

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY JAN. 4th, 1911.

The Board met in regular session and there were present the following named trustees: C. A. Post, president, S. W. Coffee, John Harrison, W. S. Mann and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of Dec. 21st. 1910 were read and approved as read. The minutes of the regular adjourned meeting of Dec. 28th 1910 and Dec. 29th, 1910 were read and ordered approved as read.

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for same upon the following funds to-wit:

GENERAL FUND.

A. J. Carlson	Salary City Attorney, etc.	54.40
T. F. Griffin	Salary City Recorder	10.00
C. W. Pointer	Salary City Marshal	100.00
Lee. E. Smith	Salary City Night-watchman	75.00
W. J. Wilhite	Salary City Health-Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
W. O. Thompson	Salary City Clerk, etc.	91.55
W. O. Thompson	Mdse.	319.40
Elsie Geer	Assisting Clerk	40.00
Pacific Tel & Tel Co.	Phone service	14.25
Pacific Tel & Tel Co/	Phone service	1.50
Geo. E. Wallace	Salary Fireman	75.00
M. O. Robinson	Salary Fireman	75.00
Harry Graham	Salary Fireman	65.00
Geo. H. Freitas	Salary & services	52.00
W. F. Butts	Salary Street Supt. etc.	77.00
Chas. Butts	Labor	67.50
W. H. Butts	Labor	53.75
N. M. Gattreu	Labor	67.50
S. L. Basaker	Labor	67.50
A. J. Bowman	Labor	55.00
Chas. Kolb	Labor	30.00
W. R. Johnson	Labor	30.00
J. D. Stewart	Labor	6.25
G. B. Wilson	Labor	15.00
Richard Kirk	Labor	15.00
J. B. Knight	Labor	15.00
Harold Simpson	Labor	12.50
R. A. Cochran	Labor	30.00
The Grange Co.	Mdse.	32.42
Yosemite Transfer	Hay	40.98
E. L. Graham	Hay	40.50
J. W. Search	Blacksmithing	3.00
E. E. Bresemeler	Blacksmithing	8.35
J. W. Richards	Blacksmithing	2.70
Harter & Frank	Horse-shoeing	6.00
M. H. Noonan	Blacksmithing	10.00
Modesto Lumber Co.	Lumber	4.37
Home Construction Co.	Material	12.50
Modesto French Laundry	Laundry	6.95
John Harrison	Coal	7.50
Modesto Gas Co.	Gas	13.55
Modesto News	Printing & Advertising	35.20
Turner Hdw. & Imp. Co.	supplies	11.60
Turner Hdw. & Imp. Co.	Supplies	17.45
W. B. Wood & Son	Supplies	44.10
Shirk Bros	Transferring	3.00
Shirk Bros.	Transferring	4.00

SEWER IMPROVEMENT FUND.

Geo. H. Freitas	Services City Engineer	24.00
F. S. Kelley	Services Draftsman	6.00
E. A. Turpin	Services Chaim-man	6.00
W. O. Thompson	Mdse.	31.37
Gladding, McBean & Co.	Sewer Pipe, etc.	244.40
A. E. Wakefield	Type-writing	3.50
Fred Ashurst	Labor	5.00

WATER FUND.

Frank A. Cressey	Pumping as per contract	745.15
W. O. Thompson	Mdse.	286.85
W. E. Davis	Salary Water Inp. etc.	110.00
J. H. Pinckney	Blacksmithing	10.40
Modesto Gas Co.	Fitting	1.00
Donkin & Bacon	Mdse.	5.27
Turner Hdw. & Imp. Co.	Supplies	12.45

IN THE MATTER OF DIRECTING COURSE OF VEHICLES UPON PUBLIC STREETS:

Mesdames J. P. Purvis and C. L. Jones were before the Board on behalf of the Woman's Club and asked that the Board pass an ordinance regulating the course of automobiles and all other vehicles upon the public streets. The city attorney was instructed to draw up such an ordinance requiring all vehicles to keep to the right side of the street, and prescribing

penalty for violation thereof. He was also instructed to draw up an ordinance making it a misdemeanor for driving over Fire Hose and prescribing penalty.

IN THE MATTER OF PETITION AND APPLICATION OF SOUTH SAN JOAQUIN IMPROVEMENT COMPANY FOR AN ELECTRIC RAILROAD FRANCHISE:

Attorney J. M. Walthall presents the matter of Petition and application for Electric Railroad Franchise on behalf of the South San Joaquin Improvement Co. who desire the railway franchise on Eighth Street with a spur on "I" or "H" streets. The Board informed Mr. Walthall that they were willing at this time to grant a franchise to said Co. 19<sup>th</sup> Eighth street only, and thereupon the matter rested for discussion and by order was deferred for one week.

Byron Bearce representing the Tide-water and Southern railway, promoting a line from Stockton to Modesto by way of Escalon and South to Merced was before the Board and stated that his Co. would in the near future ask for a franchise through the City by way of Virginia "N" and Ninth streets and wished to get an expression from the Board. Mr. Bearce was informed that the Board would take the matter of proposed route under advisement.

IN THE MATTER OF 8th STREET PUMPING STATION:

Upon motion by John Harrison duly seconded and carried, it is ordered that the electric pumping unit at the 8th street station be discontinued and that Mr. Cressey be so notified that the same may be removed at once.

IN THE MATTER OF INVITING BIDS:

Upon motion it is ordered and the City Clerk is hereby instructed to advertise for Bids for the construction of liquifying tank, for the construction of main sewer No. 1 for the construction of Main Sewer No. 2, for the construction and fall sewer and for flush tanks and manholes all in accordance with plans and specifications on file in City Clerk's office also for furnishing 200 Ebls. more or less of manufactured Portland cement. Bids to be opened Wednesday January 25th. at 8 o'clock P. M. The Board reserves the right to reject any and all bids.

IN THE MATTER OF OFFICE FOR CITY ENGINEER:

Upon motion it is ordered and the City Engineer is hereby empowered to employ at the expense of the city a carpenter and have an office constructed in the rear of the City offices.

IN THE MATTER OF FIRE ALARM SYSTEM:

A. J. Coffee representing the Gamewell fire alarm system appeared before the Board and explained the workings of the system and stated that a 20- Box system for Modesto would cost in the neighborhood of \$4200. Action was deferred unto a later date.

Pending the further consideration of Business the Board adjourned to meet Thursday January 5th, 1911 at 7-30 o'clock P. M.

Attest:

*H. O. Thompson*

Clerk.

Thursday January 5th. 1911--7-30 o'clock P. M.

The Board met pursuant to adjournment with all members present.

IN THE MATTER OF GAS RATES:

District Attorney L. J. Maddux appeared for the Modesto Gas Lt. Coal & Coke Co. and asked that N. E. Leek be sworn to take down in shorthand the full proceedings, which was done. Prof. C. A. Cory, professor on mechanical engineering at University of California, and who was employed by the Board to investigate the property of the Gas Co. and report findings was the first person sworn who proceeded to read his report in full, and answered a number of questions put to him by Attorney Maddux, City Attorney Carlson and members of the Board.

J. R. Broughton, W. R. High and G. R. Stoddard were sworn and testified as to the usual rate of interest in this section which all stated was 8%.

F. A. Cressey Jr. was also a witness and filed a supplemental report. Action in the above matter was deferred until Jan. 18th 1911 the next regular meeting of the Board.

IN MATTER OF LIGHTING THE BUSINESS SECTION:

The Board decided to put in a new Lighting system in the Business section and to that end placed an order with Mr. Wallis of the General Electric Co. of S. F. for 64000 feet of wire--2 Transformers, 2 switch-boards and the necessary lamps and other necessary apparatus to carry out this plan. The prices to be the same as former bid with the exception of the wire which would be cheaper.

IN THE MATTER OF STREET SWEEPER:

W. E. Baxter of the Rear Draft Suction Street Sweeping Co. appeared before the Board and explained the merits of a street sweeper which is a suction machine and dustless price \$1800. F. O. B. Long Beach. No action taken, Therefore the Board adjourned until Jan. 11th. at 8 o'clock P. M.

Attest:

*H. O. Thompson*

Clerk.

Wednesday Jan. 11th. 1911- 8 o'clock P.M.

C. A. Post president of the Board was present pursuant to adjournment and there being no other member present declared the meeting adjourned for want of a quorum.

Attest:

*A. O. Thompson*

Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY JAN. 11TH. 1911.

The Board met in regular session and there were present the following named trustees.  
C. A. Post, president, S. W. Coffee, Jno. Harrison, W. S. Mann and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of Jan. 4th. 1911 and the minutes of the regular adjourned meeting of Jan. 5th. 1911 were read and the same ordered approved as read.

IN THE MATTER OF TRANSFER OF SALOON LICENSE:

H. B. Schmidt presented and filed with the Board a petition stating that he wished to sell out and transfer his saloon license to Max Maritzen and Max Maritzen being a citizen of the City of Modesto the consent of the Board is prayed for as required by Ordinance No. 281, said petition was accompanied by the endorsement of property owners on the street in said Block 56 representing a majority frontages: Whereupon the Board finds that the proceedings are correct, it is upon motion duly seconded and carried and the Board hereby consents to the transfer of license as asked for: the proper bond with Jno. A. Coffee and A. N. Brown as sureties having been presented and approved.

IN THE MATTER OF BIDS FOR AUTO-COMBINATION, Chemical and Hose-Wagon:

This being the time fixed by order of the Board and in accordance with the published "Notice to Bidders" inviting bids for Auto-Combination Chemical and Hose Wagon and there being several bids on file the board proceeded to open and consider said bids; whereupon said bids opened are as follows:-

Bid of American La France Fire Engine Co. by R. S. Chapman, \$5680.; Bid of Webb Motor Fire Apparatus Co. by W. A. Daggett, agent, three bids as follows:- \$5250- \$5450 & \$5475. Bid of The Seagraor Company, By C. A. Taber-- Two Bids as follows:- \$5450.00 and 5995.00 Bid of Waerman Bros Co., By E. B. Waterman-- Three Bids as follows:- \$8267.00, \$7117.00 and \$6267.00. Bid of The Wm. R. Ruess Automobile Company by Wm. Ruess-- Two Bids as follows:- \$6200 and \$5350.

The Bid of the Wm. R. Ruess Automobile Co. was received by the president of the Board through the U. S. mail and was not on the Clerk's desk, when the other Bids were opened, but the findings of the Board were that said bid had been filed and upon motion was opened and read; all bids having been opened and read it is upon motion duly seconded and carried that further consideration of said bids be deferred until the next regular meeting.

IN THE MATTER OF PETITION AND APPLICATION OF SOUTH SAN JOAQUIN IMPROVEMENT COMPANY, A CORPORATION FOR A RAIL-ROAD FRANCHISE.

The petition and application of the South San Joaquin Improvement Company for a railroad franchise along certain streets in the City of Modesto having been duly presented to the Board by J. M. Wathal attorney for said Company; whereupon G. H. Bertram presented a petition signed by C. D. Swan, G. H. Bertram and others petitioning and recommending that a franchise for a spur track be granted in addition to other routes from 8th street along the center of "I" street to the westerly line of 9th street, said spur to be for passenger service only.

TO THE HONORABLE BOARD OF CITY TRUSTEES OF THE CITY OF MODESTO,

COUNTY OF STANISLAUS, STATE OF CALIFORNIA.

The petition and application of the South San Joaquin Improvement Company, a corporation, respectfully represents:

That your petitioner is a corporation, incorporated, organized and existing under and by virtue of the laws of the State of California, and is authorized to acquire the rights, privileges, permissions rights-of-way and franchise herein petitioned and applied for, and to purchase, construct, acquire, lease, build, equip, maintain, build and operate a single or double track rail-road of standard gauge for the carriage and transportation of passengers, personal property, freight, express matter and United States mails, and to operate thereon cars for the carriage and transportation of passengers, personal property, freight, express matter and United States mails for hire, drawn, run or operated by electricity, steam power, compressed air, or any other lawful motive power, along, upon and across the Streets, avenues, roads, high-ways and places in the City of Modesto, County of Stanislaus, State of California hereinafter designated and named, and upon, along, and across the property, places and route in the said City of Modesto, County of Stanislaus, State of California hereinafter named and designated.

That your petitioner is a corporation incorporated to build railroads for the carriage and transportation of passengers, personal property, freight, express matter and United States mail for hire, and is incorporated for the purpose of constructing and operating,

and has already under the course of construction and is intending to construct, complete and operate a railroad from Stockton, in San Joaquin County, State of California, in a general Southerly direction, by a practicable, convenient and feasible route to Modesto, in Stanislaus County, State of California, the estimated length of said line to be thirty-five (35) miles.

That your petitioner has completed surveys of its line of railroad and finally located the same and has acquired from private owners portions of the rights-of-way necessary for the construction of its said line of railroad and is now engaged in the construction thereof.

That your petitioner is desirous of acquiring for itself, its successors in interest and assigns, the right, privilege, permission, right-of-way and franchise for the term of fifty (50) years to construct, lay down, maintain, operate and repair a single or double track railroad of standard gauge for the carriage and transportation of passengers, personal property, freight, express matter and United States mail for hire, together with the right, privilege and permission right-of-way and franchise to construct, lay down, maintain and operate all turn outs and spur tracks, and such poles and other appliances and apparatus for the drawing, running or operating thereon cars for the carriage and transportation of passengers, personal property, freight, express matter and United States mails drawn for hire, run or operated by electricity, steam power, compressed air, or any other lawful motive power, along, upon and across the streets, avenues, roads, high-ways and places in the City of Modesto, County of Stanislaus, State of California hereinafter designated as follows, to-wit:

Beginning at the intersection of Elm Street in the North-westerly limits of the City of Modesto; thence running in an Easterly direction along Elm Street to Eighth Street; thence with proper curve Southeasterly on the center of Eighth Street to "F" Street; also a spur track at the intersection of "I" Street along the center of "I" street to the westerly line of Ninth Street.

The said line of railroad as herein described has been located so as to be most compatible with the greatest public good and the least private injury.

The grantee of said franchise, its successors in interest and assigns shall have the right to excavate and renew portions of the streets along the route above described necessary to properly construct said railroad, and to erect all needful apparatus to properly build, operate and maintain said railroad, and shall keep all crossings constantly in repair, flush with the roads and with proper access.

WHEREFORE, your petitioner and applicant prays that this petition and application be received and filed, and that due and legal notice of the said application be had, made and given as required by law, and after due and legal proceedings had and taken by your Honorable Body as in such cases may be provided, said Board of Trustees of the City of Modesto pass an appropriate ordinance granting to your petitioner its successors in interest and assigns the aforesaid right, privilege, permission and franchise for the aforesaid period of fifty years.

Dated this 21st day of December, A D. 1910.

SOUTH SAN JOAQUIN IMPROVEMENT COMPANY.

By Geo. W. Tatterson  
President.

O. B. Parkinson.  
Secretary.

The following vote upon the petition was recorded. Ayes.- C. A. Post, John Harrison and J. D. Ross. Noes,- S. W. Coffee and W. S. Mann.

The following petition and application was then unanimously accepted, as a whole.

In the acceptance of the petition and application of the South San Joaquin Improvement Company the Board asked that said company pay the costs of such advertising as would be required in publishing said franchise matters whereupon the company tendered their check in the sum of \$125. which was accepted by the Board on behalf of the City.

IN THE MATTER OF RESOLUTION CONCERNING NOTICE OF THE APPLICATION OF THE SOUTH SAN JOAQUIN IMPROVEMENT CO. FOR ELECTRIC RAILROAD FRANCHISE AND ADVERTISEMENT OF THE FACT THAT THE SAID COMPANY HAS MADE APPLICATION TO THE BOARD OF TRUSTEES OF THE CITY OF MODESTO FOR A FRANCHISE AND THAT THE BOARD PROPOSES TO GRANT THE SAME; AND THAT BIDS WILL BE RECEIVED FOR SUCH FRANCHISE; AND THAT IT PROPOSES TO AWARD SAID FRANCHISE TO THE HIGHEST BIDDER:-

The following Resolution and Notice of advertisement was introduced and passed by the following vote as hereinafter appears and the Clerk was duly authorized to cause the said advertisement of Fact to be published in the Modesto Morning Herald.

Ayes:- C. A. Post, S. W. Coffee, Jno. Harrison, W. S. Mann and J. D. Ross.  
Noes, none. Absent- None.

BEFORE THE BOARD OF TRUSTEES OF THE CITY OF MODESTO, STATE OF CALIFORNIA.

In the Matter of the Application of South San Joaquin Improvement Company for a franchise over certain streets of the City of Modesto, for the purposes of a street railway:

WHEREAS, South San Joaquin Improvement Company, a corporation, has filed with this Board, to-wit: The Board of Trustees of the City of Modesto, California, an application for a franchise running to said corporation, its successors in interest and assigns, for a period of twenty-five years, giving it the right, right-of-way, privilege and permission to construct, lay down, maintain, repair and operate for itself, its successors in interest and assigns, a single and double track street railroad track, together with the necessary turn-outs, curves, switches, and "Y's" and other apparatus for the operation of cars thereon to connect with and be part of what is known as an interurban railroad proposes to be constructed between the City of Stockton and the City of Modesto so as to make a complete and connected system of tracks over the route hereinafter described, and the right to use apparatus for propelling, drawing, or running on said track or tracks cars for the hauling of freight, passengers and express matter and luggage, or any or all; and which said cars shall be propelled by electricity with the necessary poles and overhead wires, except a third rail system, or other electrical appliances; which said tracks are to be laid and operated over, along and across the streets, lanes and thoroughfares in said City of Modesto as more particularly set out and described as follows

Beginning at the intersection of Elm Street in the northwesterly limits of the City of Modesto, thence running in an easterly direction along Elm Street to Eighth street; thence with proper curve southeasterly along the center of Eighth Street to "F" Street; also a single track spur from Eighth Street at the intersection of "I" Street along the center of

"I" Street to the westerly line of Ninth street in said City of Modesto.

NOW, THEREFORE, BE IT, AND IT IS HEREBY ORDERED AND RESOLVED by the Board of Trustees of the City of Modesto, aforesaid, that it is proposed to grant, sell and dispose of such franchise in accordance with an act of the Legislature of the State of California entitled, "An Act providing for the sale of street railroad and other franchises in counties and municipalities and providing conditions for the granting of such franchises by legislative or other governing bodies," and it is ascertained and determined by this Board that such franchise should be granted; And it is further

RESOLVED That notice and advertisement be made of the fact of such application together with a statement that it is proposed to grant the said franchise; And it is further RESOLVED by this Board that it is proposed to grant the same and that such advertisement be published in Modesto Morning Herald a daily newspaper of general circulation printed and published in said City of Modesto, a daily except Mondays, once a day for ten successive days, or as often during said period as said paper is published, and that such notice be in the following form, to-wit:

NOTICE OF SALE OF FRANCHISE TO CONSTRUCT, LAY DOWN, MAINTAIN, REPAIR AND OPERATE A SINGLE AND DOUBLE TRACK, STREET RAILROAD TRACK, TOGETHER WITH THE NECESSARY TURNOUTS, CURVES, SWITCHES, AND "Y'S", AND TO ERRECT THE NECESSARY POLES AND APPARATUS FOR THE OPERATION OF CARS THEREON, AND TO OPERATE CARS THEREON, ALONG, UPON, ACROSS AND OVER THE PUBLIC STREETS, AVENUES, HIGHWAYS, PARKS AND PLACES OF THAT CERTAIN PORTION OF THE CITY OF MODESTO, IN THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, AS HEREINAFTER SET FORTH.

TO WHOM IT MAY CONCERN:-

WHEREAS, South San Joaquin Improvement Company, a corporation on the 18th day of January, 1911, made and presented its application in writing to the Board of Trustees of the City of Modesto, in the State of California, for a franchise running to said corporation, its successors in interest and assigns, for a period of twenty-five years, giving it the right, right-of-way, privilege and permission to construct, lay down, maintain, repair and operate for itself, its successors in interest and assigns, a single and double track street railroad track, together with the necessary turnouts, curves, switches, and "Y's" and other apparatus for the operation of cars thereon to connect with and be a part of what is known as an interurban railroad proposed to be constructed between the City of Stockton and the City of Modesto so as to make a complete and connected system of tracks over the route hereinafter described, and the right to use apparatus for propelling, drawing, or running on said track of tracks, cars for the hauling of freight, passengers and express matter and luggage, or any or all; and which said cars shall be propelled by electricity, with the necessary poles and overhead wires, or other electrical appliances, except a third rail system, which said tracks are to be laid and operated over, along and across the streets, lands and thoroughfares in said City of Modesto, as more particularly set out and described as follows:

Beginning at the intersection of Elm Street in the northwesterly limits of the City of Modesto, thence running in an easterly direction along Elm street to Eighth street; thence with proper curve southeasterly along the center of eighth street to "F" street; also a single spur track from Eighth street at the intersection of "I" street along the center of "I" street to the westerly line of Ninth street, and

WHEREAS, it is proposed by said Board of Trustees to offer for sale, and sell and grant, to the highest bidder, said franchise, on the terms and conditions hereinafter set forth:

NOW, THEREFORE, notice is hereby given that the said City of Modesto hereby offers to sell grant a franchise for twenty-five years to construct, lay down, maintain, repair and operate a single and double track street railroad track, together with the necessary turnouts, curves, switches, and "Y's", and other apparatus for the operation of cars thereon to connect with and be a part of what is known as an interurban rail road proposed to be constructed between the City of Stockton and the City of Modesto, so as to make a complete and connected system of tracks over the route hereinafter described, and the right to use apparatus for propelling, drawing or running on said track or tracks cars for the hauling of freight, passengers, and express matter and luggage, or any or all; and which said cars shall be propelled by electricity, with the necessary poles and overhead wires, or other electrical appliances except a third rail system; which said tracks are to be laid and operated over, along, upon and across the public streets, avenues, highways, parks and places in the city of Modesto as more particularly set out and described as follows:

Beginning at the intersection of Elm Street in the northwesterly limits of the City of Modesto, thence running in an easterly direction along Elm Street to Eighth street; thence with proper curve southeasterly along the center of Eighth street to "F" street; also a single spur track from Eighth street at the intersection of "I" street along the center of "I" street to the westerly line of Ninth street in said City of Modesto.

Notice is further given that sealed bids in writing will be received up to eight o'clock p. m. on the first day of March, 1911, at the office of the City Clerk of the City of Modesto, in Stanislaus County, California, at 717 Tenth street, in said city, and that on said date at the hour of eight o'clock p. m. said Board of Trustees will meet in regular meeting at the regular meeting place of said Board in the Municipal Building at No. 717 Tenth street, in said City of Modesto, and open and read said bids, and strike off and sell and award said franchise; and all bids must be for the payment of a stated sum of gold coin of the United States; that said franchise will be struck off, sold and awarded to the person, firm or corporation who shall make the highest cash bid therefor; provided, that at the time of the opening of said bids any responsible person, firm or corporation present or represented may bid for said franchise a sum not less than ten per cent above the highest sealed bid therefor, and said bid so made may be raised not less than ten per cent by any other responsible bidder, and said bidding may so continue until finally said franchise shall be struck off, sold and awarded by said Board of Trustees to the highest bidder in gold coin of the United States. Each sealed bid shall be accompanied with cash or a certified check payable to the Treasurer of the City of Modesto, for the full amount of said bid, and no sealed bid shall be considered unless said cash or check is inclosed therewith and accompanies the same and the successful bidder shall deposit at least ten per cent of the amount of his bid with the clerk of the City of Modesto before the franchise shall be struck off to him. And if he shall fail to make such deposit immediately then and in that case his bid shall not be received, and shall be considered void and the said franchise shall then and there be again offered for sale to the bidder who shall make the highest cash bid therefor, subject to the same conditions as to deposit, as above mentioned. Said procedure shall be had until said franchise is struck off, sold and awarded to a bidder who shall make the necessary deposit of at least ten per cent of the amount of his bid therefor, as herein provided. Said successful bidder shall deposit with the Clerk of said City of Modesto, within twenty-four hours of the acceptance of his bid, the remaining ninety per cent of the amount thereof, and case he or it shall fail to do so, then the said deposit theretofore made shall be forfeited, and the said award of said franchise shall void, and the said franchise shall then and there, by said Board of Trustees, be again offered for sale to the highest bidder therefor, in the same

manner, and under the same restriction as hereinbefore provided, and in case said bidder shall fail to deposit with the clerk of said City of Modesto the remaining ninety per cent of bid within twenty-four hours after its acceptance, the award to him of said franchise shall be set aside, and the deposit theretofore made by him shall be forfeited, and no further proceedings for the sale of said franchise shall be had unless the same shall be readvertised and again offered for sale, in the manner hereinbefore provided.

