerly corporate limit line of the City of Modesto; thence Easterly along the center line of Oak St. to the intersection with the center line of Washington St.; thence Southerly along the center line of Washington St. to the intersection with the center line of 3rd St.; thence Southeasterly along the center line of 3rd St. to the intersection with the center line of H St.; thence southwesterly along the center line of H St. and the center line of Paradise Ave. to the intersection with the Westerly corporate limit line of the City of Modesto, which is the center line of Maze St.; thence Northerly along the Westerly Corporate limit line of said City of Modesto which is the center line of Maze and Franklin Sts. to the point of beginning.

Location of Polling Place... Voting Booth, Cor. of Washington & I Sts.

Board of Election.

Inspector.	A. W. Turpen	Clerk	E. Leroy Fields
Judge	John W. Taylor	Clerk	Monroe A. Reis
Judge	Felix Goodroe	Clerk	Edwyn A. Turpen

Name of Precinct...MODESTO NO 17.

Beginning at the intersection of the center line of J St. with the center line of the Southern Pacific R. R. right-of-way in the City of Modesto; thence Southeasterly along the center line of the Southern Pacific R. R. right-of-way to the intersection with the center line of H St.; thence southwesterly along the center line of H St. to the intersection with the center line of 3rd St.; thence Northwesterly along the center line of 3rd St. to the intersection with the center line of J St.; thence Northeasterly along the center line of J St. to the point of beginning.

Board of Election.

Inspector	Chas. Kinter	Clerk	Mrs. Josephine S. Wood
Judge	J. A. F. Lawrence	Clerk	Mrs. Margaret Christman
Judge	Gustave Raemsch	Clerk	Frank J. Sutter

Name of Precinct... MODESTO NO 18.

Beginning at the point of intersection of the center line of H St. with the center line of the Southern Pacific R. R. right-of-way in the City of Modesto; thence Southeasterly along the center line of the said R. R. right-of-way to the intersection with the Southerly corporate limit line of the City of Modesto; thence Southwesterly and westerly along the Southerly corporate limit line of said City of Modesto to the intersection with the Westerly corporate limit line of said City; thence Northerly along the Westerly corporate limit line of said city to the intersection with the center line of Paradise Ave.; thence Northeasterly along the center line of Paradise Ave. and the center line of H St. to the point of beginning.

Location of Polling Place... Huntsmans Boarding House, 7th and H Sts.

Board of Election.

Inspector	Elmer W. Persing	Clerk	Mrs. Myrtle B. Irvine
Judge	Frank L. Ely	Clerk	Mrs. Pearl L. Nichols
Judge	James J. Pine	Clerk	Francis H. Green, Lyman

~~Passed and adopted by the City Council of the City of Modesto duly convened, this \_\_\_\_\_ day of October, 1916, by the following vote:~~

~~Aye, \_\_\_\_\_~~

~~No. \_\_\_\_\_~~

1 SECTION 3: This ordinance shall take effect and  
2 be in full force from and after 15 days from its final  
3 adoption.

4 SECTION 4: It is further ordered that this  
5 ordinance be printed and published in full at least once  
6 in the Modesto Evening News, the official newspaper of the  
7 City of Modesto, at least three days before its adoption.  
8

9 Introduced and ordered printed and published as  
10 above at a special meeting of the Council of the City of  
11 Modesto duly and regularly held on the 4<sup>th</sup> day of October,  
12 1916 by the following vote:

13 Ayes: Councilmen: Miss O'Connor and Swan

14 Noes: Councilmen: None

15 Absent: Councilmen: Gum and Mayor Morris  
16

17  
18 Attest: H. O. Thompson  
19 City Clerk.

20 Approved this 4<sup>th</sup> day of October, 1916.  
21

22 O. P. Swan Vice President  
23 of the Council of the City of Modesto.  
24

25 Adopted as an Ordinance, by the Council of the City of  
26 Modesto, on the 11th day of October, 1916, by the following  
27 vote:

28 Ayes: Councilmen Gum, Moss, Swan and Mayor Morris

29 Noes: Councilmen None

30 Absent: Councilmen O'Connor

31 Attest: H. O. Thompson City Clerk.

32 Approved this 11th day of October, 1916.  
D. W. Morris  
Mayor of the City of Modesto.