Notice is also hereby given that the successful bidder for said franchise must, within five days after said franchise is awarded to him or it, file with the Clerk of the said City of Modesto, a bond running to the City of Modesto, in the penal sum of Five Thousand Dollars, with at least, two good and sufficient sureties, to be approved by said Board of Trustees, conditioned that such bidder shall well and truly observe, fulfill and perform each and every term and condition of such franchise, and that in case of any breach of condition of such bond, the whole amount of the penal sum therein named shall be taken and deemed to be liquidated damages, and shall be recoverable from the principal and sureties upon said bond. Upon the filing and approval of such bond the said franchise shall, by the said Board of Trustees of the City of Modesto, be granted by ordinance to the person, firm or corporation to whom it has been struck off, sold or rewarded; and in case the said bond shall not be so filed, the award of such franchise shall be set aside, and any money paid therefor shall be forfeited.

Notice is further given that the said franchise, so to be sold, struck off awarded, as aforesaid, shall contain, and be subject to, the following conditions, to be strictly complied with by the grantee thereof, upon penalty of forfeiture of said franchise by such grantee in event of the breach of such conditions or any thereof:

(1) That the grantee of said franchise or his assigns, must during the life of said franchise, pay to the City of Modesto, two per cent (2%) of the gross annual receipts of the gross annual receipts of the person, partnership or corporation to whom said franchise is awarded, arising from its use, operation or possession; no percentage shall be paid for the first five years succeeding the date of the franchise, but thereafter such percentage shall be payable annually. The grantee of said franchise shall file annually with the Clerk of the said City of Modesto, or such other officer of said City as its Board of Trustees may designate, a verified report, in form and detail as shall from time to time be prescribed by the Board of Trustees of said City of Modesto or their successors, of all the gross receipts arising from all the business done by said person, firm or corporation, within the City of Modesto, for the year immediately preceding such report. Such report shall contain such further statements as may be required by the governing body of said City of Modesto concerning the character and amount of business done, and the amount of receipts and expenses connected therewith and also the amount expended for new construction, repairs and betterments during each year. And the said City of Modesto, by its officers or accountants authorized by the governing body shall have the right at all reasonable times to examine all the books, vouchers, and records of any person, firm, or corporation exercising said franchise for the purpose of verifying any of the statements of gross receipts herein provided for, or for any other purpose whatsoever connected with the duties or privileges of the said city, or of such person, firm or corporation, arising under any law of the State of California or the ordinance granting this franchise, and may audit the same at the end of each year.

(2) The grantee of said franchise shall construct the tracks of said railroad with Trilby rails only on those portions of the streets and avenues above designated as nearly as possible in conformity with the routes as designated above with a toothing of uniform basalt blocks on each side of the rails; shall pave, plank or macadamize the entire length of the street used by such track between the rails thereof, and for two feet on each side thereof and between the tracks and for two feet on each side thereof where sidings or two tracks are laid and shall keep such track and such paving, planking or macadamizing between said tracks and on two feet on each side thereof constantly in repair flush with the street with good crossings, and shall repave and remacadamize the same; all such paving or repaving, macadamizing or remacadamizing shall be done with the same material as now is or may hereafter be used for such purpose by the City of Modesto, and under the supervision and specifications, and in the same manner as upon the streets or portions of streets over which the railway runs or the track or tracks thereof are laid, and shall keep the same constantly in repair, flush with the streets and with good crossings. In event the grantee shall fail to keep said tracks and said portions of said streets in repair, as aforesaid, and shall fail to make such repairs thereto or thereon upon ten days notice by the said City of Modesto, then the said City of Modesto may make said repairs and the cost thereof shall be a lien against the property of said grantee, collectible as may be hereafter by ordinance provided.

Said grantee, its successors in interest and assigns, shall construct necessary flumes and culverts for the free passage of surface water under the tracks of said railway, and all such culverts and flumes shall be constructed in accordance with the plans and specifications approved by the governing body of the City of Modesto.

Said grantee and its assigns, while operating cars over any railway track or tracks as in said franchise provided shall sprinkle the surface of each street occupied or used by said track or tracks between the rails and for two feet on each side thereof, and between the tracks if there be more than one track, in such manner as at all times when cars are being operated over such track or tracks effectually to keep the dust laid on that part of the surface of such street lying between said rails, and within two feet on each side thereof, and between said tracks. The sprinkling herein prescribed shall be done with water, and at such times during the day or night as directed and prescribed by the authorities having charge of street sprinkling; provided, that said grantee may, with the written permission and under the direction of such authorities, use oil for sprinkling the whole or any portion of the track or tracks, of said space between said tracks and on each side thereof.

Passenger cars shall be run over said railroad carrying passengers between Modesto and Stockton at least every three hours between the hours of seven o'clock in the morning and nine o'clock in the evening, except when prevented from so doing by riot, strike, or by the elements or any other unavoidable causes, and may be run as much oftener as may be desired by said grantee, and its assigns at any time during the twenty-four hours of every day. Express cars may be run as often as may be necessary to properly accommodate traffic, and shall be in general appearance like the passenger cars, except that they shall be without side windows. Freight cars such as may be used on steam railroads for transportation of freight may be run over and along Elm and Eighth streets hereinabove designated, at any time of the day or night; but it is expressly stipulated that no freight cars as above described shall be run over any other part of the right of way herein proposed to be granted and shall not stop longer than ten minutes in any one block.

The grantee of said franchise shall be subject to the right of the said City of Modesto to make all regulations which shall be necessary to secure in the most ample manner the safety, welfare and accommodation of the public, including among other things the right to pass and enforce ordinances to protect the public from danger or inconvenience in the operation of any work or business authorized by the grant of the franchise and the right to make and enforce all such regulations as shall be reasonably necessary to secure adequate, sufficient and proper service and accommodations for the people and insure their comfort and convenience.

(3) The grant of said franchise shall be subject to the right of the said City of Modesto to prescribe and regulate the fares, rates, rentals or charges made for the service rendered under such franchise; and the grantee of said franchise shall at all times permit

all United States mail carriers, all police officers and firemen, at all times, while engaged in the actual discharge of duty, to ride on the cars of said grantee without paying any sum of money whate ver for fare or otherwise and with all the rights of other passengers.

(4) The grantee of said franchise wherever its tracks shall run over or across the sewer of the City of Modesto, shall at its own expense and risk support its tracks while excavations are being made, to make necessary repairs, or improvements upon such sewer.

(5) The work to construct the railway hereby authorized shall be commenced in good faith within not more than four months from the granting of said franchise, and shall be prosecuted diligently to completion, and said work shall be completed and in operation within not more than one year and eight months thereafter.

(6) The franchise herein proposed to be granted shall not be an exclusive franchise, but the said City of Modesto reserves the right to grant any other franchise or franchises for the same or a similar purpose along the same streets or any portion thereof; and the said grantee of this franchise, its successor in interest and assigns shall permit any interurban or street railway company not using steam engine or horses or mules as drawing or propelling power, and which may hold a franchise from the City of Modesto, permitting it to use such tracks, to use the tracks and appliances of said grantee, its successors in interest and assigns, such as may be laid in operation on Elm and Eighth and "I" streets as hereinabove described, upon first obtaining permission therefor from the Board of Trustees of the City of Modesto, and upon payment to the holder of this franchise of a proper proportion of the cost of construction of the tracks and appurtenances to be used by such railways jointly and upon the entering into of an agreement between the holder of this franchise and such interurban street railway company to pay a proper proportion of the cost of construction of the tracks used such railways jointly, and upon the entering into of an agreement between the holder of this franchise and such interurban or street railway company to pay a proper proportion of the cost of maintenance of such tracks and appliances, and also an agreement providing for the times and manner of operating cars thereon, so as to reduce the liability of accidents to a minimum, and said grantee, its successors in interest and assigns shall also permit the crossing of its tracks wherever laid within the City of Modesto to be made by other railroads upon proper notice of the desire of other railroad companies to cross such tracks, and upon the entering into of an agreement for the cost of making such crossings and the time and manner of placing the same.

In event of inability to arrive at an agreement within a reasonable time as to the terms and conditions of the using and crossing of tracks by other railroads, such failure to agree shall not bind any railroad so proposing to cross such tracks to await a longer time, but any such railroad corporation desiring to cross such tracks may proceed to do so as provided by the terms and provisions of 465, sub-division 6 of the Civil Code of California, and in the event of inability to agree upon the terms and conditions for the use of such tracks for transportation purposes within a reasonable time after application is made for such use by such other railway company of the character as hereinabove described, then the railway company so desiring to use such tracks for transportation shall pay immediately to the grantee of this franchise, its successors in interest and assigns, in cash gold coin of the United States one-half (1-2) of the actual cost of the construction of track and road-bed and of the appliances which may be used belonging to said grantee herein, and shall also obtain consent of the Trustees of the said City of Modesto to use said portion of the track as above set forth, in conjunction with the grantee of this franchise, its successors in interest and assigns, and upon the entering into of an agreement providing for the payment of one-half (1-2) of the cost of maintenance of said tracks and appliances, to said grantee, its successors in interest and assigns, and upon procuring written permission of the Board of Trustees for the use of said track or tracks, in which permission shall be stipulated the time or times and manner of operating its cars upon the tracks of this grantee so as to allow the grantee of this franchise, its successors in interest and assigns, at least equal privilege and use of said track with said other company; then upon the above requirements being duly had and made, such other railroad company shall thereupon be allowed the use of such tracks for transportation purposes upon the terms and conditions as may be fixed and determined by the Board of Trustees of the City of Modesto under the provisions and conditions hereinabove in this section contained.

This advertisement is made in pursuance of a resolution of the City Council of the City of Modesto, duly and regularly passed at a regular meeting of said City Council held on the 18th day of January, 1911, by the following vote:

Ayes: C. A. Post, J. D. Ross, John Harrison, W. S. Mann, S. W. Coffee.  
Absent: None.

Dated at the City of Modesto, County of Stanislaus, State of California, this 21st day of January, 1911.

Walter O. Thompson,  
City Clerk of the City of Modesto.

#### IN THE MATTER OF SUPT. OF ELECTRIC LIGHT AND PUMPING STATIONS.

The application of W. I. Carpenter for the position of superintendent of Electric light and pumping stations was read and order placed on file.

#### IN THE MATTER OF CLAIMS:

The following claims were duly audited and allowed and warrants ordered drawn for respective amounts:

GENERAL FUND.		
S. W. Coffee	expense to San Diego	25.00
Chas. Kolb	Labor	23.75
W. E. Bennett	Carpenter work	26.00
N. C. Hanscom	Varnishing & sign painting	13.50 ✓
MCHENRY LIBRARY FUND.		
Geo. Perley	Abs. Lot 20 & S $\frac{1}{2}$ of 21 Block 69	50.00 ✓
WATER IMPROVEMENT FUND.		
Frank A. Cressey	Transformer Bent	14.00
D. P. & W. T. Howell	sinking well	680.00 ✓

Pending the further consideration of business the Board adjourned to meet Wednesday January 25th 1911 at 7.30 o'clock P. M.

Attest:

*W. O. Thompson*

Clerk.

The Board met pursuant to adjournment and all members were noted present.

**IN THE MATTER OF COMMUNICATIONS:**

The following communications were received by the Board, and ordered placed on file:

To the Honorable Board of City Trustees:

That Whereas the bonds for Sewer extension and the lay ing of new sewer was voted with the understanding that the work of said improvements was to be done by local labor at a living wage, and whereas it has come to our knowledge that said work is being done principally by imported labor at a wage scale that is insufficient to the support of any mans family. Therefor be it resolved by the building trades of Modesto that we condemn the actions of the Cpntractor in regard to the wage scale, and ask that the Trustees use their best efforts to regulate the wage scale, and to see to it that Union Labor only is used in the construction of City sewer pipe.

(Signed) Committe of Building Trades.

Geo. T. Hughes, Chairman.  
J. R. Baker.  
E. L. Graham.

To the Honorable Board of Trustees,  
City of Modesto, California.

WHEREAS, the City of Modesto is building lines for own City lighting purposes, and WHEREAS, such work is being done by unskilled and incompetent help, which makes an already dangerous work more dangerous and hazardous and should any accident occur through said unskilled help the City of Modesto would be liable to a damage suit, and We, the Building Trades of the City of Modesto as tax-payers, do hereby demand that this work be done by experienced Union men at a Union scale wage, thereby eliminating the danger of said work to a great degree.

(Signed)

Geo. T. Carpenterr  
J. R. Baker.  
E. L. Graham.

Committee.

To the Board of Trustees of the City of Modesto, Calif.

Gentlemen:

Last Sunday afternoon at their regular meeting the Modesto Socialist Local unanmously indorsed the proposition of a Municipally owned and operated Theatre or Hall, as indorsed by the Labor unions of this city.

The Socialist Local endorses the proposition, because the Socialists believe in the Municipal ownership of all public utilities; they endorse the plan because a building so constructed, owned and operated would be a credit to the City, would be for the good pf the people and all of the people; it would no be "my property" or "our property" and all would take a pride in the building and an interest in its welfare.

Yes, the Socialist local surely endorse the proposition.

C. R. Little, Chairman  
Sylvester Gardner, Secretary.

Jan. 22, 1911.

**IN MATTER OF PLANTING AND CARING FOR TREES ON SIDEWALKS.**

Dr. J. P. Snare was before the Board in relation to water rates for trees planted on the sidewalks which as the Ordinance implies would be \$5. per year per lot, which is excessive. Dr. Snare was informed that the rate did not apply to trees on the sidewalk .

**IN THE MATTER OF SIDEWALK CONSTRUCTION:**

The City Attorney was instructed to notify all persons, who had previously been notified to lay concrete sidewalks in front of their property, to have said walks, constructed without further delay, and the City Engineer would furnish the necessary grades. The Attorney was also directed to frame an ordinance changing the width of the sidewalk on a portion of 8th street bordering the railroad. It is further ordered by the Board and the Clerk was directed to notify Mrs. M. E. Tucker and E. L. Anthony that the trees on the sidewalks in front of their property on 10th Street near "J" constitute an obstruct-ion and to remove the same.

**IN THE MATTER OF SEWER INSPECTOR:**

Upon motion by J. D. Ross seconded by Jno. Harrison that W. F. Butts be appointed sewer inspector with same power as sewer inspector W. E. Davis. Motion carried and it is ordered, trustees Post and Mann opposing said motion, voting no.

**IN THE MATTER OF BIDS FOR THE CONSTRUCTION OF A MAIN SEWER CONSTRUCTION OF LIQUIFYING TANKS, CONSTRUCTION OF MANHOLES, CONSTRUCTION OF FLUSH TANKS AND FOR FURNISHING CEMENT:**

This being the time fixed by order of the Board and in accordance with the published "Notice to Contractors" inviting sealed Bids for the construction of Liquifying tanks, Out-Fall sewer, Main Sewer No. 1 Main Sewer No. 2, Liquifying tanks, Manholes and for furnishing cement. And there being several Bids on file the Board proceeded to open, examine and consider said Bids so on file whereupon said Bids opened are as follows:-

Bid of Frank C. McIntyre:-  
Construction of outfall sewer, main sewer No. 1 and Main Sewer No. 2 for \$26209.16  
Additions and Deductions as follows:-  
Manholes each 27.00  
Flush tanks each 20.00  
Lamp holes each 10.00

Bid of C. D. Vincent:  
 Construction of Outfall sewer, mainsewer No. 1 Main Sewer No. 2 &  
 Liquifying tank \$45982.50  
 Additions and deductions as follows:-  
 Manholes each 12.50  
 Lampholes each 5.00  
 concrete per cu. yd.  
     in place 2.50  
 Flush tanks each 15.00

Bid of J. C. Armstrong  
 Liquifying Tank \$2980.00  
 67 manholes 1205.00

Bid of Wm. Heafey:-  
 Construction of Out-fall Sewer, Main sewer No. 1, Main Sewer No. 2  
 liquifying tank \$30184.04  
 Additions and deductions as follows:  
 Manholes each 14.00  
 Lampholes each 2.50  
 Concrete per cu.yd.  
     in place 10.00  
 Flush tanks each 10.00

Bid of W. H. Howell:  
 Manholes each \$38. or the 65 complete for \$2470.

Bid of Healy, Tibbitts Construction Co.  
 Construct Outfall sewer and Main Sewer No. 1 \$24900.00  
 Addition and deductions as follows:  
 Manholes each 16.00  
 Lampholes each 5.00  
 concrete per cu. yd. in place 16.00  
 Flush tanks each 12.00

Bid of Arthur S. Bent  
 Construct Liquifying Tanks, Outfall sewer and Main Sewers Nos. 1 & 2 also  
 65 Brick manholes and 36 Flush Tanks \$44640.00

Bid of Williams & Belser:  
 Construct Outfall sewer, Main sewer No. 1 & 2 and liquifying tanks \$46867.00

Bid of A. L. Chambers:  
 Construct Outfall Sewer Main Sewers Nos. 1 and 2 and Liquifying Tank \$36723.68

Bid of Bishop & Stevenson & Co.  
 Construct Outfall Sewer, Main Sewers Nos. 1 and 2 and Liquifying Tank 28647.96  
 Additions and Deductions as follows:  
 Manholes each 22.50  
 Lampholes each 1.50  
 Liquifying Tank Labor&Steel 4919.40  
 Concrete per cu.yd. in place 4.00

Bid of Stanislaus Lumber Co. By C. T. Jackson, Manager, will furnish 200 bbls. more or less manufactured Portland Cement Golden Gate Brand at the following prices, to-wit; \$2.70 per barrel including sacks. f. o. b. Modesto in carload lots not less than 135 barrels each, \$2.85 per barrel including sacks in lots of any size ex warehouse, Modesto, Ten (10) cents each will allowed for the return of sacks in usable condition.

All bids having been opened read and examined whereupon the Board finds, determines and declares that the Bid of Bishop & Stevenson & Co. in the sum of \$23728.56 for the construction of Outfall sewer and main Sewers Nos. 1 and 2 and the Bid of J. C. Armstrong in the sum of \$2980.00 for the construction of Liquifying Tank are the lowest and best bid and that said Bidders are the lowest regular responsible Bidders, wherefore it is upon motion ordered that all other Bids for construction work be rejected and that the Bids of Bishop & Stevenson & Co. in the sum of \$23728.56 for the construction of Outfall sewer and main Sewers No's 1 and 2 and the Bid of J. C. Armstrong in the sum of \$2980. for the construction of liquifying tank be accepted and that the contract be awarded, conditioned that said work be commenced in 30 days and completed in six months, it is further ordered that the Bid of Stanislaus Lumber Co. for furnishing of cement be accepted and that the checks of the unsuccessful Bidders be returned.

IN MATTER OF BIDS FOR ROCK:

In the further consideration of Bids for furnishing rock, Bids for which were opened Nov. 16th 1910. It is upon motion ordered that the Bid of the Natomas Consolidated of California be accepted and at the price of \$1.45 per ton as stated in their proposal so on file, it is further ordered that the Bid of the Merced Stone Co. be rejected and their certified check returned.

IN THE MATTER OF LIBRARY GIFT OF ANDREW CARNEGIE:

The following resolution was introduced and unanimously adopted:  
 Whereas, Mr. Andrew Carnegie has offered to give to the City of Modesto the sum of Twelve Thousand Five Hundred Dollars (\$12,500) for the purpose of erecting a free public Library for Modesto, provided that the Board of Trustees of said City of Modesto agree by resolution to maintain such Library at a cost of not less than Twelve Hundred and Fifty Dollars, (\$1250.00) a year and also provides a suitable site for the building; and  
 Whereas, the said City of Modesto is now the owner of a site suitable for the erection of a free public Library building and contemplates the erection, furnishing and equipment of a free public Library for said City. Now, therefore  
 BE IT RESOLVED by the Board of Trustees of the said City of Modesto, (the said Board of Trustees being the governing body of said City) that the said City do agree and it hereby does agree, in consideration of the gift of the said Mr. Andrew Carnegie as aforesaid to maintain said public library at a cost of not less than Twelve Hundred and Fifty Dollars (\$1250.00) a year, and to appropriate not less than said amount each year for the mainten-

ance of said free public Library and to levy and collect the taxes therefor.

BE IT FURTHER RESOLVED that this Board extend its thanks to Mr. Andrew Carnegie for his generous offer, and that this resolution be spread at large upon the minutes of this Board,

No further business appearing the Board ordered an adjournment.

Attest:

*W. O. Thompson*

Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY FEB. 1st, 1911.

The Board met in regular session and there were present the following named trustees: C. A. Post, president, S. W. Coffee, Jno. Harrison, W. S. Mann and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of Jan. 18th. 1911 and the minutes of the regular adjourned meeting of Jan. 25th. 1911 were read and the same ordered approved as read.

IN THE MATTER OF WARRANT:

L. L. Dennett appeared before the Board and stated that he had lost a city warrant in the sum of \$40.00 and asked that a duplicate warrant be issued to him upon filing Bond to protect the city in case the missing warrant, should turn up and it was the order of the Board that the duplicate warrant be issued upon filing the proper Bond.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 306 entitled "An Ordinance fixing the width of the sidewalk space along certain portions of streets in the City of Modesto" was read and introduced by W. S. Mann.

IN THE MATTER OF TRANSFER OF SALOON LICENSE:

J. E. Brashear presented and filed with the Board of Trustees a petition stating that he wished to sell out and transfer his saloon license to P. Menghetti and N. Vaccaro and P. Menghetti and N. Vaccaro being citizens of the City of Modesto the consent of the Board prayed for as required by Ordinance No. 281 said petition was accompanied by a Bond and the endorsement of property owners on the street in said Block No. 55 representing 126 feet in frontage; whereupon the Board finds that the proceedings are correct it is upon motion duly seconded and carried and the Board hereby consents to the transfer of license as asked for.

IN THE MATTER OF PLANS FOR LIBRARY:

Upon motion it is ordered that the Library committee be empowered to procure plans for Library Building that the same may be presented to Andrew Carnegie at an early date for his approval.

IN THE MATTER OF FIRE ALARM SYSTEM:

Upon motion it is ordered and the Clerk is hereby instructed to cause a notice to be published in the Modesto Evening News inviting sealed Bids for the installation of a Fire Alarm System in accordance with specifications on file in the City Clerk's Office. Bids to be opened Feb. 15th. 1911, Board reserving the right to reject any and all bids.

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for the same upon the following funds, to-wit:

SEWER IMPROVEMENT FUND .		
Geo. H. Freitas	Services City Engineer	121.00
L. C. Smith	Services Inspector of Sewer Pipe	36.00
Herald Pub. Co.	Advertising	48.75
A. E. Wakefield	Typewriting	15.00
Modesto Lumber Co.	Cement	18.50
	Total	239.25 ✓
GENERAL FUND .		
A. J. Carlson	Salary City Attorney	50.00
C. W. Pointer	Salary City Marshal, etc.	103.00
Lee E. Smith	Salary Night-watchman	75.00
W. J. Wilhite	Salary City Health Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
W. O. Thompson	Salary City Clerk, etc.	80.35
Elsie Geer	Assisting Clerk	40.00
W. O. Thompson	Local Registrar of Deaths	23.50
Sierra & San Fran. Power Co.	Supplies & lights	639.45
Geo. E. Wallace	Salary as Fire-man	75.00
M. O. Robinson	Salary as Fire-man	65.00
Harry Graham	Salary as Fire-man	65.00
Clara Cardeza	Type-writing	30.00
Louis Perkins	Labor	20.00
Fred Ashurst	Labor	18.75
E. A. Turpen	Labor	24.00
W. F. Butts	Salary Street Supt. etc.	77.50
Charlie Butts	Labor	65.00
W. R. Johnson	Labor	65.00
John Bowman	Labor	52.50
N. M. Gattrell	Labor	50.25
S. L. Basaker	Labor	55.00

FIRE DEPARTMENT FUND.

Modesto News

Printing Notice to bidders

\$52.00

General Fund Cont'd.

Art. Rogers	Labor	\$9.00
Chas. Kolb	Labor	32.50
Chas. Swatzel	Labor	15.06
A. B. Wilson	Labor	24.87
J. B. Knight	Labor	18.37
Harold Simpson	Labor	11.55
Harry Armitage	Labor	18.37
Richard Kirk	Labor	10.00
Lee E. Johnson	Labor	12.80
L. E. Wells	Labor	0.00
R. A. Cochran	Labor	5.80
E. E. Biesemeier	Blacksmithing	24.90
Ira Harris	Blacksmithing	20.45
Fashion Shoeing Shop	Horse-shoeing	9.50
L. L. Martin	Horse-shoeing	4.00
W. O. Thompson	Supplies	626.90
J. C. Cavell	Printing	5.00
Herald Pub. Co.	Advertising & Printing	62.50
C. L. Cory	Report on rates for gas service	191.70
J. W. Craycroft	Services rendered	10.00
John Harrison	Coal	15.00
E. B. Maze	Supplies	4.75
Modesto Gas Lt Coal Coke Co.	Gas	13.85
Stanislaus Lumber Co.	Lumber	4.13
Modesto Lumber Co.	Lumber & Stakes	40.36
W. B. Wood & Son	Mdse.	49.90
Turner Hdw. & Imp. Co.	Mdse.	117.35

WATER FUND .

Frank A. Cressey	Pumping as per contract	745.15
W. E. Davis	Salary Water Inspector	100.00
Geo. E. Cook	Salary City Engineer	87.10
W. O. Thompson	Supplies	170.29
W. H. Butts	Labor	40.00
Modesto Lumber Co.	Lumber	28.44
W. B. Wood & Son	Supplies	37.85
J. H. Pinckney	Blacksmithing	3.20
B. Weil & Son	Supplies	44.20
Modesto Gas Lt Coal Coke Co.	Gas	1.90
Total		1258.13

WATER IMPROVEMENT FUND .

Fred'k C. Roberts	Furnishing & installing Pumps at 17th St.	1346.00
Fred'k C. Roberts	Pipe Fittings & Furnishing	114.94
E. Weil & Sons	Well casing	535.20
Col. E. Wood	services rendered	67.75
Wm. Knieriem	Carpenter work	7.50
Harold W. Traner	Carpenter work	7.00
Total		2078.39

IN THE MATTER OF STREET SUPERINTENDENT AND ASSISTANT SEWER INSPECTOR:

Motion by S. W. Coffee seconded by W. S. Mann that the vote and action of the Board of Jan. 25th. 1911 making W. F. Butts sewer inspector be reconsidered, motion carried and so ordered. Trustees Harrison and Ross voting No. The original motion was then before the Board namely, that W. F. Butts be appointed Sewer Inspector motion lost and so ordered trustees Harrison and Ross voting yes.

Motion by S. W. Coffee seconded by W. S. Mann that the position of Street superintendent held by W. F. Butts be declared vacant, motion carried and so ordered, trustees Harrison and Ross voting No.

IN THE MATTER OF APPOINTING A STREET SUPERINTENDENT:

Uppn motion by W. S. Mann seconded by S. W. Coffee that D. C. Matteson be appointed to the position of Street Superintendent, motion carried being unanimous and it is so ordered that D. C. Matteson be and he is hereby appointed Street Superintendent.

PENDING THE FURTHER CONSIDERATION OF BUSINESS and at the request of Attorney L. L. Dennett that the Tidewater and Southern Railw ay be given a hearing for application for a railroad franchise which would be presented Feb. 7th. 1911 the Board adjourned to meet Tuesday Evening Feb. 7th 1911 at 7-30 o'clock P. M.

Attest:

*W. O. Thompson*

Clerk.

Tuesday Feb. 7th 1911, 7-30 o'clock P. M.

The board met pursuant to adjournment with all members present, and in the absence of the clerk the President appointed trustee J. D. Ross clerk pro tempore.

IN THE MATTER OF TIDEWATER & SOUTHERN RAILWAY:

L. L. Dennett appeared before the Board and read a petition to construct Electric line of railroad; after which he read a resolution providing for advertising franchise for sale which however differs from the ordinary advertisement in that it is more for application

for right of way through the City for a through line. Messrs. Dennett, Carlson and Bearce discussed legal features and Mr. Theo. Turner spoke in objection to the use of 9th street for railroad purposes.

Upon motion of Mr. Harrison seconded by Mr. Coffee action upon the Electric Road franchise was postponed until Thursday Feb. 9th. 1911.

IN THE MATTER OF EXTENDING WATER MAINS:

Messrs. Weast and McCarthy appeared before the Board and asked that water pipe be laid to block 11 in Maze Addition; W. E. Davis was instructed to look over the situation and make an estimate of the cost of such extension.

IN THE MATTER OF PAYING LABORERS ON ELECTRIC LIGHT LINES:

Upon motion of Mr. Harrison seconded by Mr. Mann a committee was appointed to arrange with the Farmers & Merchants Bank to pay all labor checks on Electric Light lines on each Saturday night. Checks to be signed by Geo. H. Freitas as City Engineer.

IN THE MATTER OF CLAIM:

The claim of Ed. Callander in the sum of \$31.00 on the General Fund for stationery and railing at top of stairs was allowed. ✓

Pending the further consideration of business the Board adjourned to meet Thursday Feb. 9th. 1911 at 7-30 o'clock P. M.

Attest:

J. D. Ross,  
Clerk pro tem.

Thursday Feb. 9th 1911- 7-30 o'clock P. M.

The Board met pursuant to adjournment with all members present except trustee S. W. Coffee and in the absence of the clerk, the president appointed trustee J. D. Ross clerk pro tempore.

IN THE MATTER OF TIDEWATER & SOUTHERN RAILWAY:

L. L. Dennett appeared before the Board and read a resolution calling for a meeting on the 15th of March, 1911 for the hearing of objections to granting a franchise to The Tidewater & Southern Railway.

Upon motion of Ross seconded by Mann resolution was adopted.

IN THE MATTER OF BOND:

The Bond of Bishop & Stevenson in the sum of \$24000 with the American Bonding Company of Baltimore, as surety, was presented to the Board and by order approved.

Said bond being furnished for the faithful performance of contract dated Feb. 9th. 1911 and being for the construction (among other things) of the outfall sewer, main sewer No. 1 and Main Sewer No. 2 of the City of Modesto, complete in accordance with plans and specifications therefor, on file in the office of the City Clerk.

IN THE MATTER OF CITY CHARTER:

S. P. Elias addressed the Board and suggested that two certified copies of the charter be prepared, one to be filed with the County Recorder and one with the Secretary of State. City Attorney Carlson, S. P. Elias and L. E. DeYoe were appointed a committee to prepare said certified copies.

IN THE MATTER OF FREE WATER:

Upon motion it is ordered that Mrs. Brown on Third street be granted free water and to continue at the pleasure of the Board.

IN THE MATTER OF STREET LIGHTS:

Upon motion of J. Harrison seconded by W. S. Mann that a committee of one be appointed to confer with Mr. Gibben and the Power Co. with reference to erection of electrollers on "I" street. Mr. Harrison was appointed said committee.

IN THE MATTER OF DOGS:

Upon motion it is ordered and the City Clerk is hereby directed to notify the City Marshal to do away with all dogs in the City Limits, the owners of which have not procured a license tag.

Thereupon the Board adjourned.

Attest:

J. D. Ross  
Clerk pro tem.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY FEB. 15th. 1911.

The Board met in regular session and there were present the following named trustees C. A. Post, president, S. W. Coffee, Jno. Harrison, W. S. Mann and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of Feb. 1st. 1911, and the minutes of the regular adjourned meetings of Feb. 7th 1911 and Feb/ 9th, 1911 were read and the same ordered approved as read.

IN THE MATTER OF COMMUNICATION CONCERNING MCHENRY LIBRARY BEQUEST:

A communication was received from Myrtie McHenry Langdon, calling attention to certain provisions of the last will Mr. McHenry under which some \$30000. was left to the City for the purchase of lots and the construction of a Public Library and also as to the Decree of Distribution, and requesting that the following named persons Mrs. Myrtie McHenry Langdon, L. W. Fulkerth, John Ross, J. J. McMahon and L. L. Dennett whose names are mentioned in the will, which Mr. McHenry desired appointed by the Board as the first Board of Library Trustees that they be appointed as a Building Committee of the Board to submit plans and specifications for the proposed building; and to act in a consulting capacity with the Board in the construction of such building as may be finally selected; thereupon the following resolution was introduced and unanimously adopted. "Be it Resolved, That the Board of Trustees of the City of Modesto hereby appoint as a committee in erection and equipment for the McHenry memorial library building, to be erected for the City of Modesto, to act in conjunction with the board of City Trustees, the following person, viz: Mrs. Myrtie Langdon, L. W. Fulkerth, J. W. Ross, J. J. McMahon and L. L. Dennett, and that said committee, as soon as practical, submit plans and specifications for such building to the Board.

IN THE MATTER OF FIRE ALARM SYSTEM:

Upon motion it is ordered and the clerk is hereby instructed to cause a notice to be published in the Modesto News, inviting sealed Bids for the installation of a fire alarm system in accordance with specifications on file in the office of the City Clerk. Bids to be opened Wednesday evening Mar. 1st. 1911 at 8 o'clock. Board reserves the right to reject any and all bids.

IN THE MATTER OF BIDS FOR AUTO-COMBINATION CHEMICAL & HOSE WAGON:

In addition to the Bids for Auto-combination Chemical & Hose wagon received, opened and examined by the Board Jan. 18th 1911, two additional proposals were received and read, one from Wet exman Bros. and the other from the Kanawha Fire Engine Co.

Upon motion by S. W. Coffee duly seconded and carried by vote of 4 to 1, Trustee Post voting no and it is so ordered that all Bids for Auto Combination Chemical and Hose Wagon be rejected and that the certified checks accompanying same be returned to the respective parties.

IN MATTER OF ORDINANCE:

Upon motion it is ordered action on Ordinance No. 306 be postponed.

IN THE MATTER OF 2ND NIGHT WATCHMAN:

Upon motion of S. W. Coffee seconded by W. S. Mann it is ordered that the Board appoint an additional Night-watchman at a salary of \$75.00 per month to take effect at once.

IN THE MATTER OF AUXILLARY POWER:

The president of the Board appointed trustee Harrison a committee of one to arrange with the Sierra and San Francisco Power Co to furnish auxillary power in case of emergency for pumping water at a cost to the city not to exceed the sum of \$20.00 per month.

IN THE MATTER OF EXTENDING WATER MAINS TO BLOCK 11 MAZE ADDITION:

Supt. W. E. Davis reported upon the approximate cost to the city to extend the water Mains to Block 11 Maze addition and the matter was referred to Trustees Coffee and Ross with power to act.

IN THE MATTER OF PUMP:

Trustee W. S. Mann was appointed a committee of one to investigate a Byron & Jackson 3 stage deep well pump for the station in the Wisecarver Addition, for the purpose of said investigation he was to take W. E. Davis or one of the City Engineers and visit the works of the Byron & Jackson in Berkley.

IN THE MATTER OF CITY COTTAGE:

It is ordered that the City Cottage at 8th Street water works be improved by the addition of a porch on the West and also a bath room and Engineer Geo. E. Cook was instructed to have the same done.

No further business appearing the Board ordered an adjournment.

Attest:

*A. O. Thompson*

Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY MARCH 1st, 1911.

The Board met in regular session and there were present the following named trustees S. W. Coffee, John Harrison, W. S. Mann and J. D. Ross. Absent, C. A. Post, president.

In the absence of the president of the Board C. A. Post, J. D. Ross was appointed president pro tempore.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of Feb. 15th. 1911 were read and the same ordered approved as read.

IN THE MATTER OF BIDS FOR A NON-INTERFERING FIRE ALARM SYSTEM FOR THE CITY OF MODESTO:

This being the time fixed by order of the Board and in accordance with the published "Notice to Bidders" inviting sealed bids for the installation of a non-interfering fire-alarm system and the Board finds from the affidavit of the Modesto Evening News that due and legal notice has been given ordered that bids on file be opened and read, and there being one bid on file that of the Gamewell Fire- alarm Telegraph Company in the sum of \$4,492.50 action on said bids was postponed and referred for examination of specifications to trustees, Harrison and Mann and Fire Chief Callander.

IN THE MATTER OF SALE OF RAILROAD FRANCHISE ALONG CERTAIN STREETS IN THE CITY OF MODESTO:

This being the time fixed by order of the Board for the sale of an Electric Railway franchise as applied for by the South San Joaquin Improvement Company, a corporation, on the 18th day of January, 1911 and in accordance with the published Notice of Sale of Franchise to construct, lay down, maintain, repair and operate a single and double track street railroad track, together with the necessary turn-outs, curves, switches, and "Y'S", and to erect the necessary poles and apparatus for the operation of cars thereon, and to operate cars thereon, along, upon, across and over the public streets, avenues, highways, parks and places of that certain portion of the City of Modesto, in the County of Stanislaus, State of California, as more specifically stated in said application of the South San Joaquin Improvement Company and the board find and it is ordered that due and legal notice has been given in accordance with law for the sale of said franchise, and no bids being received as on file at the time specified, whereupon Morris L. Brackett on behalf of the San Joaquin Valley Electric Railroad Co., a corporation, bid \$500. for said franchise and said bid not being raised and the necessary cash deposit of \$50. being deposit with the clerk. The said franchise was by the unanimous vote of the members of the Board present, struck off, sold and awarded to the San Joaquin Valley Electric Railroad Co. for \$500. being the amount bid.

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for the same upon the following funds, to-wit:-

GENERAL FUND.

A. J. Carlson	Salary as City Attorney	50.00
J. B. Jennings	Salary as City Recorder	20.00
C. W. Pointer	Salary as City Marshal, etc.	125.00
Lee E. Smith	Salary as Night-watchman	75.00
W. J. Wilhite	Salary as City Health Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
W. O. Thompson	Salary as City Clerk, etc.	119.60
Elsie Geer	Salary assisting clerk	40.00
Pacific Tel. & Tel. Co.	telephone service	8.65
Burroughs Adding Mch. Co.	Installment on Adding Machine	50.00
Sierra & San Fran. Power Co.	Supplies, light & labor	738.45
San Joaquin Canal & Irrig Co.	Light and fixtures	5.75
Geo. E. Wallace	Salary Fire-man	75.00
M. O. Robinson	Salary Fire-man	65.00
Harry Graham	Salary Fire-man	65.00
D. C. Matterson	Salary Street Supt.	75.00
W. R. Johnson	Labor	60.00
S. L. Basaker	Labor	53.75
N. M. Gattreu	Labor	52.50
John Bowman	Labor	55.00
Chas. Kolb	Labor	53.75
T. N. Burk	Labor	9.61
A. L. William	Labor	24.28
H. J. Brooks	Labor	18.75
F. S. Kelley	Drafting	3.00
W. H. Butts	Labor	2.50
J. G. Coughran	Labor	7.50
Fashion Shoeing Shop	Horse-shoeing	9.50
Harter & Franks	Horse-shoeing	4.50
King & Reynolds	Blacksmithing	3.25
L. L. Martin	Horse-shoeing	4.00
J. H. Pinckney	Blacksmithing	21.90
E. E. Biesemeier	Blacksmithing	106.75
C. S. Goodenough & Son	Labor & material	2.00
W. F. Butts	Supplies	6.00
The Grange Co.	Crushed Barley & Bran	24.15
Modesto French Laundry	Laundry	6.90
Johnston Ross Furn. Co.	Mdse.	15.70
J. C. Cavell	Printing	22.50
Home Construction Co.	Labor & Material	96.96
Modesto Gas, Light, Coal Coke Co.	gas	13.85
Turner Hdw. & Imp. Co.	Supplies	53.75
Modesto News	Advertising	50.90
Home Construction Co.	Material & Construction	10.77

F. C. Roberts & Co	Water Imp't Fund.	\$135.17
Modesto News.	Installing Pumps	
	Fire Department Fund.	
	Printing Notice to Bidders	19.50
	General Fund Cont'd.	
Stanislaus Lumber Co.	Lumber, etc.	50.71
W. B. Wood & Son	Mdse.	73.35
Turner Hdw. & Imp. Co.	Supplies	4.85
Modesto Rochdale Co.	Mdse.	2.75
Modesto Lumber Co.	Lumber	16.42
T. A. Pillman	H re of horses & men	4.50
John Harrison	Supplies	22.40
Farmers & Merchants Bank	Cash advanced	413.66
Chas Butts	Labor	60.00

SEWER FUND .

Farmers & Merchants Bank	Cash Advanced	204.40
Jess Ray	Labor & four horse scraper team	78.00
Geo. Stewart	Labor & four horse scraper team	80.50
Frank Stewart	Labor, team & Scraper hire	78.00
Louis Perkins	Labor as stake-man	38.75
Fred Ashurst	Services as rear chainman	41.25
Morris Bors.	Stationery	20.10
L. C. Smith	services as concrete sewer Pipe Insp.	76.50
J. N. Hanlon	Drafting	30.00
H. Robinson	Labor	3.75
Geo. H. Freitas	services as City Engineer	149.14
E. A. Turpen	Labor	52.50
W. O. Thompson	supplies	75.60
	Total	928.49

WATER FUND.

Col. E. Wood	Services as City Engineer	125.00
Geo. E. Cook	Salary as City Engineer	100.00
W. E. Davis	Salary as City Water Inspector	100.00
Farmers & Merchants Bank	Cash advanced	398.55
W. O. Thompson	Supplies	120.68
Modesto Lumber Co.	Lumber	93.05
Turner Hdw. & Imp. Co.	Supplies	16.10
W. B. Wood & Son	Mdse.	11.30
Modesto Gas Light Coal&Coke Co.	Gas	.95
Donkin & Bacon	Mdse.	3.85
John Harrison	Mdse.	18.75
C. V. R. London	Labor	26.50
	Total	1014.75

IN THE MATTER OF MUSICAL AUDITORIUM:

Dr. J. P. Snare representing the local Choral Society appeared before the Board and requested permission to erect a temporary auditorium upon the sidewalk and "I" Street between 11th & 12th streets, a thoroughfare being left on "I" street for vehicles. Auditorium to be used May 5 & 6, the structure to be commenced Monday, preceeding the festival and removed two day thereafter. Permission was granted.

IN THE MATTER OF REPORT:

The report of the City Treasurer was examined and ordered placed on file.

IN THE MATTER OF PETITION:

The petition of H. Christ, A. Stiefvater and others, respectfully petitioning the Board to change the numbers of the buildings on the north side of Tenth Street between H and "I" Streets so that each store and stairway may have a number of its own, was granted by the Board as asked for.

IN THE MATTER OF WATER FOR PARKS:

Mesdames F. H. Zander, L. W. Fulkerth and T. J. Wisecarver, the park committee of the Woman's Improvement Club was before the Board and asked for a 4" water main to the parks situated Block 11 & 12 also for water for grass in the first Block of Graceada Park, the club committee also asked to have the alleys in Blocks 11 & 12 closed and the street between the two Blocks, the Board informed the committee that extension of water mains would receive consideration while no action was taken toward closing the alleys and street.

IN MATTER OF SIDEWALKS:

Mr. Beard was before the Board and asked that the sidewalk space for that portion of the City south of "H" street and west of 5th be widened to 20 feet. Matter referred to Mann, Harrison and Coffee.

IN THE MATTER OF SALARY OF CITY ENGINEER:

Upon motion it is ordered that Geo. H. Freitas be employed at a monthly salary of \$170. per month during construction of sewer system and at the pleasure of the Board, the Engineer to give all his time to the City.

IN THE MATTER OF LICENSE PLUMBER:

John Pearce presented his application for a Licensed Plumber and the same was granted by the Board upon filing the necessary Bond. Bond was furnished with the Title Guaranty & Surety Company which was approved.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 307 an Ordinance granting an Electric Railway franchise to the San Joaquin Valley Electric Railway was introduced and read by Trustee J. D. Ross.

IN MATTER OF STREET CLEANING:

Mr. Barnett of the Sudebaker Co. was before the Board in the interest of selling the City a street sweeper or flushed and upon this invitation the following committee consisting of the whole Board will witness operation of such machinery at Stockton.

IN THE MATTER OF PUMP FOR WISECARVER STATION:

The F. C. Roberts Co. was instructed to build a pump for the Wisecarver Station for the sum of \$475.

Pending the further consideration of Business the Board adjourned to meet Wednesday March 8th, 1911 at 7-30 o'clock P. M.

Attest:

*H. O. Thompson*

Clerk.

Wednesday, March 8th, 1911, 7-30 P. M.

The Board met in regular adjourned session with all members present.

IN THE MATTER OF CAST IRON WATER PIPE:

Upon motion it is ordered that the City purchase from Christian Froelich 1660 feet of 6" class "B" C. I. water pipe and 835 feet of 8" Class "B" C.I. water pipe and at the price of \$32.20 per ton f.o.b. Modesto. The Clerk was also instructed to obtain a price on some 70 tons of water pipe for May or June delivery.

IN MATTER OF FIRE WHISTLE:

Harrison and Mann were appointed a committee with power to act and have the fire whistle operated in case of fire by one of the creamery companies.

IN MATTER OF BUILDING PERMIT:

The application of L. A. Watson to remove the wooden building on Lot 11 Block 54 to lot 22 of the same Block was read and deferred until next regular meeting.

IN MATTER OF ASSISTANT MARSHAL:

Upon motion it is ordered that A. E. Elliott be appointed assistant Marshal.

IN MATTER OF SALARY OF NIGHT-WATCHMAN:

At the request of the City Marshal, the salary of Night-watchman L. E. Smith was raised from \$75. to \$90. per month dating from March 1st. 1911, trustee Coffee voting No.

IN THE MATTER OF SUCTION STREET CLEANER:

Upon motion by J. D. Ross duly seconded the chair appointed trustees Mann and Coffee a committee to visit Long Beach and look into the merits of a street suction machine manufactured at that place.

IN THE MATTER OF CLAIMS:

The claims of W. E. Davis in sum of \$10.50 and of the F. C. Roberts Co. in sum of \$2379. was audited and allowed.

No further business appearing the Board ordered an adjournment. ✓

Attest:

*H. O. Thompson*

Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY MARCH 15th, 1911.

The Board met in regular session and there were present the following named trustees, C. A. Post, president, John Harrison and J. D. Ross. Absent trustees S. W. Coffee and W. S. Mann.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of March 1st 1911 were read and approved, the minutes of the adjourned meeting of March 8th were read and approved as read.

IN THE MATTER OF PETITION OF THE TIDEWATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, FOR A FRANCHISE:

Upon motion by John Harrison duly seconded by J. D. Ross carried and so ordered that consideration of all matters relating to the application of the Tidewater and Southern Railway for a franchise through the City of Modesto be postponed until Wednesday evening March 22, 1911 at 8 o'clock P.M. and that when the Board adjourn, they adjourn until Wednesday March, 22, 1911 for the consideration of said matter.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 308 entitled "An Ordinance granting to the Standard Oil Company, a corporation permission to locate, erect, operate and maintain any warehouse, tankage or both, on that certain piece or parcel of land located in the City of Modesto, lying south of "B" Street and east of the Railroad right-of-way adjoining the land of Arratta and Podesta at the extreme Southern boundary of the City of Modesto, for the storage of petroleum and its products" was introduced and read by J. W. Ross.

An Ordinance to be known as Ordinance No. 309 entitled "An Ordinance granting to the Standard Oil Company, a corporation, permission to cross "B" Street with a spur track at the South limit of the City, said spur track crossing the said street in the Railroad right-of-way so that track facilities can reach that piece or parcel of land located in the City of Modesto, situated as follows; to-wit:- Lying South of "B" Street and East of the Railroad right-of-way adjoining the land of Arratta and Podesta, map attached", the foregoing entitled ordinance was introduced and read by John Harrison.

IN THE MATTER OF BOND OF THE SAN JOAQUIN VALLEY ELECTRIC RAILWAY:

The Bond of the San Joaquin Valley Electric Railway, a corporation, as filed in the office of the City Clerk March 6th, 1911, and with Andrew McCormick and R. F. Covert as sureties in the sum of \$5000. was upon roll call ordered approved.

IN THE MATTER OF ORDINANCE NO. 307:

An Ordinance to be known as Ordinance No. 307 entitled "An Ordinance granting to the San Joaquin Valley Electric Railway, a corporation, its successors in interest and assigns, the franchise, right, right-of-way and permission to construct, lay down, maintain and operate for itself, its successors in interest and assigns, a single or double track, standard gauge street railway track together with the necessary turnouts, curves, switches and "Y's" to be constructed between the City of Stockton in San Joaquin County and the City of Modesto in Stanislaus County, and the right to run cars thereon, propelled by electricity, with the necessary poles and overhead wires, or other electrical appliances except the third rail system, together with the necessary mechanical appliances, to be laid and operated over, along and across the streets, lanes and thoroughfares in said City of Modesto, designated therein, as hereinafter provided". The foregoing entitled ordinance was regularly introduced March 1st, 1911 and upon roll call was declared adopted having received the unanimous vote of the Members of the Board present. Trustees Coffee and Mann being Absent.

IN THE MATTER OF PERMIT TO MOVE BUILDING:

The application of L. A. Watson for permit to remove the two story frame building located on Lot 11 Block 54 City of Modesto to Lot 22 of the same Block and which was before the Board at their meeting of March 8th, 1911 and there being no written objections on file or presented to the Board concerning said removal, whereupon in the absence of any protest it is upon motion of J. D. Ross seconded by John Harrison carried and so ordered that the permit be granted.

IN MATTER OF PURCHASING BRICK:

Upon motion it is ordered that the City purchase the necessary brick for the construction of manholes from J. W. Croycroft at the price of \$10. per thousand delivered. Said brick being subject to the approval of the City Engineer.

IN THE MATTER OF CONSIDERATION OF BID FOR NON-INTERFERING FIRE ALARM SYSTEM:

Motion by J. D. Ross seconded by John Harrison that the bid of The Gamewell Fire Alarm Co. for a fire alarm system be accepted on condition that the location of the boxes may be changed as may be hereafter mutually agreed upon, that the President of the Board of Trustees be authorized to enter into a contract with the Gamewell Fire Alarm Co. for that purpose in accordance with their bid and the specifications as herein modified upon roll call, the foregoing motion was unanimously adopted.

IN THE MATTER OF CLAIMS:

The claims of J. D. Traner and H. F. Traner each in the sum of \$68.00 for carpenter work on city cottage at City Water Works on 8th street were allowed and warrants ordered drawn upon the Water Fund for the amounts.

IN THE MATTER OF EXTENSION OF CITY WATER MAIN:

Upon motion it is ordered that 4 inch C. I. Water pipe be laid in the first block of Graceada Park and Block 17 of the Wisecarver Addition of the City of Modesto.

IN THE MATTER OF SPEED LIMIT:

Upon motion it is ordered and the Clerk is hereby instructed to notify the Marshals of the City of Modesto to see that the speed limit of vehicles is enforced as provided by City Ordinance.

Pending the further consideration of business the Board adjourned to meet Wednesday Evening March 22nd at 8 o'clock P. M.

Attest:

*W. O. Thompson*  
Clerk.

Wednesday, March 22nd. 1911.

The Board met pursuant to adjournment from meeting of March 15th. 1911 with all members present.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as ordinance No. 308 entitled "An Ordinance granting to the Standard Oil Company, a corporation, permission to locate, erect, operate and maintain any warehouse, tankage or both, on that certain piece or parcel of land located in the City of Modesto, lying South of "B" Street and East of Railroad right-of-way adjoining the land of Arratta and Podesta, at the extreme Southern boundary of the City of Modesto, for the storage of petroleum and its products and which was regularly introduced March 15th. 1911 was upon roll call declared adopted having received the unanimous vote of the members of the Board.

An Ordinance to be known as Ordinance No. 309 entitled "An Ordinance granting to the Standard Oil Company, a corporation, permission to cross "B" Street with a spur track at the South limit of the City, said spur track crossing the said street in the Railroad right-of-way, so that track facilities can reach that piece or parcel of land located in the City of Modesto situated as follows:- to-wit: Lying south of "B" Street and East of the Railroad right-of-way adjoining the land of Arratta and Podesta, at the extreme Southern boundary of the City of Modesto, map attached" and which was regularly introduced March 15th, 1911 was upon roll call declared adopted having received the unanimous vote the members of the Board.

IN THE MATTER OF THE APPLICATION OF THE TIDEWATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, FOR A FRANCHISE, ETC.

Attorney Levinsky, for the Tide Water and Southern Railroad Company, read a resolution stating that due publication of the Notice of Hearing application and Petition for a franchise and in the manner provided by law had been given and asked that some member of the Board sign and introduce the same. The introduction of this resolution was opposed by Attorney W. H. Hutton representing protesting property owners on Ninth street and C. E. Young formally representing the San Joaquin Valley Electric Railway.

Upon advice of City Attorney A. J. Carlson the resolution was signed and introduced by trustee J. D. Ross and unanimously adopted.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 310 entitled "An Ordinance granting to The Tidewater and Southern Railroad Company, a corporation, its successors and assigns a franchise for the term and period of Forty-two years, from and after the 7th day of February 1911 etc." was introduced and read by trustee John Harrison.

IN THE MATTER OF ASSISTANT CITY ENGINEER:

Upon motion by W. S. Mann second by Jno. Harrison carried and so ordered that City Engineer, Geo. H. Freitas, be empowered to employ an assistant during the construction of the sewer system of the City of Modesto.

No further business appearing the Board ordered an adjournment.

Attest:

*W. O. Thompson*  
Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY APR. 5th, 1911.

The Board met in regular session and there were present the following named trustees;  
C. A. Post, president, S. W. Coffee, Jno. Harrison, W. S. Marn and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of March 15th, 1911 and the minutes of the regular adjourned meeting of March 22nd 1911 were read and the same ordered approved as read.

IN THE MATTER OF REPORT:

The report of the City Treasurer was examined and ordered placed on file.

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee were allowed by the Board, and war rants ordered drawn for the same upon the following funds, to-wit:

GENERAL FUND.

A. J. Carlson	Salary City Attorney etc.	53.00
J. B. Jennings	Salary City Recorder	10.00
C. W. Pointer	Salary City Marshal etc.	106.00
Lee E. Smith	Salary City Night-watchman	90.00
W. J. Wilhite	Salary City Health Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
A. E. Elliott	Salary & cash advanced	158.97
W. O. Thompson	Supplies	83.00
W. O. Thompson	Salary City Clerk etc.	80.60
W. O. Thompson	Cash advanced	30.50
Elsie Geer	Assisting Clerk	40.00
Pacific Tel & Tel Co.	Telephone service	17.80
Burroughs Adding Mch. Co.	Installment on Adding Machines	50.00
Geo. Wallace	Salary Fire-man	75.00
M. O. Robinson	Salary as Fire-man	65.00
C. C. McCarty	Salary as Fire-man	65.00
D. C. Matterson	Salary Street Supt.	75.00
W. R. Jomson	Labor	67.50
A. L. Williams	Labor	56.85
Chas. Butts	Labor	67.50
S. L. Basaker	Labor	61.25
N. M. Gattreu	Labor	60.00
A. J. Bowman	Labor	60.00
Chas. Kolb	Labor	60.00
F. Stewart	Hire of team & man	13.50
H. J. Brooks	Hire of team & man	56.25
Farmers & Merchants Bank	Cash advanced	924.76
L. L. Baxter	Hire of horses & men	114.75
Coffee & O'Leary	Hire of horse & wagon	35.00
T. A. Pillman	Hauling, etc.	21.45
H. L. Bonham	Brick, etc.	12.60
Herald Publishing Co.	Advertising	245.00
Herald Publishing Co.	Advertising	22.60
Modesto News	Advertising	66.20
Modesto French Laundry	Laundry	6.75
Modesto French Laundry	Laundry	7.25
Johnson's inc.	Mdse	6.40
J. W. Richards	Blacksmithing	5.35
Jos. Blanc	Blacksmithing	33.75
E. E. Biesemeier	Blacksmithing	11.35
J. W. Search	Blacksmithing	1.45
King & Reynolds	Blacksmithing	1.65
J. H. Pinckney	Blacksmithing	37.35
Morris Bros	Supplies	14.40
Home Construction Co.	Labor & Material	3.65
Johnston Ross Furn. Co.	Mdse.	7.80
Modesto Lumber Co.	Lumber	4.57
Stanislaus Lumber Co.	Lumber	25.66
W. B. Wood & Son	Supplies	124.85
W. B. Wood & Son	Supplies	15.55
W. B. Wood & Son	Supplies	5.70
Turner Hdw. & Imp. CO.	Mdse	39.70
Turner Hdw. & Imp. Co.	Mdse.	51.68
B. Weil & Sons	Mdse.	15.65
E. L. Graham	Hay	27.37
John Harrison	Mdse.	8.50
The Grange Co.	Barley, bran, etc.	81.16
C. R. Zacharias	Labor	8.45
Modesto Rochdale	Supplies	4.50
Modesto Lt. Coal & Coke Co.	Supplies	23.30
D. & G. D. Plato	Mdse.	23.00
C. A. Post	Cash advanced	95.60
	<b>Total</b>	<b>3688.21</b>

STREET IMPROVEMENT FUND.

W. F. Butts	Labor	45.50
Modesto Lt. Coal & Coke Co.	Oil	91.40
A. B. Wilson	Labor	14.00
A. B. Wilson	Labor	18.00
L. A. Coffey	Labor	26.00
Henshaw, Bulkley Co.	Hire of steam roller	95.00

## SEWER IMPROVEMENT FUND.

Bishop-Stevenson & Co.	Construction of sewer as per contract	1260.00
Reinforced Concrete Pipe Co.	Pipe	2032.50
J. C. Armstrong	Liquifying Tank	298.00
Gadding, McBean & Co.	Sewer Pipe	494.70
Gladding, McBean & Co.	Sewer Pipe	247.35
Gladding McBean & Co.	Sewer pipe	473.26
Gladding McBean & Co.	Sewer Pipe	737.10
Farmers & Merchants Bank	Cash advanced	742.05
Gladding, McBean & Co.	Sewer pipe	732.16
W. O. Thompson	cash advanced	157.19
Natioma's Consolidated of Cal.	Crushed rock	329.08
Geo. H. Freitas	Salary City Engineer	170.00
L. C. Smith	Concrete sewer pipe inspector	64.50
E. A. Turpen	Chainman	57.00
Fred Ashurst	Chain-man	40.00
Louis Perkins	Stake-man	40.00
J. W. Hanlon	Draftsman	81.00
Felix Goodree	Labor	8.12
Felix Goodree	Labor	15.00
Harry Wells	Labor	15.00
Chas. Grayston	Labor	9.00
Ira Harris	Blacksmithing	19.85
W. W. Harris	Labor	2.17
J. D. Steward	Labor	4.68
Modesto Lumber Co.	Lumber	32.26
Harry Wells	Labor	8.11
M. Altman	Labor	6.86
L. D. Campbell	Labor	18.11
Frank Stewart	Labor	14.52
R. E. Margee	Labor	19.68
Wm. McGee	Hire of Teams	96.75
	Total	9126.00

## WATER FUND .

Col. E. Wood	Salary City Engineer	125.00
Geo. E. Cook	Salary City Engineer	100.00
W. E. Davis	Salary City Water Inspector	100.00
Frank A. Cressey	Bal. Due on water from S.P.Co.	51.60
Christian Froelich	Cast-iron pipe	1611.12
Crane Co.	Pipe & fittings	839.77
Farmers & Merchants Bank	Cash advanced	460.00
W. O. Thompson	Cash paid for freight	10.47
W. B. Wood & Son	Supplies	70.99
Turner Hdw. & Imp. Co.	Mdse.	17.35
B. Weil & Son	Mdse.	182.07
J. C. Cavell	Printing	16.40
Modesto Gas Lt. Coal & Coke Co.	Gas	.95
John Harrison	Coal	10.50
Donkin & Bacon	Mdse.	71.76
Donkin & Bacon	Mdse	3.00
G. P. Schafer & Co.	Mdse	7.20
Davis Transfer	Transferring	1.75
T. H. Davis	Labor	20.00
C. V. R. London	Labor	66.38
J. W. Search	Blacksmithing	4.75
J. H. Pinckney	Blacksmithing	5.10
	Total	3776.16

## WATER IMPROVEMENT FUND .

Fred'k C. Roberts Co. Installation of pump in Wisecarver Add. 1500.00

## IN THE MATTER OF PURCHASING REAL ESTATE:

The following resolution was introduced and unanimously adopted.

Resolved that the City purchase from Mr. Lee that piece of property situated in said City of Modesto bounded on the South by Stanislaus Avenue on the North by Locust Street on the east by the western boundary of the original town site of Modesto, and on the west by a portion of Block 24 of the Maze Addition to the City of Modesto for the sum of \$1000. payable as follows: upon delivery of deed, out of street improvement fund and that upon proof of satisfactory title a contract be entered into by the president of the Board of trustees on behalf of said city with said Lee for the purchase of same.

## IN THE MATTER OF STREET PAVING:

A petition numerously signed by property owners along Seventh street petitioning the Board to cause to be paved or macadamized Seventh street from "E" to the intersection of Seventh Street with Washington Street, having been presented to the Board, whereupon the following resolution were introduced and unanimously adopted.

WHEREAS it is contemplated that certain improvements be made upon 7th street between E street and Washington Street in the City of Modesto and it is hereby desired to secure an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements.

IT IS HEREBY RESOLVED that said City Engineer be and he is hereby requested to furnish an estimate of the proposed cost and improvement to be made in the paving of said street with asphalt concrete in accordance with certain plans and specifications heretofore adopted.

WHEREAS it is contemplated that certain improvements be made upon Washington Street from Laurel Street to Elm Street in the City of Modesto and it is hereby desired to secure an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements.

IT IS HEREBY RESOLVED that said City Engineer be and he is hereby requested to furnish an estimate of the proposed cost and improvement to be made in the paving of said street with asphalt concrete in accordance with certain plans and specifications heretofore adopted.

A communication from the Pacific Tel. & Tel. Co. for permission to lay 33 ft. of cable in the alley of Block 69 was upon motion referred to the City Engineer.

A communication from fire chief Edmund W. Callander relative to the salaries of the paid men in the department and respectfully asking that said men be given a raise in salary of \$10. per month was read and laid on the table.

A communication from Supt. J. D. Brennen relative to water as paid for the the S.P. Co. at Modesto and asking for a rate of 10 cts. per 1000 gallons or a maximum monthly flat rate of \$80.00, the matter was deferred.

IN THE MATTER OF THE APPLICATION OF THE TIDEWATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, FOR A FRANCHISE.

Ordinance 310 introduced Mar. 22nd. 1911 and pending before the Board granting to the Tide water and Southern Railroad Company a railroad franchise along certain streets in the City of Modesto as therein specified as presented by Mr. Levinsky, attorney with amendments as asked for by the City Attorney on behalf of the Board. Attorney W. H. Hatton, representing property owners along 9th street filed a protest and the same was read and argued before the Board and among other things protested was the the granting of a franchise for a period of 49 years, gasoline as a motive power, the kind of rails, the time for hauling freight over said road and construction of switches, side tracks and spur tracks, the discussion was general in which a number of prominent tax payers took part namely C R. Tillson, Henry Turner, J. W. Richards and G. H. Bertram.

The matter was finally adjourned until Friday Evening Apr. 14th 1911 at 8 o'clock P.M. it being understood that the protesting property owners in the interim hold a meeting and appoint a committee to confer with the representatives of the Tidewater Company.

Therupon the Board adjourned until Friday Apr. 14th, 1911 at 8 o'clock P.M. for the further consideration of said matter.

Attest:

*A. O. Thompson*  
Clerk.

Friday April 14th. 1911 8 o'clock P. M.

The Board met pursuant to adjournment with all members present.

In the further hearing of the matter of franchise for the Tidewater and Southern Railroad. The committee of protesting property owners consisting of C. D. Swan, Henry Turner C. R. Tillson, J. H. Severin and G. H. Bertram were before the Board and stated that the committee had met with the representatives of the Tidewater Company and the following had not been conceded by the railroad. Term of franchise 25 years. That is should not be an exclusive franchise. In matter of construction of spur switches and sidetracks on 9th street freight trains should be operated only between the hours of midnight and 6 A. M.

The Trades Council of the City of Modesto presented and filed a resolution passed by their body, that if any franchise or permit be granted, it should not be for a longer period than twenty-five years, and the same was argued by attorney Leon Yankwich, W. R. High G. J. Wren, who had looked into the finances of the Tide Water Company gave it as their opinion that the said company was amply able to construct said railroad.

Attorney Levinsky for the Tide Water Co. stated that he deemed it best due to the present charter under which the City of Modesto operated that the amended ordinance be not passed but that a new ordinance be introduced, all matters having been fully discussed and all protestations having been fully heard the Board asked that the matter be left in their hands, whereupon a new franchise ordinance to take the place of the amended ordinance No. 310 was introduced and read by trustee John Harrison.

IN THE MATTER OF SEWER LINE CROSSING THE RAILROAD TRACK:

Upon motion it is ordered that the City Engineer be and he is hereby authorized to take up the matter of sewer crossings with the S. P. Co. in such cases where it is necessary in the construction of sewer system to cross the railroad reservation.

IN THE MATTER OF CLAIM:

The claim of the General Electric Co. in the sum of \$708.10 was audited and warrant ordered drawn on the General fund for the amount.

No further business appearing the board ordered an adjournment. ✓

Attest:

*A. O. Thompson*  
Clerk.

IN THE BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY APR. 19th. 1911.

The Board met in regular session and there were present the following named trustees, G. A. Post, president, S. W. Coffee, W. S. Mann and John Harrison. Absent trustee J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of April 5th. 1911 and the minutes of the regular adjourned meeting of April 14th. 1911 were read and the same ordered approved as read.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 310 entitled "An Ordinance granting to The Tide Water and Southern Railroad Company, a corporation, its successors and assigns, a franchise for the term and period of Forty-three years, from and after the 7th day of February, 1911 etc., " and which was regularly introduced Apr. 14th, 1911 and there being certain amendments introduced which were generally discussed action on said Ordinance was continued.

IN THE MATTER OF FILING MAP OR PLAT:

Mr. Hill appeared before the Board with a map or plat of Hill's Addition to the City of Modesto and asked that the same be accepted and adopted as the official map of said tract of land; it being understood that Mr. Hill would grade Almond Avenue, whereupon it is upon motion duly moved and seconded and it is so ordered that said plat be and the same is hereby accepted.

IN THE MATTER OF WATER RATE WITH S. P. CO.

Upon motion it is ordered and the Clerk is hereby instructed to confer with the S.P Co. for a rate of 15 cents per each 1000 gallons of water furnished.

IN THE MATTER OF DEED TO REAL ESTATE:

Stephen Garlinghouse presented his deed to the City of Modesto conveying the south 10 feet of Lot one (1) in Block five (5) Ripperdan to be used for sidewalk purposes only and the same was ordered accepted by the Board on behalf of the City and the clerk was instructed to place the same on record.

IN THE MATTER OF PURCHASING REAL ESTATE:

The following resolution was introduced and unanimously adopted:

Be It Resolved that the clerk draw his warrant on the Treasurer out of the Street Improvement Fund for the sum of One Thousand Dollars payable to Charles Lee and deliver the same to said Charles Lee upon the delivery by said Lee to the City of Modesto of a good and sufficient deed conveying to said City title to the strip of land in Washington Street between Locust Street and Stanislaus Ave. in the City of Modesto in accordance with the contract heretofore entered into between said City of Modesto and said Lee and his wife therefore.

IN THE MATTER OF CHAIN-GANG:

Upon motion it is ordered that deputy Marshal Elliott be instructed to take his force to the cemetery and clear the avenues of weeds.

IN THE MATTER OF TRIMMING TREES ON PUBLIC STREETS:

The following resolution was introduced and unanimously adopted.

WHEREAS, the City of Modesto is now engaged in the installation of a system for lighting the public streets of said City; and to that end is obliged to erect its poles and string its wires on the public streets, and in particular in many places on those portions of the various streets lying between the property lines and the street curbing; and

WHEREAS the trees growing in the "parking" between said property lines and said street curbing in many places interfere with the passage of said wires for lighting purposes rendering it necessary to cut or trim the same,

NOW THEREFORE BE IT RESOLVED by the Board of Trustees of the City of Modesto that all trees on the public streets of said City of Modesto which in any way interfere with the construction of said lighting system or the passage of wires for lighting purposes along the streets, be and the same are hereby declared to be public nuisances and the City Marshal be authorized and directed to cut, remove or trim the same.

IN THE MATTER OF ENGINEERS ESTIMATE:

Engineer Geo. H. Freitas in pursuance to a resolution heretofore adopted by this Board submitted and filed his estimate of the cost of paving Washington and 7th street and certifying that the same would cost more than 50 cts. per front ft.

IN THE MATTER OF PURCHASING C. I. PIPE.

Water Inspector W. E. Davis was instructed to purchase for the City 6000 ft. of 8" and 1500 ft. of 4" C. I. Pipe and at the best price.

IN MATTER OF SALE OF GASOLINE ENGINE:

Upon motion by W. S. Mann duly seconded and carried that H. J. Coffee be permitted to purchase from the City the 4-H.P. Gas Engine at 17th Street station for the sum of \$100.

IN THE MATTER OF STREET PAVING:

Upon motion the Clerk was instructed to write to the Warren Bros. Company and obtain from them for filing their license agreement for the laying of asphalt macadam.

Pending the further consideration of business the Board adjourned to meet Friday April 21st, 1911 at 8 o'clock P.M.

Attest:

*H. O. Thompson*

Clerk.

Friday April 21st. 1911, 8 o'clock P.M.

The Board met pursuant to adjournment with all members present.

IN THE MATTER OF SOUNDING BOARD:

Dr. J. P. Snare representing the Modesto Choral Society appeared before this Board and state the necessity of a sounding board not only for the coming May fesitval fut for all future public events, the sounding board would cost \$300. and Dr. Snare asked as a donation from the City \$100. Upon roll call the Board voted to appropriate \$100. toward the construction of a portable sounding board. The title and ownership of sounding board to rest in the name of the City of Modesto.

IN THE MATTER OF STREET OPENING:

Upon the petition of residents that "I" street be continued from Annie Street through the Conneau tract to connect with Johnson street, the following committee was appointed, Trustees Coffee, Harrison and Mann.

IN THE MATTER OF PUMP FOR WISECARVER STATION:

Upon motion by J. D. Ross seconded by W. S. Mann carried and so ordered that the Clerk of the Board be and he is hereby instructed to notify the F. C. Roberts & Co. that unless the pumps for the Wisecarver Addition are delivered to the City of Modesto withing five days from date hereof the order for the same would be canceled.

IN THE MATTER OF FRANCHISE:

The Ordinance granting to the Tide Water and Southern Railroad Company its franchise for the use of certain streets in the City of Modesto was before the Board and amendmnts thereto discussed, and agreements as to said amendmnts were satisfactorily adjusted to all the parites concerned, whereupon the Board adjourned for further consideration of said matter until Tuesday April 25th, 1911 at 8 O'clock P.M.

Attest:

*H. O. Thompson*  
Clerk.

Tuesday April 25th, 1911 8 o'clock P.M.

It having come to the knowledge of the Board that the Railroad Co. were not prepared with their franchise ordinance the members did not assembe and no meeting was held.

Attest:

*H. O. Thompson*  
Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY MAY 3rd, 1911.

The Board met in regular session and there were present the following named trustees; C. A. Post, president S. W. Coffee, John Harrison, W. S. Mann and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of April 19th, 1911 and the minutes of the regular adjourned meeting of April 21st 1911 were read and the same ordered approved as read.

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for the same upon the following funds, to-wit:-

GENERAL FUND .

A. J. Carlson	Salary City Attorney, etc.	51.10
J. B. Jennings	Salary City Recorder	10.00
C. W. Pointer	Salary City Marshal	103.75
Lee E. Smith	Salary Night-watchman	90.00
W. J. Wilhite	Salary City Health-Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
A. E. Elliott	Salary Deputy Marshal & Cash advanced	218.70
W. O. Thompson	Salary City Clerk, etc.	83.50
Elsie Geer	Salary assisting clerk	40.00
Pacific Tel & Tel Co.	Telephone service	10.70
Burroughs Adding Mch. Co.	Installment on adding mch.	50.00
Geo. E. Wallace	Salary as Fire-man, etc.	82.75
M. O. Robinson	Salary as Fire-man	65.00
C. C. McCarty	Salary as Fire-man	65.00
D. O. Matterson	Salary as Street Sup't	75.00
A. L. Williams	Labor	62.50
Chas. Butts	Labor	62.50
Chas. Kolb	Labor	61.25
N. M. Gattreu	Labor	61.25
S. L. Basaker	Labor	61.25
A. J. Bowman	Labor	61.25
A. E. Williams	Labor	50.00
H. J. Brooks	Labor	41.25
R. A. Cochran	Labor	22.50
W. F. Butts	Labor	14.00
E. B. Maze	Mdse.	5.00
W. R. Johnson	Labor	5.00
Sierra & San Fran. Power Co.	Light & supplies	285.60
Coffee & O'Leary	Hire of horse & wagon	25.00
H. L. Bonham	Gasoline & Tank	27.30
W. H. Howell	Labor	18.00
Modesto French Laundry	Laundry	6.90
Modesto Gas Lt. Coal & Coke Co.	Gas	14.65
J. C. Cavell	Printing	41.40
D. D. Christman	Hire of team & men	58.50
Stanislaus Lumber Co.	Lumber	1.87
W. B. Wood & Son	Supplies	9.80
W. B. Wood & Son	Supplies	114.70
Modesto Lumber Co.	Lumber	8.30
The Grange Co.	Mdse	72.25
Turner Hdw. & Imp. Co.	Mdse	45.38
B. Weil & Son	Mdse	33.25
W. B. Wood & Son	Supplies	16.00
Diamond Grocery Co.	Groceries	6.20
Johnson's I c.	Supplies	4.15
Home Con. Co.	Labor	5.00
E. C. Hooper	Painting	3.00
Turf Stables	Hack service	10.00
Harter & Frank	H rse-shoeing	4.00
J. H. Pinckney	Blacksmithing	8.90
Fashion Shoeing Shop	Horse-shoeing	19.35
	Total	2337.01 ✓

STREET IMPROVEMENT FUND .

Henshaw-Bulkley Co.	Hire of steam roller	215.00
L. A. Coffin	Labor	96.00
Farmers & Merchants Bank	Cash advanced	796.99
Sierra & San Fran Power Co.	Light & supplies	663.40
Sierra & San Fran Power Co.	Light & Supplies	971.40
W. E. Baxter	One suction street sweeper	1850.00
W. O. Thompson	Cash advanced	38.34
Modesto Gas Co.	Gas	10.60
	Total	4841.73 ✓

## SEWER IMPROVEMENT FUND .

Ira Harris	Blacksmithing	43.55
E. A. Turpen	Labor	57.00
Louis Perkins	Labor	32.50
Geo. H. Freitas	Salary City Engineer	172.46
Fred Ashurst	Labor	45.00
Stanislaus Lumber Co.	Lumber	405.00
Gladding McBean & Co.	Sewer Pipe	260.10
Modesto Lumber Co.	Lumber	41.32
L. C. Smith	Services as Concrete Pipe Insp.	72.00
W. O. Thompson	Cash advanced	100.10
Bishop-Stevenson & Co.	Amt. allowed on sewer contract	444.83
L. L. Baxter	Labor	81.00
N. B. Niven	Assistant to City Engineer	96.00
Gladding McBean & Co.	Sewer Pipe	255.00
J. N. Hanlon	Draftsman	74.00
Natomas Consolidated of Cal.	Crushed rock	13.20
Reinforced concrete pipe Co.	Construction of pipe	2875.00
Gladding McBean & Co.	Sewer Pipe	542.30
Gladding McBean & Co.	Sewer pipe	272.00
	Total	5882.36

## WATER FUND .

Col. E. Wood	Salary City Engineer	125.00
Geo. E. Cook	Salary City Engineer	100.00
W. E. Davis	Salary Water Insp. etc.	101.00
Farmers & Merchants Bank	Cash advanced	735.75
W. O. Thompson	Cash advanced	598.00
Modesto Lumber Co.	Lumber	190.51
Modesto Gas Lt. Coal&Coke Co.	Fittings	13.20
John Harrison	Mdse	16.00
Modesto News	Advertising	2.70
W. T. Howell	Labor	20.00
Turner Hdw. & Imp. Co.	Mdse	29.55
Donkin & Bacon	Supplies	18.72
E. E. Biesemeier	Blacksmithing	2.55
J. H. Pinckney	Blacksmithing	24.05
Stanislaus Lumber Co.	Lumber	103.76
	Total	2080.79

## IN THE MATTER OF ORDINANCE NO. 310:

Ordinance No. 310 as introduced Apr. 14th 1911 now pending before the Board, concerning the granting of a Railroad franchise to the Tide Water and Southern Railroad Company was amended and as awarded was read by the Clerk, but no further action was taken other than that the City Attorney was instructed to draft an ordinance for the granting of said franchise.

## IN THE MATTER OF STREET IMPROVEMENT:

The City Engineer having heretofore submitted and filed with this Board his estimate of cost for the paving of 7th street between "E" and Washington Streets. Whereupon specifications for the improvement of said 7th street were read, introduced and adopted as and for the specifications for doing said work.

## IN THE MATTER OF RESOLUTION OF INTENTION:

Resolution of Intention No. 37 which resolution of intention No. 37 provides for the grading, paving with asphalt concrete, concrete curbing and concrete gutters for 7th street between "E" and Washington streets as more fully set forth in said resolution of intention No. 37 was introduced and upon roll call declared adopted having received the unanimous vote of the members of the Board.

## IN THE MATTER OF PURCHASING A SUCTION STREET SWEEPER:

Whereas, the public necessity and convenience require the purchase of an improved and modern apparatus for the purpose of cleaning and sweeping the streets of the City of Modesto; And

Whereas in the opinion of the Board of Trustees of said City of Modesto the most satisfactory and practicable apparatus for that purpose is a suction or vacuum cleaner or sweeper; And

Whereas such piece of apparatus is a patented and monopolized article and cannot be purchased except from one manufacturer, to-wit: the cleaner known as the "Suction Street Cleaner" manufactured by J. R. Pollock and sold by W. E. Baxter at the price of \$1850.00, and it would be useless to advertise for bids therefor.

Now, Therefore, Be It Resolved by the Board of Trustees of the City of Modesto that said City of Modesto purchase, without advertising, for the sum of Eighteen Hundred and Fifty Dollars (\$1850.00) one of said machines, known as Suction Street Cleaner from said W. E. Baxter.

Be It Further Resolved that the sum of \$1850.00 be and the same is hereby appropriated out of the Street Improvement Fund of said City for the purpose of paying for said machine.

## IN THE MATTER OF SALE OF ELECTRIC WIRE:

The president of the Board appointed the following committee to dispose of second hand electric wires; trustees Ross, Coffee and Mann.

Pending the further consideration of business the Board adjourned to meet Wednesday May 10th at 7-30 P.M.

Attest:

*W. O. Thompson*  
Clerk.

Wednesday May 10th, 1911. 7-30 o'clock P.M.

The Board met pursuant to adjournment with members present.

IN THE MATTER OF ORDINANCE <sup>Granting</sup> TO THE TIDE WATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE FOR THE TERM AND PERIOD OF FORTY-THREE YEARS, FROM AND AFTER THE 7TH DAY OF FEBRUARY, 1911.

An Ordinance to be known as Ordinance No. 310 and granting to The Tide Water and Southern Railway Company, a corporation, its successors in interest and assigns, for the term and period of forty-three years, from the 7th day of February 1911, the franchise, right privilege and permission to construct, lay down, maintain and operate for itself, its successors in interest and assigns, a single or double track railroad track of standard gauge, was read and introduced by trustee John Harrison.

IN THE MATTER OF CLAIM:

The laid over claim of E. L. Graham in the sum of \$229.50 for dirt delivered was audited and allowed and a warrant ordered drawn upon the street improvement fund for the said amount. ✓

IN THE MATTER OF PURCHASING A HORSE:

Trustee S. W. Coffee was appointed a committee of one to purchase a horse for the Water department the same to be paid for out of the Water Fund.

No further business appearing the Board ordered an adjournment to Monday May 15th 1911 at 8 o'clock P. M.

Attest:

*A. O. Thompson*

Clerk.

Friday May 12th-1911.

The board met in special session at the call of the chair for the consideration of matter with reference to pump at Wisecarver station, trustees present, Post, Mann, Coffee and Ross.

Frederick C. Roberts Co. was called up by phone but on account of the fact that Mr. Roberts was not in the office no definite price was named for pumping sand from well in Wisecarver addition.

Mayor Post named a committee with power to act in the matter of arranging with Byron Jackson Iron Works or Fredck C. Roberts Co. to clear the well of sand.

Committee appointed as follows:- Wood, Davis, Freitas, Post, Mann, Harrison, Coffee and Ross.

Byron Jackson Iron Works was called up by phone and reported that they have no device for clearing well of sand and upon motion Board with Power to act adjourned.

Attest:

J. D. Ross

Clerk pro tem.

Monday May 15th-1911. 8 o'clock P.M.

The Board met in regular adjourned session from meeting of May 10th 1911 and all members were noted present.

IN THE MATTER OF GENERAL MUNICIPAL ELECTION:

An Ordinance to be known as Ordinance No. 311 entitled "An Ordinance calling a general municipal election in and for the city of Modesto and a general school election in and for The Modesto City School District for the election of certain officers, fixing the date therefor, places, and appointing election officers, and providing generally for holding said election", was introduced by trustee S. W. Coffee and read.

The affidavit of the City Clerk certifying to the list of candidates nominated as required by the charter of the City of Modesto was presented, read and ordered placed on file.

No further business appearing the board ordered an adjournment.

Attest:

*A. O. Thompson*

Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY MAY 17th 1911.

The Board met in regular session and there were present the following named trustees C. A. Post, president, S. W. Coffee, W. S. Mann, John Harrison and J. D. Ross.

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of May 3rd 1911 and the minutes of the meeting held May 10th 1911, May 12th, 1911 and May 15th 1911 were read and the same ordered approved as read.

IN THE MATTER OF COMMUNICATIONS:

The following communications were read and ordered filed.

The Fourth of July Celebration Committee of the City of Modesto relative to the coming 4th of July celebration.

The Santa Cruz "Boosters" desiring permission on Sunday May 21st to parade the streets and pass out literature.

IN THE MATTER OF PETITION:

A petition from property owners representing the majority frontage of property on 13th street Block 102 petitioning the Board to cause cement sidewalks to be laid in front of said lots, on 13th street between E & F streets, Block 102, where the same has not been constructed namely lots 17-18-19 & 20- petition laid on the table.

IN THE MATTER OF HEARING APPLICATION FOR SALOON LICENSE;

It appearing to the Board from the affidavit of publication of the "Notice of Hearing Application for Saloon License that due and legal notice has been given in the Modesto News as required by City Ordinances relative thereto and there being now on file with the Clerk of this Board the application and petition of Mitchell and Lewis for Saloon License at No. 814 N<sup>th</sup> street and the same being in form as prescribed by City Ordinances relating thereto and the Board so finds, and no objections, being on file or made to the Board, the Board thereupon proceeded to hear and determine the aforesaid application and the same being fully heard it is upon motion duly made and seconded and it is so ordered, that the application be granted and the license be issued.

IN THE MATTER OF ORDINANCE GRANTING TO THE TIDE WATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE FOR THE TERM AND PERIOD OF FORTY-THREE YEARS, FROM THE 7TH DAY OF FEBRUARY, 1911, THE FRANCHISE, RIGHT, PRIVILEGE AND PERMISSION TO CONSTRUCT, LAY DOWN, MAINTAIN AND OPERATE FOR ITSELF ITS SUCCESSORS IN INTEREST AND ASSIGNS, A SINGLE OR DOUBLE TRACK RAILROAD TRACK OF STANDARD GAUGE:

The foregoing entitled Ordinance No. 310 came up regularly before the board and upon rereading sections No. 7 and 13 did not meet with the approval of the Board and thereupon section 7 of said Ordinance No. 310 was amended and as amended was read and introduced by trustee J. D. Ross who moved its adoption, motion carried by unanimous vote. Section 13 of said ordinance No. 310 was upon motion ordered amended and said amended section having been read and introduced by trustees J. D. Ross was upon roll call declared adopted having received a unanimous vote and thereupon the following resolution was introduced and adopted.

RESOLVED: that whereas heretofore, and on the 7th day of February, 1911, The Tidewater and Southern Railroad Company, a corporation duly organized and existing under and by virtue of the Laws of the State of California, and having its office and principal place of business in the City of Stockton, County of San Joaquin, State of California, did make and file its written application to this the Board of Trustees of the City of Modesto State of California, for the franchise, right, privilege and permission to build, erect, construct and maintain its railroad (an interurban railroad) between the City of Stockton, in the County of San Joaquin, State of California, through the City of Modesto, to the City of Turlock, in the County of Stanislaus, State of California.

WHEREAS, as said time the 15th day of March, 1911 was by resolution of this, the Board of Trustees of the City of Modesto State of California, fixed as the time and place for hearing all protests against the granting of said franchise, right, privilege, and permission and due proof of the publication thereof having been filed herein; and

WHEREAS, at said time, and thereafter, numerous protests were filed herein and herewith, up to this date, and it is beyond the time for the filing of said protests, and this, the Board of Trustees of the City of Modesto, notwithstanding that the time for filing said protests and objections having expired, having listened to each, and all thereof, and having heard, each and all of said protests, and said applicant and petitioner having conceded many propositions required and requested by said protestants and objectors, and said petitioner and applicant having amended its Ordinance based upon said petition and application and all matters having been duly complied with by it; This, the Board of Trustees of the City of Modesto, and this, the Board of Trustees having full jurisdiction to pass thereon, and it appearing to the satisfaction of said Board of Trustees that by reason of the filing of said petition and application, and the affidavits of publication thereof, this Board of Trustees has jurisdiction over each and all of the matters herein and hereby contained and set forth, and that said Petitioner and Applicant having filed and presented on the 10th day of May, 1911 an amended Ordinance (No. 310) which said Ordinance as now amended meets with the approval of this, the Board of Trustees of the City of Modesto, in the County of Stanislaus, State of California,

NOW THEREFORE, this Board of Trustees of the City of Modesto, County of Stanislaus State of California, does hereby find and hold that said petitioner and applicant in all respects has conformed to the laws of the State of California, in such cases made and provided.

NOW, THEREFORE, BE IT RESOLVED, that the time for filing protests be, and hereby is, declared to be passed and ended; and said protests, and each of them be, and they are, and each of them is, hereby denied;

BE IT FURTHER RESOLVED, that all acts, matters and proceedings on behalf of the aforesaid petitioner and applicant be, and the same are, and each of them is, hereby declared to be legal and conforming to the laws of the State of California, and the statutes in such cases made and provided;

BE IT FURTHER RESOLVED, that the aforesaid amended Ordinance filed herein on the 10th day of May, 1911 and at said time presented to this, the Board of Trustees of the City of Modesto, on the 10th day of May, 1911, and as said Ordinance is now amended be, and hereby is, declared to be in all respects legal, lawful and in accordance with the wishes, and best inter-

ests of the citizens and tax-payers of the aforesaid City of Modesto;

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid amended Ordinance introduced and filed herein on the 10th day of May, 1911 and as now amended be and the same hereby is, passed to print, and the same shall be published in the Modesto Evening News, a newspaper of general circulation printed and published in the aforesaid City of Modesto, for at least one time, and upon the affidavit of the printer and publisher of the aforesaid above named newspaper, showing that it has been published at least one time, that thereupon the said Ordinance be put on final passage.

Dated this 17th day of May , 1911.

J. D. Ross.

IN THE MATTER OF LIBRARY PLANS:

Judge L. W. Fulkerth of the library committee presented to the Board for their acceptance the plans which had met with the approval of the library committee, for the McHenry Library. The plans were examined and upon motion by John Harrison ordered accepted, subject however to such minor changes as the library committee may suggest and said library committee were empowered to proceed with the work of construction and to have charge of financing the sale of Bonds on hand.

IN THE MATTER OF GAS RATE:

The question of gas rate being brought up by attorney L. J. Maddux for the Gas Co. it was by the Board ordered deferred indefinitely.

IN THE MATTER OF CLAIMS:

The claim of the La Grange Water & Power Co. for current for Power and Lights in the sum of \$805.30 and the claim of the Modesto Choral Society for \$100.00 for construction of sounding Board was audited and allowed. ✓

IN THE MATTER OF FILING MAP OR PLAT.

A Map of the Madonia Addition the same being a subdivision of Lots 1 & 2 of the North Addition was presented to the board with the request that the same be accepted as the official map of said addition; and by order of the Board the same is hereby accepted.

Pending the further consideration of business the Board adjourned to meet Monday May 22nd. 1911 at 8 o'clock. P.M.

Attest:

*A. O. Thompson*  
Clerk.

Monday May 22nd 1911 8 o'clock P.M.

The Board met pursuant to adjournment with all members present.

IN THE MATTER OF ORDINANCE NO. 311.

An Ordinance to be known as Ordinance No. 311 entitled "An Ordinance calling a general municipal election in and for the City of Modesto and a general school election in and for The Modesto City School District for the election of certain officers, fixing the date therefor, establishing election precincts and polling places, and appointing election officers and providing generally for holding said election.

The foregoing entitled ordinance was regularly introduced May 15th 1911 and upon roll call was declared adopted having received the unanimous vote of the Board.

No further business appearing the Board ordered an adjournment.

Attest:

*A. O. Thompson*  
Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
WEDNESDAY JUNE 7th 1911.

The Board met in regular session and there were present the following named trustees C. A. Post, president, S. W. Coffee, John Harrison and W. S. Mann, Absent, Trustee J. D. Ross

IN THE MATTER OF MINUTES:

The minutes of the last regular meeting of May 17th and the minutes of the regular adjourned meeting of May 22nd 1911 were read and the same ordered approved as read.

IN MATTER OF BUILDING PERMIT:

A Communication from L. D. Austin containing the consent of adjacent property and asking permission from the Board of Trustees to construct on Lot 23 Block 54 a two story Brick building the rear wall being of corrugated iron was upon motion granted.

The application of the S.P.Co. for a 80 ft. extension to freight shed platform and a 40 ft. extension of freight shed was denied in as much as the same was in conflict with City Ordinance and it was not possible to pass upon same.

IN THE MATTER OF DEED:

Ida B. Cooper having presented her deed to the City of Modesto for certain fractional lots in Block 19 which extend into Stanislaus Ave. projected, and the same being in accordance with an agreement heretofore entered into between Ida B. Cooper and the City of Modesto, the said deed was ordered accepted and a warrant authorized drawn in the sum of \$50.00 for said deed

IN THE MATTER OF CLAIMS:

The following claims having been duly examined and audited by the committee, were allowed by the Board and warrants ordered drawn for the same upon the following funds, to-wit:-

GENERAL FUND.

A. J. Carlson	Salary City Attorney, etc .	52.00
J. B. Jennings	Salary City Recorder	10.00
C. W. Pointer	Salary City Marshal	100.00
Lee E. Smith	Salary Night-watchman	90.00
W. J. Wilhite	Salary City Health Officer	25.00
E. B. Maze	Salary City Treasurer	28.00
A. E. Elliott	Salary Deputy Marshal, etc.	195.91
W. O. Thompson	Salary City Clerk, etc.	131.70
Elsie Geer	Assisting Clerk	40.00
Geo. Wallace	Salary Fire-man, etc.	85.25
M. O. Robinson	Salary Fire-man	85.00
C. C. McCarty	Salary Fire-man	65.00
D. C. Matteson	Salary Street Supt, etc.	76.25
A. L. Williams	Labor	65.00
Chas. Butts	Labor	67.50
C. H. Kolb	Labor	66.25
N. M. Gattrell	Labor	66.25
S. L. Basaker	Labor	56.25
John Bowman	Labor	66.25
A. B. Williams	Labor	67.50
LaGrange Water & Power Co.	Lights & supplies	41.73
D. D. Christman	H're of horses & men	117.00
G. R. Dial	Oat & Hay	131.04
W. I. Wootten	Hay	64.40
Grange Co.	Crushed barley & bran	47.41
W. E. Shaw	Hauling Hay	21.84
Johnston Ross Furn. Co	Mdse	13.50
J. L. Ward	Chairs	7.50
G. P. Schafer Co.	Mdse	6.00
Modesto French Laundry	Laundry	8.15
Jederson I'c.	Mdse	13.45
Morris Bros	Supplies	58.60
Modesto News	Advertising	7.70
Herald Pub. Co.	Printing & Publishing	16.75
J. C. Cavell	Printing	89.00
Fashion Shoeing Shop	H'rs-shoeing	25.00
T. A. Pillman	Draying	25.15
King & Reynolds	Blacksmithing	2.65
J. W. Search	Blacksmithing	1.75
Ira Harris	Blacksmithing	12.85
J. H. Pinckney	Blacksmithing	39.63
Home Construction Co.	Labor & material	3.45
W. H. Bortle	Labor	15.00
W. B. Wood & Son	Supplies	24.21
W. B. Wood & Son	Supplies	40.35
Turner Hdw & Imp Co	Mdse	71.75
Modesto Lumber Co	Lumber	3.02
Modesto Gas Lt Coal & Coke Co	Gas	14.05
W. O. Thompson	Cash advanced election officers	126.00

Total

2467.79 ✓

STREET IMPROVEMENT FUND.

Ida B. Cooper	Land sold to City	50.00
Henshaw-Bulkley Co.	Hire of steam roller	140.00
J. W. Craycroft	crude oil	24.55
Modesto Gas Lt. Coal & Coke Co	Crude oil	35.30
H. L. Bonham	Gasoline	18.70
L. A. Coffin	Labor	98.00
Farmers & Merchants Bank	Cash advanced	949.90
Sierra & San Francisco Power Co.	Light & supplies	417.45
Stanislaus Lumber Co.	Lumber	28.29
B. Weil & Sons	Mdse	71.25
	<b>Total</b>	<b>1693.44</b> ✓

SEWER IMPROVEMENT FUND .

Gladding McBean & Co	Sewer Pipe	1873.25
Gladding McBean & Co	Sewer Pipe	695.14
Gladding McBean & Co	Sewer Pipe	560.90
Gladding McBean & Co	Sewer Pipe	276.10
Gladding McBean & Co	Sewer Pipe	236.52
Gladding McBean & Co	Sewer Pipe	271.68
Reinforced Concrete Pipe Co	Bal. on contract for pipe	2982.50
J. W. Craycroft	Brick	565.00
Stanislaus Lumber Co.	Lumber & cement	1341.87
Natomas Consolidated of Cal.	Crushed rock	318.81
Bishop-Stevenson & Co	Acct. of sewer contract	2570.00
J. C. Armstrong	Acct. of Liquifying Tank contract	400.00
J. C. Armstrong	Acct. of Liquifying Tank contract	407.75
J. C. Armstrong	Extra Labor excavating sump in tran	27.00
James G. Dings	Claim: as damages	50.00
Ira Harris	Blacksmithing	13.00
J. W. Goldsworth	Ldging deducted from Pay acc't	2.50
C. W. Pointer	Cash advanced	9.75
L. L. Baxter	Hire of teams & men	138.25
Wm. McGee	Hire of Teams & men	65.25
Frank Miller	Labor	12.50
Ribhard Kirk	Labor	10.00
John Fitzgerald	Labor	5.30
John Gill	Labor	5.00
Felix Goodroe	Labor	30.00
Chas Carroll	Labor	5.30
Geo. Saddler	Labor	8.75
Jessie Joyal	Labor	5.30
Jack Howard	Labor	5.30
Geo. H. Freitas	Labor	172.20
L. C. Smith	Labor	87.00
M. B. Nivens	Labor	116.00
J. N. Hanlon	Labor	70.00
E. A. Turpen	Labor	76.50
Louis Perkins	Labor	47.50
Fred Ashurst	Labor	48.75
Frank Haislett	Labor	5.30
	<b>Total</b>	<b>13515.97</b> ✓

WATER FUND.

Col. E. Wood	Salary City Engineer, etc.	127.00
Geo. E. Cook	Salary City Engineer	100.00
W. E. Davis	Salary Water Inspector	101.15
Farmers & Merchants Bank	Cash advanced	295.00
W. O. Thompson	Cash advanced & mdse.	191.52
Crane Co	Supplies	162.52
Geo. E. Carley	one horse	125.00
W. B. Wood & Son	supplies	17.20
Turner Hdw. & Imp. Co.	Mdse.	7.55
B. Weil & Sons	Mdse.	71.47
Donkin & Bacon	Mdse	2.45
Janston Ross Furn. Co.	mdse	6.85
J. H. Pinckney	Blacksmithing	5.90
	<b>Total</b>	<b>1213.61</b> ✓

WATER IMPROVEMENT FUND .

J. D. Traner	Labor at pumping station	50.00
Harold W. Traner	Labor at pumping station	50.00
M. H. Noonan	Blacksmithing	9.00
Modesto Lumber Co	Lumber	23.88
Fred'k C. Roberts Co.	Allowance on installing pumps	1000.00
	<b>Total</b>	<b>1132.88</b> ✓

IN THE MATTER OF THE ORDINANCE, FRANCHISE, RIGHT, PRIVILEGE, AND PERMISSION GRANTED TO THE TIDE WATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION, RESOLUTION FINDING DUE PUBLICATION OF ORDINANCE NO. 310.

WHEREAS, this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California, did heretofore, to wit, on the 7th day of May, 1911, duly pass to print an Ordinance, being Ordinance No. 310, granting to The Tide Water and Southern Railroad Company, a corporation duly organized and existing under and by virtue of the Laws of the State of California, and having its office and principal place of business in the City of Stockton, County of San Joaquin, State of California, its successors in interest, and assigns, in and by which said Ordinance there was given and granted to the above named corporation, its successors in interest, and assigns, a franchise, right, privilege and permission to construct, lay down and maintain, for the term and period of

Forty-three (43) years, from the 7th day of February, 1911, a single track railroad, or a double track railroad, as said corporation, its successors in interest, and assigns, may elect, together with the right privilege and permission to pass with, and operate, and run cars thereon propelled and operated by electricity, gasoline, or any other lawful motive power, except steam, horses and mules, with all the necessary poles, and over-head, and bond wires, and other electrical or mechanical appliances (except what is generally known as and called "The third Rail System", or "Under-ground System"), switches, side-tracks, spur tracks, and equipments for the same ( as in said Ordinance specified) and the right, privilege and permission to excavate and remove such portions of the streets, alleys, and other places in the City of Modesto, County of Stanislaus, State of California, to be occupied by any of its tracks and poles, that may be necessary to properly construct said railroad, and to erect needful apparatus, and other appliances, to properly and fully equip its said railroad, over, along, upon and across, the streets, portions of streets, alleys, and other places, in the City of Modesto, County of Stanislaus, State of California, named and described in the aforesaid Ordinance No. 310, (all of which more fully appears from the said Ordinance No. 310, on file herein); and

WHEREAS, this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California, did order the said ordinance to be printed and published in "The Modesto Evening News", a newspaper of general circulation, printed and published in the City of Modesto, County of Stanislaus, State of California for at least one time; and

WHEREAS, an Affidavit showing such printing and publication has been filed with this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California; and

WHEREAS, it fully appears therefrom that due publication of said Ordinance has been made and has as required by law;

NOW, THEREFORE, BE IT RESOLVED, that it is hereby found and established as a fact that there has been due and legal publication and printing of said Ordinance No. 310, as required by law, and by the Board of Trustees of the City of Modesto, County of Stanislaus, State of California.

Dated: Modesto, California, the 7th day of June, 1911.

Introduced by S. W. Coffee and upon roll call declared adopted having received the unanimous vote of the members present.

IN THE MATTER OF THE ORDINANCE, FRANCHISE, RIGHT, PRIVILEGE) AND PERMISSION GRANTED TO THE TIDE WATER AND SOUTHERN RAILROAD COMPANY, A CORPORATION. RESOLUTION THAT SAID ORDINANCE NO. 310 BE FINALLY PASSED.

WHEREAS, The Tide Water and Southern Railroad Company, a corporation duly organized and existing under and by virtue of the Laws of the State of California, and having its office and principal place of business in the City of Stockton, County of San Joaquin, State of California, did heretofore make application to this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California, for an Ordinance granting to it, its successors in interest and assigns, a franchise, right, privilege and permission to construct, lay down and maintain, for the term and period of Forty-three (43) years, from the 7th day of February, 1911, a single track railroad, or a double track railroad, as said corporation, its successors in interest and assigns, may elect, together with the right, privilege and permission to pass with, and operate, and run cars thereon propelled and operated by electricity, gasoline, or any other lawful motive power, except steam, horses and mules, with all the necessary poles, and over-head, and bond wires, and other electrical or mechanical appliances (except what is generally known as and called "The Third Rail System", or "Under-ground System"), switches, side-tracks, spur tracks, and equipments for the same (as in said Ordinance specified), and the right, privilege and permission to excavate and remove such portions of the streets, alleys and other places in the City of Modesto, County of Stanislaus, State of California, to be occupied by any of its tracks and poles, that may be necessary to properly construct said railroad, and to erect needful apparatus, and other appliances, to properly and fully equip its said railroad, over, along, upon and across, the streets, portions of streets, alleys, and other places, in the City of Modesto, County of Stanislaus, State of California, named and described in the aforesaid Ordinance No. 310, (all of which more fully appears from the said Ordinance No. 310, on file herein); and

WHEREAS, due notice of the hearing of said petition and application was given as required by law; and

WHEREAS, upon due and proper hearing, an Ordinance, to wit Ordinance No. 310, granting the said franchise, rights, privileges and permissions was duly passed to print, and said Ordinance was printed and published for one time, as required by law; and

WHEREAS, upon due and proper hearing, an Ordinance, to wit, Ordinance No. 310, granting the said franchise, rights, privileges and permissions was duly passed to print, and said Ordinance was printed and published for one time, as required by law; and

WHEREAS, more than twenty days have elapsed since the introduction of said Ordinance, and more than Twenty days have elapsed since the said Ordinance was passed to print, and the matter of the final passage of said Ordinance coming on regularly to be heard at this regular meeting of this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California, and there being no opposition to the final passage of said Ordinance No. 310, and it appearing to the satisfaction of this, the Board of Trustees of the City of Modesto, County of Stanislaus, State of California, that said Ordinance, being Ordinance NO. 310, should be finally passed;

THEREFORE, BE IT HEREBY RESOLVED, THAT the said Ordinance No. 310, be and the same hereby is, finally passed.

Dated this 7th day of June, 1911.

Read and introduced by John Harrison and upon roll call declared adopted having received a unanimous vote of the members present.

IN THE MATTER OF TRANSFER OF FUNDS: THE FOLLOWING RESOLUTION WAS ADOPTED.

Whereas there is now on hand in the hands of the City Treasurer of the City of Modesto to the credit of the "Water Improvement Fund" the sum of \$8428.54 and

Whereas the claims now accrued and which may accrue against said fund aggregate approximately \$4119.45, which will leave a balance of approximately \$4309.09 to the credit of said fund; and, whereas, the purposes for which the bonds were voted for said fund and for which said fund was created have been accomplished or will be accomplished upon the payment of said claims aggregating approximately \$4119.45, leaving a balance as aforesaid of approximately a balance of \$4309.09.

Now, Therefore, Be it Resolved that the sum of Four Thousand Dollars (\$4000.00) be and the same is hereby transferred from said "Water Improvement Fund" to the credit of the "General Fund" in the City Treasury of the City of Modesto, and the Clerk and Treasurer of said City are hereby authorized and directed to make the proper entries in their books effectuating such transfer.

IN THE MATTER OF ORDINANCE:

An Ordinance to be known as Ordinance No. 312 and relating to the driving of loose stock through the streets of the City of Modesto was introduced by trustee W. S. Mann.

Pending the further consideration of business the Board adjourned to meet Wednesday June 14th 1911 at 8 o'clock P.M.

Attest:

*W. O. Thompson*  
Clerk.

Thursday June 8th, 1911 10 o'clock A.M.

The Board met in accordance with the Ordinance of the City of Modesto relative thereto to canvass the returns of the general Municipal Election and the General School Election and there were present C. A. Post, President, S. W. Coffee, and J. D. Ross. Absent, trustees Harrison and Mann.

Whereupon the Board proceeded to examine the proofs of publication of notice of said Election and the conduct of said election and found the same satisfactory and in accordance with law, whereupon the Board proceeded to open and canvass the returns of said election and declare the result thereof. Whereupon the following resolutions was introduced and its adoption moved by Trustee Ross, seconded by trustee Coffee and being upon its passage was duly and regularly passed by the following vote. Ayes, Coffee, Post and Ross. Noes-None. Absent- Trustees Harrison and Mann.

WHEREAS, it appears to the Board of Trustees of the City of Modesto, assembled, this 8th day of June, 1911, as a board to canvass the returns of the General Municipal Election and The General School election heretofore, to-wit on June 6th, 1911, held in said City of Modesto and the Modesto City School District under the provisions of the Charter of the said City of Modesto, the laws of the state of California, and the Ordinances of the City of Modesto, that due and legal notice of the holding of said election has been given as provided by law and the ordinances of the said City of Modesto, and that said election has been held and conducted in accordance with law;

NOW, THEREFORE, BE IT RESOLVED, by the said board of trustees of said City of Modesto, assembled as hereinbefore recited, that due and legal notice of the holding of said election has been given, as required by law, and that said election was held and conducted in all respects as required by law.

And WHEREAS, it further appears to said Board of Trustees, assembled as aforesaid, that the proper officers of said election returned to and filed with the City Clerk of said City of Modesto, the returns of said election, the said returns were duly opened and canvassed by the Board of Trustees of said City, and the results of said election ascertained on the 8th day of June, 1911;

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the returns of said election were duly and regularly filed with the City Clerk and were duly and regularly opened and canvassed by said board of trustees as required by law, and that the result of said election and the total number of votes cast for each candidate there at were as hereinafter set forth, to-wit:

For Mayor:

G. D. Bice 222 votes; John Harrison 130 votes; G. J. Wren 547 votes;

For Councilmen:

Ira T. Bridges 246 votes; Charles A. East 171 votes; Edward L. Graham 244 votes; Charles W. Lyman 173 votes; L. T. Moss 642 votes; Geo. Perley 572 votes; G. P. Schafer, 643 votes; William A. Stephenson 61 votes; C. D. Swan 596 votes;

For Member of the Board of Education:

John R. Baker 245 votes; J. R. Broughton 627 votes; J. W. Corson 675 votes; J. W. Davison 659 votes; E. C. Dozier 703 votes; Wilson B. Harvey 215 votes; W. R. High 665 votes; Charles R. Little 224 votes; Mrs. Jennie P. Purvis 284 votes; Gustave Ramsch 158 votes;

That the total number of votes cast at said General Municipal Election in and for said City of Modesto was 929; that the total number of votes cast at said General School Election, in and for the said Modesto City School district was 1000.

The following candidate for Mayor, to-wit G. J. Wren received more than 465 votes, which was more than one-half of the votes cast at said General Municipal Election; and that said G. J. Wren was duly and regularly elected Mayor of said City of Modesto at said election;

That the following candidates for Councilmen, to-wit:

L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan, received more than 465 votes, which was more than one-half of the votes cast at said General Municipal Election; and that said L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan were duly and regularly elected Councilmen of said City of Modesto at said election;

That the following candidates for members of the Board of Education of Modesto City School District to-wit: J. R. Broughton, J. W. Corson, J. W. Davison, E. C. Dozier and W. R. High received more than 501 votes, which was more than one-half of the votes cast at said General School Election, in and for the Modesto City School District; and that said J. R. Broughton, J. W. Corson, J. W. Davison, E. C. Dozier and W. R. High were duly and regularly elected members of the board of education of said Modesto City School District at said election;

BE IT FURTHER RESOLVED, That the Clerk of this Board, by virtue of the premises, issue his certificates of election, in accordance with law, to the following named persons for the following named offices:

MAYOR: G. J. Wren;

COUNCILMEN: L. T. Moss, Geo. Perley, G. P. Schafer, and C. D. Swan.

MEMBERS OF THE BOARD OF EDUCATION, Modesto City School District: J. R. Broughton, J. W. Corson, J. W. Davison, E. C. Dozier, and W. R. High.

IN THE MATTER OF SERVICES OF ELECTION OF OFFICERS:-

It is ordered that the sum of three dollars be paid to each of the election officers who served as such election officers at the election held on June 6th 1911 and that a warrant for said amount namely \$126.00 be drawn in favor of W. O. Thompson, with which to pay said officers, and that he take each individuals receipt therefor. Thereupon the Board adjourned.

Attest:

*W. O. Thompson*  
Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
JUNE 14th, 1911.

The Board meet in regular adjourned meeting from a regular meeting of June 7th-1911. In the absence of the president, C. A. Post, trustee J. D. Ross was appointed president pro tempore and all other members were noted present.

IN THE MATTER OF PLANS AND SPECIFICATIONS FOR THE CITY COTTAGE:

Upon motion it was ordered that W. H. Howell be and is hereby instructed to prepare three plans and specifications for the construction of a cottage on lot 13 and 14 Block 19 Wiscarver addition of the City of Modesto and present the same to this, the Board of Trustees of the City of Modesto, not later than Saturday Evening, June 17th, 1911.

IN THE MATTER OF THE APPLICATION OF THE S. P. CO. TO EXTEND RAILROAD PLATFORM AND FREIGHT SHED:

The following committee from the Merchants Association of the City of Modesto consisting of H. G. Turner, A. J. Carlson and T. J. Wisecarver appeared before the Board in behalf of said application and the Merchants Association of this City and requested that the City Ordinances be amended to the end that the said application may be granted, whereupon two Ordinances relating to fire limits of the City of Modesto was introduced by Trustee W. S. Mann.

IN THE MATTER OF THE BOND OF THE TIDEWATER AND SOUTHERN RAILWAY COMPANY, A CORPORATION.

Upon motion it was ordered that the bond of the Tidwater and Southern Railway company with T. J. Wisecarver of Modesto, Stanislaus County, California and Byron Bearce of the City of Stockton, Sam Joaquin, California as sureties in the sum of Ten Thousand Dollars be and the same is hereby ordered approved, ~~in the presence of the Board~~ and the president pro tempore of the Board of Trustees and at their request was instructed to approve the same in behalf of the City of Modesto and that the same be filed in the office of the City Clerk. in accordance with resolution as to the filing of said bond adopted this 14th day of June, 1911 by the Board of Trustees.

IN THE MATTER OF ACCEPTANCE OF ORDINANCE AND FRANCHISE, AND UNDERTAKING AND AGREEMENT: of the Tidewater and Southern Railroad, a corporation.

Upon motion it was ordered that the acceptance of ordinance and franchise, and Undertaking and Agreement of the Tidewater and Southern Railroad company, a corporation, as duly acknowledged by Karl C. Bueck, president and Byron A. Bearce, Secretary of said corporation and filed in the office of the City Clerk be and the same is hereby ordered approved.

IN THE MATTER OF SERVICES OF ELECTION OFFICERS:-

Upon motion it was ordered that an additional sum of three Dollars be paid to each of the election officers who served as such election officers within the corporate limits of the City of Modesto at the election held June 6th, 1911, and that a warrant in the sum of seventy-two Dollars be drawn in favor of W. O. Thompson with which to pay said officers, and that he take each individuals receipt therefor and file the same in the office of the City Clerk. ✓

IN THE MATTER OF STREET WORK:

The work heretofore authorized to be done by the Board of trustees of the City of Modesto under the Street Work Act and pursuant to Resolution of Intention Number 37, more than twenty-five days having expired after the posting and advertising of said Resolution of Intention Number 37 and twenty days having expired after the expiration of the time of said posting of the Street Superintendent and no written ~~to~~ <sup>notice</sup> the work therein described having ~~made~~ <sup>been</sup> delivered as permitted by said act, the Board proceeded to order the work done and improvements made as set forth in Resolution of Intention Number 37.

Resolution Ordering Street Work Number 37 and in accordance with certain plans and specifications heretofore adopted on the 3rd day of May 1911 and pursuant to Resolution of Intention Number 37 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members present.

IN THE MATTER OF STREET SPRINKLER:

The Street Superintendent is hereby authorized and directed by order of the Board to employ a team for night sprinkling.

IN THE MATTER OF LICENSE AGREEMENT OF THE S. P. CO. AND THE CITY OF MODESTO FOR CROSSING THE RIGHT OF WAY OF SAID S.P. CO. WITH LIGHT WIRE AND SEWER LINE:

The S. P. Co. having presented to the City of Modesto its agreement for crossing railroad right of way with electric light wires and a sixteen inch sewer pipe line, it is upon motion duly moved and seconded that the president of the Board be and he is hereby authorized to execute said agreement for and on behalf of the City of Modesto with said Railroad Company.

Pending the further consideration of business, the Board adjourned to meet Saturday, June 17, 1911 at the hour of 8 o'clock P. M.

Attest:

*W. O. Thompson*  
Clerk.

Satur day June 17th, 1911 8 o'clock P. M.

The Board met pursuant to adjournment with all members present <sup>except</sup> C. A. Post president of the Board. In the absence of the President, J. D. Ross was appointed president pro tempore.

IN THE MATTER OF PLANS AND SPECIFICATIONS FOR CITY COTTAGE:

W. H. Howell was present and presented plans and specifications for the construction of a cottage on Lots 13 and 14 Block 19 Wisecarver Addition, as heretofore ordered by the Board, and upon motion by S. W. Coffee, seconded by W. S. Mann, that said plans and specifications as presented by W. H. Howell be and the same are hereby accepted, and the City Clerk was authorized and directed to advertise for bids for the construction of a cottage on said lots in accordance with said plans and specifications this day adopted., and that bids will be received up to 8 o'clock P. M. of the 28th day of June 1911 at which time all bids on file will be opened and ~~considered~~. Board reserves ~~the right to reject any and all bids.~~

IN THE MATTER OF ELECTRIC SIGN:

Chas. Murray and W. A Jones appeared before the Board and asked permission to construct an electric light sign acrossed tenth street on the northwesterly line of "J" Street. The sign to read "N ew Centre". Permission was granted subject to revocation of the Board at any time.

No further business appearing the Board adjourned.

Attest:

*Ch. O. Thompson*  
Clerk.

IN BOARD OF TRUSTEES  
CITY OF MODESTO  
JUNE 21st, 1911.

The Board met in regular session and there were present the following trustees S. W. Coffee, John Harrison, W. S. Mann and J. D. Ross. In the absence of the president and the Clerk of the Board, Trustee J. D. Ross was appointed Clerk pro tempore and John Harrison president pro tempore.

IN THE MATTER OF PLANS AND SPECIFICATIONS FOR THE MCHENRY LIBRARY BUILDING:

Plans and specifications for the "McHenry Library Building" to be constructed in and by the City of Modesto from the funds given therefor by the late Oramil McHenry, deceased, having been presented by Mrs. Myttie McHenry Langdon, L. W. Fulkerth, J. W. Ross, J. J. McMahon and L. L. Dennett as heretofore authorized by the Board of trustees, whereupon a resolution was introduced duly accepting said plans and specifications and approving same and authorizing the Clerk of the Board to cause notice to Contractors to be given thereon in the Modesto Morning Herald specifying the time for opening bids and of receiving of said proposals or bids for the letting of the contract for the construction and completion of said library building which resolution was upon roll call duly adopted by unanimous vote of the members present.

IN THE MATTER OF EXTENDED SEWER SYSTEM:

Upon motion of W. S. Mann, seconded by S. W. Coffee the Engineer, Geo. H. Freitas was instructed to cause to be constructed or extended the sewer system to the present new gas works with the understanding that the Gas Co. will not permit tar or oil to go into the sewer.

IN THE MATTER OF FOURTH OF JULY CONCESSIONS:

Upon motion it was ordered that all sums to be paid for privileges and concessions for Fourth of July be paid direct to Fourth of July Committee, and that ample police protection be guaranteed.

IN THE MATTER <sup>of</sup> ACCOUNTING FOR CITY MATERIAL, MACHINERY, TOOLS, ETC.

Upon motion it was ordered that heads of department be and they are hereby instructed to rendered an itemized account of all tools, machinery, horses, harness, wagons, etc., such reports to be furnished to the Board on June 28, 1911.

IN THE MATTER OF ORDINANCE NO. 312:

An Ordinance to be known as Ordinance 312 entitled an ordinance requiring a license for the driving of loose stock through the streets of the City of Modesto, fixing the rate of such license and providing for its collection; to prevent stock from injuring and destroying shade and ornamental trees along the streets of the said City of Modesto, and providing penalties for the violation of the terms of this ordinance, and repealing Ordinance No. 251 of said City, and which was regularly introduced June the 7th, 1911, was upon roll call declared adopted, having received the unanimous vote of the members present.

Pending the further consideration of business the Board adjourned to meet June 28th, 1911 at 7:30 o'clock P. M.

Attest:

*Ch. O. Thompson*  
Clerk.

Wednesday June 28th, 1911. 7:30 o'clock P.M.

The Board met in regular adjourned meeting from the regular meeting of June 21st. 1911. In the absence of the president of the Board Trustee W. S. Mann was appointed president pro tem. All other members noted present.

IN THE MATTER OF CLAIMS:

The following claims against the City of Modesto having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for the same upon the following funds to-wit:-

GENERAL FUND .

H. H. White	Labor	2.50
A. J. Schrock	Labor	2.50
H. H. Severin	Labor	11.50
W. R. Mensinger	Rent of Election Booth	3.00
	Total	19.50 ✓

SEWER IMPROVEMENT FUND .

J. C. Armstrong	On a/c liquifying tank contract	397.75
J. C. Armstrong	On a/c liquifying tank contract	32.25
J. C. Armstrong	On a/c liquifying tank contract	31.50
J. C. Armstrong	On a/c liquifying tank contract	33.75
J. C. Armstrong	On a/c liquifying tank contract	33.75
J. C. Armstrong	On a/c liquifying tank contract	56.25
J. C. Armstrong	On a/c liquifying tank contract	62.25
J. C. Armstrong	On a/c liquifying tank contract	62.25
J. C. Armstrong	On a/c liquifying tank contract	62.25
J. C. Armstrong	On a/c liquifying tank contract	56.25
J. C. Armstrong	On a/c liquifying tank contract	20.25
J. C. Armstrong	On a/c liquifying tank contract	6.00
J. C. Armstrong	On a/c liquifying tank contract	9.00
J. C. Armstrong	On a/c liquifying tank contract	9.75
J. C. Armstrong	On a/c liquifying tank contract	24.00
United Iron Works	Supplies	97.80
	total	995.05 ✓

WATER FUND.

La Grange Water & Power Co.	Power and material	485.91
Frank E. Cooper	Labor	63.00
W. H. Howell	Labor and material	21.25
H. H. Severin	Labor and material	9.65
	Total	579.81 ✓

STREET IMPROVEMENT FUND.

General Electric Co.	Electrical supplies	1316.23
Henshaw Bulkley & Co	Hire of steam roller	130.00
L. A. Coffin	Labor	52.00
J. A. Shryock	Labor & hire of teams	30.00
Wm. McGee	Labor & hire of teams	48.00
	Total	1576.23 ✓

IN THE MATTER OF CONSIDERATION OF BIDS FOR THE IMPROVEMENT OF SEVENTH STREET:

This Board having on the third day of May, 1911 duly adopted and passed a Resolution of Intention to do certain street work therein described which Resolution is entered in the minutes of said Board of that date and is numbered and referred to as Resolution Number 37, and all due and legal proceedings having been thereafter had under and pursuant to said Resolution as appears by the records of said Board and specifications for said work having been duly adopted and filed and having thereafter ordered the Board resolved that the work therein referred to shall be done and the improvements therein described shall be made and that serial bonds as provided for in said Resolution of Intention shall be issued as described by law to represent the cost and expense of said work and improvement and the board so finds from the affidavit on file that the City Clerk did post said Resolutions as required by law and did cause the same to be published in the Modesto Morning Herald, a daily newspaper published and circulated in this city for two days which newspaper is hereby designated for that purpose and that he also posted notices with specifications conspicuously for five days on or near the Council Chamber of this Board inviting sealed proposals or bids for doing said work, and referring to said specifications so on file and that said notices contain all the matters prescribed by law and the orders of this Board under and pursuant to said Resolution of Intention and particularly the matters required for the matters of street improvement bonds as determined by said Resolution of Intention. The work hereby ordered is described as follows:

That Seventh Street from the Northwest property line of E Street to the easterly property line of Washington street, except all the intersections of streets and alleys (and also excepting such portions as are already done, and also such portions thereof as are required by law to be paved, kept in order, or repair by any person or company having railroad or car tracks thereon) be graded and thereupon paved with asphalt concrete pavement four (4) inches in thickness and curbed with cement concrete curbing and to further construct cement concrete gutters, and all of such grading, paving, curbing and construction of gutters to be performed in accordance with plans and specifications adopted for the improvement of said portion of said street by the Board of Trustees of the City of Modesto and on file in the office of the City Clerk of said City, and this being the day and the hour fixed by said Resolution and notice for receiving, opening and examining and declaring such bids or proposals so on file; the Board now in open session to open and examine the same and whereupon said bids were open, are as follows: Bid of California Road and Street Improvement Company

- Asphalt paving per sq. foot 130
- Grading per sq. foot 1 4/5
- Curbing per linear foot 65
- Gutter per sq. ft. 25
- Bid of Worswick Street Paving Co.
- Grading per sq. ft. 1 1/2
- Paving per sq. ft. 13 1/2
- Gutters per sq. ft. 22 1/2
- Curb per lineal foot 45

Bid of the Ransome-Crummey Co.  
Grading and paving per sq. ft. 15<sup>1</sup>/<sub>2</sub>  
Gutter per sq. ft. 25<sup>1</sup>/<sub>2</sub>  
Curbing per lin. ft. 65<sup>1</sup>/<sub>2</sub>

And said Bids having been opened and examined, it is upon motion by W. S. Mann and seconded that the consideration of said bids be laid over until Friday evening June 30, 1911.

In the matter of bids for City Cottage :

This being the day and hour fixed by order of this Board and the published notice to bidders inviting sealed proposals for the construction of a cottage on lots 13 and 14 Block 19 Wisecarver Addition in accordance with plans and specifications heretofore adopted and there being on file with the Clerk of the Board ten bids for the same, it is upon motion ordered that the Board proceed to the opening and consideration of said Bids. Whereupon said Bids opened are as follows:- Bid of W. H. Howell-- in the sum of \$1398.00; bid of T. H. Dawes in the sum of \$1600.00; the bid of Frank Henderson in the sum of \$1514.00; Bid of J. L. Jones & Frank Sundstrom in the sum of \$1340.00; Frank E. Cooper in the sum of \$1560.00; Bid of Home Construction Co. in the sum of \$1375.00; Bid of W. B. Harvey in the sum of \$1465.00; Bid of Ed. M. Foy in the sum of \$1388.00; Bid of Kelley & Thompson in the sum of \$1490.50; bid of J. D. Traner in the sum of \$1332.00. The Bids of J. D. Traner, Kelley and Thompson and Frank Henderson containing no checks as required by published notice to bidders were reject, therefore not considered in the awarding of said contract. Upon the further consideration of said bids, it was found that the Bid of J. L. Jones and Frank Sundstrom was the lowest and best bid, and that said Jones and Sundstrom is the lowest responsible bidder, it is on motion duly seconded and passed by the unanimous vote of the members present that the contract for the construction of said cottage be and the same is hereby awarded to the said J. L. Jones and Frank Sundstrom in accordance with their bid in the sum of \$1340.00 now on file and said bid is hereby ordered accepted, and the president of the Board protem is instructed and authorized to execute said contract in behalf of the City of Modesto. It is further ordered that W. H. Howell be appointed by the Board for the sum of \$25.00 to see that the construction of said cottage is in accordance with plans and specifications. *All other bids being rejected, the certified checks accompanying same were ordered returned.*

IN THE MATTER OF SEWER CONTRACT:-

Bishop-Stevenson Co. filed a communication with the Board for a claim for \$1308.75 for extra work in construction of sewer system due to change of grade by the City Engineer of one foot in depth from Ninth Street to McHenry Avenue. Upon discussing said claim, it is upon motion by Harrison, seconded by Coffee that the communication be referred to the City Engineer with instructions to report to this Board June 30th, 1911.

IN THE MATTER OF ITEMIZED ACCOUNTS FROM HEADS OF DEPARTMENTS:

Street Superintendent D. C. Matterson, City Engineer Geo. H. Freitas, Water Superintendent W. E. Davis and Fire Chief Geo. Wallace in accordance with an order of this Board submitted to the Board their itemized account of materials and tools on hand and the same were examined and ordered placed on file.

IN THE MATTER OF SALOON LICENSE:

J. T. Irvin presented a petition to the Board of Trustees stating that he wished to sell and transfer one half interest in saloon license held by him to E. S. Brown, a citizen of the City of Modesto and the consent of the Board is prayed for as required by Ordinance Number 281, whereupon the board finds that the proceedings are correct, it is upon motion duly seconded and carried and the Board hereby consents to transfer of license as asked for, the petition was accompanied by a bond from Brown and Irvin as principals and C. H. Rendall and F. H. Green as sureties, *Smell Coffee voting no on above petition.*

IN THE MATTER OF CHEMICAL WAGON:

Upon motion it is ordered by the Board and Fire Chief Geo. E. Wallace is instructed to have the chemical wagon repaired for service at once.

Pending the further consideration of business, the Board adjourned to meet Friday evening June 30th, 1911 at 7:30 o'clock P. M.

Attest:

*H. O. Thompson*

Clerk.

In the Board of Trustees,  
 City of Modesto,  
 Friday June 30, 1911.

The Board met in adjourned meeting from the regular adjourned meeting of June 28th, 1911, and there were present the following named trustees:-  
 S. W. Coffee, John Harrison, W. S. Mann, and J. D. Ross.  
 In the absence of the President of the Board, Trustee John Harrison was appointed President pro tempore.

In the Matter of Minutes:

The minutes of the regular meeting of June 7th, 1911 and June 17th, 1911 were read and approved as read.

The minutes of the last regular adjourned meeting of June 28th, 1911 were read and the same ordered approved as read.

In the Matter of Further consideration of Bids for the Improvement of Seventh Street:-

It, upon motion by Trustee Mann, duly seconded and so ordered that the Bids for the Improvement of Seventh Street be laid over for further consideration to and until Wednesday, July 5th, 1911.

In the Matter of City Attorney:-

The following communication dated June 30th, 1911, was read:  
 The Honorable Board of City Trustees,  
 Modesto, Calif.

Gentlemen:- I beg to tender you herewith my resignation as City Attorney to take effect at once. Thanking you for past courtesies, and trusting that my resignation will be promptly accepted, I am,  
 Yours Sincerely,

A. J. Carlson.

The resignation of City Attorney, A. J. Carlson, as asked for in the foregoing communication was upon motion accepted and so ordered.

In the Matter of Claims:

The following claims having been duly examined and audited by the committee were allowed by the Board and warrants ordered drawn for the same from the following funds, to-wit:-

General Fund.

A. J. Carlson	Salary City Attorney	\$50.00
J. B. Jennings	Salary City Recorder	10.00
C. W. Pointer	Salary City Marshall, etc.	100.00
Lee E. Smith	Salary Night Watchman	90.00
W. J. Wilhite	Salary City Health Officer	25.00
E. B. Maze	Salary City Treasurer	25.00
A. E. Elliott	Salary Deputy Marshall, etc.	179.81
W. O. Thompson	Salary City Clerk, etc.	79.85
Elsie Geer	Salary Assisting Clerk	40.00
Mabel Austin	Salary assisting City Clerk	27.00
M. O. Robinson	Salary Fireman	65.00
Geo. E. Wallace	Salary Fire -man, etc.	77.00
C. C. McCarty	Salary Fireman	65.00
D. C. Matteson	Salary Street Sup't.	75.00
Chas. Butts	Labor	65.00
N. M. Gattrell	"	24.00
Geo. D. Campbell	"	65.00
L. S. Basaker	"	30.00
W. Pemberton	"	30.00
F. Henderson	"	74.00
J. N. Hanlon	"	30.00
G. James	"	10.45
Pacific Tel & Tel. Co.	Telephone service	3.00
J. W. Search	Blacksmithing	35.30
Fashion Shoeing Shop	Horseshoeing	7.00
C. E. McCaulley	Carpenter work	20.30
La Grange Water & Power Co.	Labor and material	24.25
Turner Hardware & Imp'l Co.	Mdse.	12.60
W. B. Wood & Son	Mdse.	48.77
The Grange Co.	Cr. Barley & Bran	117.00
D. D. Christman	Hire of team & man	62.50
A. B. Williams	Labor	13.75
C. J. Long	Labor	8.20
W. B. Wood & Son	Mdse.	2.50
Joe Blanc	Blacksmithing	34.80
J. H. Pinckney	Blacksmithing	27.75
H. L. Bonham	Oil & gasoline	10.90 = 10.90
Modesto Gas, Lt. Coal & Coke Co.	Gas.	120.75
L. L. Baxter	Labor - Horses & men	67.50
C. H. Kolb	Labor	67.50
A. L. Williams	Labor	65.00
A. J. Bowman	Labor	
		<hr/>
		\$2051.48

Sewer Improvement Fund.

Ira Harris	Blacksmithing	\$30.45
The Modesto Lumber Co.	Lumber	27.35
Louis Perkins	Labor	61.25
M. B. Niven	Labor	112.00
E. A. Turpen	Labor	76.50
L. C. Smith	Labor	78.00
Bishop, Stevenson & Co.	Additional above Sewer Contract.	893.50
Geo. H. Freitas	City Engineer's Salary	170.00
		<hr/>
		\$1449.05

Water Fund.

Col. E. Wood	Salary Engineer	\$125.00
Geo. Cook	Salary Engineer	100.00
W. E. Davis	Salary Water Inspector, etc.	100.00
United States Pipe Co.	C. I. Pipe	1569.81
W. O. Thompson	Cash Advanced	53.19
La Grange Water & Power Co.	Labor # material	125.01
W. B. Wood & Son	Mdse.	15.05
Turner Hardware & Impl. Co.	Mdse.	18.75
B. Weil & Son	Mdse	4.30
The Modesto Lumber Co.	Lumber	92.86
J. H. Pinckney	Blacksmithing	5.35
		<hr/>
		\$2209.32

Street Improvement Fund.

Natomas Consolidated of California	Crushed Rock	\$226.66
L.L. Baxter	Hire of horses and man	54.00
W. B. Wood & Son	Mdse.	86.50
Coffee & O'Leary	Hire of horse and wagon	42.00
Modesto Gas Lt. Coal & Coke Co.	Crude Oil	27.80
		<hr/>
		\$436.96

In the Matter of Bonds:-

J. L. Jones and Frank Sundstrom having presented their contract and Bond for the construction of City Cottage on lots 13 and 14 Block 19 of the Wisecarver Addition to the City of Modesto, it is ordered that the same be accepted and the Bond approved.

No further business appearing the Board adjourned.

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

Modesto, Cal., July 1st, 1911.

Record of the first meeting of the Council of the City of Modesto, held in the City Offices, No. 717 - 10th Street., on the 1st day of July, 1911, for the purpose of organization, pursuant to a new charter voted for and ratified by the qualified voters of the City of Modesto at a special municipal election held in said City for that purpose on the 14th day of September, 1910, and set forth in Assembly Concurrent Resolution No. 3, approving the charter of the City of Modesto, State of California.

The meeting was called to order at 8:30 o'clock A.M. by Council-elect Mayor G. J. Wren, and it appearing that the Councilmen were duly qualified, having taken the oath of office and filed the same with the City Clerk, the Council proceeded to the work of permanent organization, all members of the Council of the City of Modesto being present: whereupon Councilman Perley was duly elected Vice-president of the Council in accordance with Section 25 of Article VII of the charter.

The Councilmen then proceeded to classify themselves by lot to determine which two of them should hold office for four years, as provided in Article V, Section 13 of the charter. The Clerk was instructed to prepare four slips of paper, on two of which should be written the words "Two-year Term"; and on two of which should be written "Four-year Term"; and that said slips be folded and placed in a receptacle and that the Councilmen draw therefrom, and that it be agreed that each Councilman should serve for the term indicated upon the slip drawn by him. The drawing resulted as follows:

Councilman Moss ----- Two-year term.  
Councilman Swan ----- Two-year term.  
Councilman Perley ----- Four-year term.  
Councilman Schafer ----- Four-year term.

The Councilmen then attached their signatures to the slips which they had drawn and the same were attached to the oaths of office filed with the Clerk.

Councilman Schafer then moved the adoption of

Resolution No. 1 N.S.

as follows:

Be it resolved by the Council of the City of Modesto as follows:- That pursuant to a classification by lot in the manner provided in Article V Section 13 of the charter, Councilmen L.T. Moss and C.D. Swan be, and each of them is hereby declared a Councilman of the City of Modesto for two (2) years, and Councilmen G.P. Schafer and Geo. Perley be, and each of them is, hereby declared a Councilman of the City of Modesto for the term of four years.

The motion was seconded and carried by the following vote:

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

The Council then proceeded to the assignment of the Commissioners to the various departments, as provided and described in Article VIII, Section 33 of the charter. Councilman Perley then moved the adoption of

Resolution No. 2 N.S.

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

Section 1. That Councilman C. D. Swan be, and he is hereby designated The Commissioner of Public Health and Safety.

Section 2. That Councilman L.T. Moss be, and he is hereby designated the Commissioner of Finance and Revenue.

Section 3. That Councilman Geo. Perley be, and he is hereby designated the Commissioner of Public Works.

Section 4. That Councilman G. P. Schafer be, and he is hereby designated the Commissioner of Public Supplies.

The motion was seconded by Councilman Schafer and carried by the following vote:

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

Councilman Swan moved the adoption of

Resolution No. 3 N.S.

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

That the terms of the following officers, to-wit:

The office of the present City Clerk, W. O. Thompson,

The office of the present City Treasurer, E. B. Maze,

The office of the present City Engineer, G. H. Freitas,

be, and said offices and each of them are hereby declared terminated. The motion was seconded

by Councilman Perley and carried by the following vote:

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

Councilman Schafer moved the adoption of

Resolution No. 4 N.S.

appointing W. O. Thompson City Clerk, City Auditor and City Assessor, said appointment to take effect from and after and including the first day of July, 1911. The motion was seconded and carried by the following vote:

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

Councilman Perley moved the adoption of

Resolution No. 5 N.S.

appointing E. R. Jones City Attorney, said appointment to take effect on and after and including the first day of July, 1911. The motion was seconded and carried by the following vote:

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

Councilman Moss moved the adoption of Resolution No. 6 N.S. appointing E. B. Maze City Treasurer and City Collector, said appointments to take effect from and after and including the first day of July 1911. The motion was seconded and carried by the following vote:

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

Councilman Perley moved the adoption of

Resolution No. 7 N.S.

appointing G. H. Freitas City Engineer, said appointment to take effect from and after and including the first day of July, 1911. Motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes None. Absent- None.

Councilman Perley moved the adoption of

Resolution No. 8 N.S.

appointing W. I. Carpenter Building Inspector of the City of Modesto, said appointment to take effect from and after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Perley moved the adoption of

Resolution No. 9 N.S.

appointing W. E. Davis Sewer Inspector, said appointment to take effect from and after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Swan moved the adoption of

Resolution No. 10 N.S.

appointing Dr. J. J. Knowlton Health Officer of the City of Modesto, said appointment to take effect from and after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Swan moved the adoption of

Resolution No. 11 N.S.

appointing R.L. Dallas Chief of Police, said appointment to take effect from, after, and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent: None.

Councilman Perley moved the adoption of

Resolution No. 12 N.S.

appointing S. P. Kinnear Street Superintendent, said appointment to take effect from, after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Schafer moved the adoption of

Resolution No. 13 N.S.

appointing Mrs. Myrtie McHenry Langdon, L. W. Fulkreth, J. J. McMahon, J. W. Ross, and L.L. Dennett, Library Trustees of the City of Modesto, said appointment to take effect from, after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Swan moved the adoption of

Resolution No. 14 N.S.

appointing George E. Wallace Fire Chief, said appointment to take effect from, after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Moss moved the adoption of

Resolution No. 14½ N.S.

appointing J. B. Jennings Police Judge, said appointment to take effect from, after and including the first day of July, 1911. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Councilman Moss Moved the adoption of

Resolution No. 15 N.S.

as follows:

Be it resolved by the Council of the City of Modesto as follows:  
That commencing the first day of July, 1911, all resolutions adopted by the Council of the City of Modesto shall be numbered consecutively commencing with Number One and that each resolution shall be known as "New Series" which may be designated by the letters "N.S." That all ordinances passed by said Council shall be numbered consecutively commencing with number "One" and shall be known as "New Series" which may be designated by the letters "N.S."

The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent - None.

Mayor Wren presented and read

Resolution No. 16 N.S.  
concerning ~~the duties of~~ the duties of the various Commissioners, and Councilman Moss moved its adoption which was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Pursuant to Article X Section 60 of the charter that the Council shall let annually contracts for the official advertising for the ensuing fiscal year, whereupon Councilman Moss moved the adoption of

Resolution No. 17 N.S.

authorizing and directing the Clerk to advertise inviting bids for the official printing and advertising for the City of Modesto for the fiscal year ending June 30th, 1912, which proposals shall be according to the specifications as to style of type and spacing this day adopted and on file in the Clerk's office. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 1 N.S.

entitled " An Ordinance Fixing the Amounts of Official Bonds, <sup>required</sup> to be Furnished by Certain Public Officers of the City of Modesto" was read by Mayor Wren and introduced by Councilman Moss who moved its adoption. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

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,

Ordinance No. 2 N.S.

was presented by Mayor Wren and the adoption of the same moved by Councilman Moss. The motion was seconded and carried by the following vote:  
Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent-None.

The Council on motion, adjourned to the afternoon of the same day, July 1st, 1911, at four o'clock P.M.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

July 1st, 1911.

The Council met at 4 o'clock pursuant to adjournment from the morning session and there were present, Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

Councilman Moss moved the adoption of

Resolution No. 18 N.S.

as follows:

That all bonds of the public officers of the City of Modesto before becoming effective shall be approved by the Mayor of said City who shall note his approval on each and all of said bonds. The motion was seconded and carried by the following vote:  
Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the matter of Policing the City July 4th, 1911, upon motion duly seconded and carried, the Chief of Police was directed to have extra help as deputies for July 4th, 1911.

Councilman Swan then brought up the question of salaries and recommended a salary of \$125.00 per month for Chief of Police, \$100.00 per month for night-watchmen and policemen \$90.00 and upon motion duly seconded and carried the salary of Night-watchman was fixed at \$100.00 per month and policemen at \$90.00 per month.

Pending further consideration of business the Council adjourned to Wednesday, July 5th at 7:30 P.M.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

Minutes of the Regular Meeting of the  
Council of the City of Modesto,  
Wednesday, July 5th, 1911.

The Council of the City of Modesto met in regular session. Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Ordinance No. 3 N.S.

Entitled " An Ordinance Fixing the Compensation of Certain Officials of the City of Modesto" was read and introduced by Councilman Moss who moved its adoption. The motion was seconded and carried by the following vote:

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

In the matter of awarding contract for the paving of Seventh Street from the Northwest property line of E. Street to the Easterly property line of Washington Street:-  
The following Resolution of Award was introduced and unanimously adopted.

Resolution No. 19 N.S.

Resolution of Award.

RESOLVED, that the Board of Trustees of the City of Modesto, having in open session at a regular meeting held on the 28th day of June, opened, examined and publicly declared in accordance with the Statutes in such cases made and provided, all sealed proposals or bids offered for the following work, to-wit:

That Seventh Street from the Northwest property line of "E" Street to the Easterly property line of Washington Street, except all the intersections of Streets and Alleys (and also excepting such portions as are already done, and also such portions thereof as are required by law to be paved, kept in order, or repair by any person or company having railroad or car tracks thereon) be graded and thereupon paved with asphalt concrete pavement four (4) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and all of such grading, paving, curbing and construction of gutters to be performed in accordance with plans and specifications adopted for the improvement of said portion of said street by the Board of Trustees of the City of Modesto and on file in the office of the City Clerk of said City.

AND NOTICE IS HEREBY GIVEN that it was heretofore by the said Board of Trustees of the City of Modesto, resolved that serial bonds should be issued to represent the cost and expenses of said work and improvement, which said bonds it was by the said Board determined, should extend over a period of five years from their date, and will bear interest at the rate of seven per cent per annum on all sums unpaid until the whole of said principal and interest are paid, said interest to be payable semi-annually on the second days of January and July, respectively, of each and every year; and that said bonds will represent each assessment of twenty-five dollars (\$25.00) or more, remaining unpaid for thirty (30) days after the date of the warrant for such assessment, or five days after the decision of the Council upon an appeal; and further that an even annual proportion of the principal sum should be payable by coupons on the second day of each year after their date until the whole are paid; and said bonds shall be issued in the manner and form provided by an Act of the Legislature of the State of California, approved February 27th, 1893, and acts amendatory thereof.

This Council of the City of Modesto at a regular session held July 5th, 1911, hereby rejects all of said bids, except that next herein mentioned, and hereby awards the contract for said work to the lowest regular responsible bidder, to-wit: The Worswick Street Paving Company, a corporation, at the prices specified in its proposal on file for said work, to-wit:

Grading per square foot	.01 $\frac{1}{2}$
Paving per square foot	.13 $\frac{1}{2}$
Concrete curbs per lineal foot	.45
Concrete gutters per square foot	.22 $\frac{1}{2}$

The Clerk of the Council of the City of Modesto is hereby directed to post notice of this award conspicuously for five days on or near the Council Chamber of this Council, and also publish said notice for two days in the Modesto Morning Herald, a daily newspaper published and circulated in this city therefor, and which said newspaper is hereby designated for that purpose by this Council.

I hereby certify that the foregoing resolution was passed by the Council of the City of Modesto, State of California, on the 5th day of July, 1911, by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

*H. O. Thompson*  
City Clerk and ex-officio Clerk of the Board of Trustees  
of the City of Modesto, State of California.

The Engineer of the San Joaquin Valley Electric Railroad was before the Council and stated that the work of construction would commence at once and in laying said track wished to raise the grade of the street on Elm Street where the same crosses the irrigation canal. The matter was referred to Commissioner of Public Works, Councilman Perley.

Councilman Schafer moved that Agnes Haggard be employed as an assistant to City Clerk and at a monthly salary of forty dollars (\$40.00). This motion was seconded and carried.

Councilman Perley moved that the Mayor and Councilman Swan be appointed a committee to rearrange the Council Rooms. The motion was seconded and carried.

In the Matter of Sewer Contract:

Bishop, Stevenson & Co stated that they wished to commence construction of Sewer Line No. 2, Burney and D Streets and commence operation with excavator on Burney Street. Upon motion by Councilman Moss, duly seconded and carried, action was deferred until such time as Commissioner of Public Works could report.

Councilman Moss moved an adjournment until Wednesday, July 12th, 1911, at 7:30 P.M. The motion was seconded and carried. Thereupon the Council adjourned until Wednesday, July 12th, 1911, at 7:30 o'clock, P.M.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

In Council of City of Modesto,  
Wednesday, July 12th, 1911.

The Council met pursuant to adjournment on the above date at 7:30 o'clock P.M.  
Present - Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Ordinance No. 1 N.S.

requiring certain public officers of the City of Modesto before entering upon the duties of their respective offices to execute to the City of Modesto, a bond in the penal sums therein mentioned, conditioned for the faithful performance of their respective duties and having been published as required by law, Councilman Perley moved the final adoption of said ordinance. The motion was seconded by Councilman Swan and the Ordinance finally adopted by the following vote:

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

Ordinance No. 2. N.S.

Entitled "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".

The foregoing entitled ordinance having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded by Councilman Schafer and the Ordinance finally adopted by the following vote:

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

Ordinance No. 3 N.S.

Entitled "An Ordinance Fixing the Compensation of Certain Officials of the City of Modesto" and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded by Councilman Swan and the Ordinance finally adopted by the following vote:

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

Resolution No. 20 N.S.

Councilman Schafer moved the adoption of Resolution No. 20 N.S. as follows:

Whereas it appears to be to the best interest of the City of Modesto that the offices and duties of City Clerk, City Auditor and Assessor be consolidated as provided by the Charter of the City of Modesto,

BE IT RESOLVED by the Council of the City of Modesto that the functions and duties of City Clerk, Auditor and Assessor be, and they are hereby consolidated and that one person be placed in charge of such respective office.

The motion was seconded and carried by the following vote:

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

Resolution No. 21 N.S.

Councilman Schafer moved the adoption of Resolution No. 21 N.S. which Resolution is for the purpose of approving, ratifying, and confirming the appointment of W. C. Thompson to the consolidated offices of City Clerk, Auditor and Assessor. The motion was seconded and carried by the following vote:

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

Resolution No. 22 N.S.

Councilman Moss moved the adoption of Resolution No. 22 N.S. as follows:

WHEREAS it appears to be to the best interests of the City of Modesto, that the office and duties of City Treasurer and Collector be consolidated as provided by the Charter of the City of Modesto,

Be it resolved by the Council of the City of Modesto as follows:  
That the functions and duties of City Treasurer and Collector be, and they are hereby consolidated and that one person be placed in charge of such respective office. The motion was seconded and carried by the following vote:

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

Resolution No. 23 N.S.

Councilman Moss moved the adoption of Resolution No. 23 N.S. which resolution is for the purpose of approving, ratifying and confirming the appointment of E. B. Maze to the consolidated offices of City Treasurer and Collector. The motion was seconded and carried by the following vote:

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

In the Matter of Petitions:-

The petition of E. C. Dozier, J. A. Coffee and others dated May 1911, petitioning the Honorable Board to pass an order raising the daily wages of teamsters employed by the City doing public work, from \$2.50 to \$3.00 per day was read and referred for filing.

The petition of Citizens protesting against the renting of the Bonham residence, Corner of "I" and 7th St. to a Chinese doctor was read and referred to the City Attorney, E. R. Jones.

In the Matter of Awarding Contract for the Official Advertising for the Fiscal Year Ending June 30th, 1912.

This being the time fixed in accordance with published notice to bid ers and pursuant to Resolution No. 17 N.S. heretofore adopted by the Council for the opening and examination of bids for the official advertising for the fiscal year ending June 30th, 1912 and there being two bids on file, namely the bids of the Modesto Morning Herald and the Modesto Evening News, the Council proceeded to open and examine said bids, and said bids having been duly opened and examined, whereupon Councilman Schafer introduced and moved the adoption of

Resolution No. 24 N.S.

Which Resolution No. 24 N.S. accepts the bids of the <sup>and awards the contract to the said Modesto Evening News</sup> Modesto Evening News, for the official advertising for the fiscal year ending June 30, 1912. The motion was seconded and carried by the following vote:

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

IN THE MATTER OF HEARING APPLICATIONS )  
AND PETITIONS FOR SALOON LICENSES. )

A communication addressed to the Mayor and Councilmen of Modesto and protesting against the granting of saloon license as filed in the office of the City Clerk was read and containing no signature was set aside and thereupon the Council proceeded to examine and pass upon all saloon applications and petitions on file, and it appearing to the Council from the affidavit of publication of the Modesto News of the " Notice of Hearing Applications and Petitions for Saloon Licenses" that due and legal notice has been given in the Modesto News as required by City Ordinance relative thereto, and there being now on file with the Clerk of this Council applications and petitions from the following persons or firms, to-wit: A.L. Comins, Brown and Irvin, Foster and Quaresma, Schmidt and Peck, Walden Bros., M.B. Foster, John Cadrett, S. Martella, O. E. Moran, Vaccaro and Menghetti, Geo. Pike and J.M. Pike Jr., Max Maritzen, and Wm. Winter; and the same being in form as prescribed by City Ordinances relating thereto and the Council so finds. The Council thereupon proceeded to hear and determine the aforesaid applications separately and the same being fully considered it is upon motion duly made and seconded in each individual instance that the application be granted and the license be issued, and it is further ordered by the Council upon motion that the bonds accompanying said application be referred to the Mayor subject to his investigation and approval.

Resolution No. 25 N.S.

Councilman Perley introduced Resolution No. 25 N.S. and moved its adoption. Resolution No. 25 N.S. provides for the adoption of certain plans and specifications by this Council for the doing of street improvement work upon the intersections of accepted streets in the City of Modesto. The motion was seconded by Councilman Schafer and carried by the following vote:

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

Resolution No. 26 N.S.

Councilman Perley moved the adoption of Resolution of Intention No. 26 N.S. as follows:

Resolution of Intention No. 26 N.S.

The Council of the City of Modesto do hereby resolve as follows:

RESOLVED: That it is hereby determined by the Council of the City of Modesto that the public interest and public necessity of said City of Modesto demand the construction of certain public municipal improvements in and for said City of Modesto, which said improvements are described as follows, to-wit:

The improving of 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 cost of said improvements aforesaid will be too great to be paid out of the ordinary annual income and revenue of the City of Modesto. The motion was seconded and carried by the following vote:

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

In the Matter of Library Report:-

The report of the Trustees of the Modesto City Library, as submitted by their secretary, Mrs. B.F. Surryhne, was read by Mayor Wren and upon motion by Councilman Perley it is ordered that the report be spread in full upon the minutes and that a vote of thanks be extended to the Library Trustees.

The report is as follows:

To the Councilmen of Modesto,

Honored Sirs: As secretary of the Trustees of the Modesto City Library, I present the following report for the year ending July 1st, 1911.

The Trustees have held twelve regular monthly meetings and all matters pertaining to the Library have been carefully attended to.

The Library has been open every day except Sundays and legal holidays, and three weeks during June while it was being catalogued.

It has grown in popularity with all classes, that among the children being particularly gratifying. Great care has always been exercised in the selection of Children's books, and we feel that the children who patronize the Library are learning to read good books. In May 1910 the number of adult books taken out was 978, juvenile 204. In May 1911, adult books 1221, juvenils 204. These figures speak for themselves.

Our circulation compares very favorably with other cities of the state, showing that our people appreciate and use their Library. The total number of books loaned during the year was 15,652. As more money was given this year, it has been possible to add more books than could be purchased other years. We find the monthly addition of new books means everything to a Library. A Library must be fed if it is to grow, and a dead Library Modesto don't want.

533 books have been purchased, 215 rent books made free books, 33 received as gifts, making 781 books added during the year.

The Library has been catalogued by a cataloguer recommended by the State Library, at an expense of \$244.40 for labor and necessary supplies.

We are particularly glad to turn the Library over to the new Board in this thoroughly approved and usable condition.

This year there has been an average of 39 new readers' cards issued each month. The total number of card holders is now 1358, a gain of 41% over the total of last year.

We beg to remind the Board that four years ago we began with a miserable little remnant of a subscription library, no furniture, and no place of abode, and with \$600.00 launched our little craft and weathered the first year. Fortunately property has increased each year in value and although our rate of appropriation has not, we received in January 1911, about \$2100.00 We have paid all bills and will be able to leave the incoming Trustees about \$1100.00 for the expenses of the remaining six months of 1911.

I herewith submit an itemized account of the years expenditures.

			Librarian	Janitor	Gas	Fuel	Librarian	Furniture	Printing	Books	Periodicals	Sub. Libr. and Catalogues	Laundries	Total
		Rent	Salary				Supplies							
July	1910	32 50	45 00	4 50	1 45	2 50	2 70 4 50	3 90		6 75		15 00		118 80
Aug.	1910	32 50	45 00	4 50			2 21		2 50					86 71
Sept.	1910	32 50	45 00	4 50	3 90		1 55 4 55	50			1 10			89 05
Oct.	1910	32 50	45 00	4 50	2 30		2 60			80 62				172 37
Nov.	1910	32 50	45 00	5 00	2 15		1 70			9 89				96 74
Dec.	1910		45 00	4 50	3 60	1 25 14 00	1 25	7 00		100 00 75 14	4 00			180 60
Jan.	1911	65 00	45 00	4 50	4 55		1 00			24 40				120 05
Feb.	1911	32 50	45 00	4 50	5 15		3 50 4 20			45 26	55 50			245 69
Mar.	1911	32 50	45 00	4 50	2 45		2 10	8 10	2 50	2 06				146 61
Apr.	1911	32 50	45 00	4 50	1 90		1 55 10 00						20 00	107 51
May	1911	32 50	65 00	4 50			85 3 35	90 00		9 30		19 50 85 00	Library 60 Transfer	112 85
June	1911	32 50	65 00	5 00	3 00		11 60	21 60		271 75	3 00	25 00 8 00	4 50	719 78
Total		390 00	645 00	58 00	30 95	17 75	59 51	131 10	5 00	625 20	63 60	152 50	25 15	2200 76

Respeaking for the Library in the future ample appropriation to provide books in harmony with the handsome building we are to have, this is respectfully submitted.

Mrs. B. F. Surryhne,

Sec'y Library Trustees.

A communication was read from The San Joaquin Valley Electric Railroad concerning two oil pipe lines which cross Eighth Street near L Street only two inches below the official grade of Eighth Street at that point. Referred to Commissioner of Public Works, Councilman Perley.

A communication from W.H. Dorward requesting that Oak Street in ~~Mass~~ addition be graded, was referred to Councilman Perley.

A communication from the F.C. Roberts Co., in reference to account due for installation of Pumping Machinery under contract, was placed in the hands of Mayor Wren.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Wednesday July 19th, 1911.  
7:30 O'clock P.M.

The Council met in special session at the call of the Mayor written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 of the City of Modesto. Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called for the purpose of introducing an ordinance calling a special election to vote bonds for street improvement.

The meeting being duly called to order, whereupon Councilman Perley introduced the following

Ordinance No. 4 N.S.

entitled "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 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 out of the annual income and revenue of said city".

The foregoing entitled Ordinance was regularly introduced and adopted by the following vote:

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

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

In Council of City of Modesto,  
Wednesday, July 26th, 1911.

The Council met in regular meeting. Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren. Absent- None.

The minutes of the meetings held July 1st, 1911, July 12th, 1911 and July 19th, 1911 were read and the same ordered approved as read.

In the Matter of Bids for the "McHenry Public Library":-

Pursuant to resolution heretofore adopted by the Board of Trustees of the City of Modesto, on the 12th day of June, 1911, fixing July 26th, 1911, at 8:30 O'clock P.M. as the day and hour for the consideration of Bids for the erection and completion of a brick Library Building, and this being the time fixed by said resolution and there being 15 bids on file, the Council proceeded to open and consider said bids, whereupon said bids opened were as follows:

Name of Contractor.	Prop. #1	#2	Heating add. 1 or 2 #3	Roof add. 1 or 2 #4	Add 1 or 2 #5	add 1 or 2 #6	red. 1 or 2 #7	red. 1 or 2 #8
Peterson & Wilson.	23890	22815		275 362	750	750	140	350
Ford & Malott.				no cash 240				
Walsh & Miller.			983					
John G. Sutton Co.			900					
Wisman & Berg.	32790	31250		380 400	2000	390	350	
Robt. Trost.	21284	20042		230 325	500	500	150	
Mangrum & Otter.			1025					
A. B. Fletcher.	29975	31990			800	1314		
Hoyt Bros.	25300	24800	840	260 362	865	690	230	300
Home Const. Co.	26738	24536	1100	266.25	1200	250	302	
Donkin & Bacon.			852					
Moffatt & Co.			1015					
Schnebly, Host & Ped.	27846	26546		290 412	1680	800	150	1843
Williams Bros. & H.	27684	26084			985	700	300	1050
W. A. Stevens.	29392	28713	1100	75	1500	379	189	480

All bids having been duly opened and examined, it is upon motion ordered that the bids of Robert Trost, the bid of Hoyt Bros. and the bid of Peterson and Wilson be retained for further consideration and that all other bids be rejected and the certified checks accompanying said rejected bids be returned.

Ordinance No. 4 N.S.

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 out of the annual income and revenue of said City, and having been published as required by law, Councilman Moss moved the final adoption of said ordinance. The motion was seconded by Councilman Perley and the Ordinance finally adopted by the following vote:

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

The claim of Bishop, Stevenson Co. in the sum of \$4618.53 for construction of sewer having been presented, and being in accordance with contract, was allowed. The claim of said Company for extra work was referred to the City Engineer for approval.

A communication from H. C. Leffingwell relative to the license tax, <sup>note</sup> was read and placed on file.

Ordinance No. 5 N.S.

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

Ordinance" an ordinance regulating plumbing, was read and introduced by Councilman Moss who moved its adoption. The motion was seconded and carried by the following vote:

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

Ordinance No. 6 N.S.

Entitled "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", was read and introduced by Councilman Perley who moved its adoption. The motion was seconded by Councilman Swan and carried by the following vote:

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

Resolution No. 27 N.S.

Councilman Perley read and moved the adoption of Resolution No. 27 N.S. which resolution provides for the filing of claims against the City of Modesto, time of filing, and allowing of said claims. The motion was seconded and carried by the following vote:

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

Resolution No. 28 N.S.

Councilman Schafer read and moved the adoption of Resolution No. 28 N.S. which resolution prescribes the duties of the City attorney. The motion was seconded and carried by the following vote:

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

In the Matter of Hand Street Cleaner:-

Upon motion by Councilman Perley, seconded by Councilman Moss, it is ordered that the City purchase one Hand Street Cleaner and 12 cans. The cost to be approximately \$24.00 for the Street Cleaner and \$36.00 for the cans.

In the Matter of Rights of Way for Sewer Mains:-

Councilman Schafer moved that the Commissioner of Public Works be authorized to execute on behalf of the City agreements for Rights of Way for sewer line beginning at a point designated as Engineer's Station 6+71.3 on line of main sewer No. 2, which point bears S.56° 40' E 7. 225 feet from  $\frac{1}{4}$  :  $\frac{1}{4}$  corner between the N.W.  $\frac{1}{4}$  (and the S.W.  $\frac{1}{4}$  of Sec. 22 T. 3 S. R. 9 E. M. D. B. + 7m. Thence City & Al.  $\frac{1}{4}$  mile of Sec. 22.) Councilman Moss seconded the motion and it was carried and so ordered.

In the Matter of Street Steam Road Roller:-

Councilman Moss moved that Councilman Perley be authorized to enter into an agreement with F.C.McIntire, of Stockton, to rent to said McIntire for the sum of \$10.00 per day the Steam Road Roller upon furnishing a satisfactory Bond. The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Purchasing Hay:-

Councilman Perley moved that the Commissioner of Public supplies advertise for the furnishing of and delivery to the City of Modesto of twenty tons of baled hay and thirty tons of loose hay. Bids to be opened at the next regular meeting, Aug. 9th, 1911. The motion was seconded and carried and so ordered.

Pending the further consideration of business, the Council adjourned to Thursday A.M. July 27th, 1911, at 9 O'clock.

Attest: H. O. Thompson  
City Clerk.

Approved: G. J. Wren  
Mayor.

Thursday A.M., July 27, 1911, 9 O'clock.

The Council met pursuant to adjournment with all members present.

In the Matter of Further Consideration of Library Bids:-

Councilman Perley moved that the bid of Peterson and Wilson be rejected and that the certified check accompanying same be returned. The motion was seconded and carried and so ordered.

Councilman Perley moved the adoption of

Resolution No. 29 N.S.

as follows:

That this Council of the City of Modesto, at a regular adjourned meeting held July 27th, 1911, hereby accepts the proposal of Robert Trost for the erection and completion of a brick Library Building as to Proposition No. 2 for \$20042.00, Part 2 of Proposition No. 4 for Salamander Roof for \$325.00 and Proposition No. 5 for \$500.00. Sum total of bids as accepted \$20867.00 all in accordance with published Notice to Bidders and plans and specifications for same on file in the office of the City Clerk.

Be it further resolved that the bid of Hoyt Bros. in the sum of \$840.00 for the heating System complete under Proposition No. 3 of the specifications be, and the same is hereby accepted.

That the Mayor execute a contract on behalf of the City with said Robert Trost and said Hoyt Bros. for the doing of said work in accordance with plans and specifications and the published Notice to Bidders.

The motion was seconded by Councilman Moss and carried by the following vote:  
Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent: None.

Upon motion the Council adjourned.

Attest: H. O. Thompson  
City Clerk.

Approved: G. J. Wren  
Mayor.

The Council met in regular meeting.

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

The minutes of the meetings held July 26th, 1911 and July 27th, 1911 were read and the same ordered approved as read.

Ordinance No. 5 N.S.

An Ordinance to Amend Ordinance No. 276 by Amending Sections 5-7-11 of said Ordinance and which Ordinance No. 276 is the Sanitary Plumbing Ordinance of Said City, and said Ordinance No. 5 N.S. having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote:

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

Ordinance No. 6 N.S.

Entitled " 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 foregoing entitled Ordinance No. 6 N.S. having been regularly introduced, adopted, and ordered published, as required by law, Councilman Swan moved its final adoption. The motion was seconded and carried and the Ordinance adopted, final, by the following vote:

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

In the Matter of Report:

The committee composed of Councilman Swan, Fire Chief Wallace and W. I. Carpenter, City Electrician, reported to the Council that the work of constructing and installing the Gamewell Fire Alarm System had been completed and as a committee they had inspected the same and found it to be in accordance with the terms of the contract, whereupon Councilman Swan moved that the work of constructing the Gamewell Fire Alarm System be accepted and the claim be paid in accordance with the terms of the contract.

The reports of the City Treasurer and Collector on Licenses collected, monthly report of the various funds and the McHenry Library fund were examined and ordered placed on file.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and Warrants ordered drawn upon the following funds, to-wit:

GENERAL FUND.

E. R. Jones	Salary	\$50.00
Dr. J. J. Knowlton	"	25.00
J. B. Jennings	"	25.00
R. L. Dallas	"	125.00
Lee E. Smith	"	100.00
A. E. Elliott	etc.	96.30
E. B. Maze	"	50.00
W. O. Thompson	"	125.00
Agnes A. Haggard	"	29.25
Geo. E. Wallace	"	22.20
M. O. Robinson	"	65.00
C. C. McCarty	"	65.00
S. P. Kinnear	"	114.00
D. C. Matteson	"	25.00
W. O. Thompson	"	300.00
W. I. Carpenter	Services	78.00
S. Basaker	Labor	62.50
John Bowman	"	62.50
N.M. Gattrell	"	62.50
L.L. Baxter	"	270.00
A. L. Williams	"	65.00
Chas Kolb	"	65.00
Chas Butts	"	65.00
J. N. Hanlon	Services drafting	68.00
La Grange Water & Power Co.	Electric Current	44.14
La Grange Water & Power Co.	Power for lights	35.57
Sierra & S.F. Power Co.	Light for City Jail	3.85
General Electric Co.	Merchandise	180.67
Port Huron Mach. Co.	Hire of Steam Road Roller	10.00
D.D. Christman	Labor Street Sprinkling	119.25
The Grange Co.	Crushed Barley	29.35
Martin & Robertson	Horseshoeing	20.50
L.L. Martin	"	19.50
W.B. Wood & Son	Supplies	16.75
Turner Hardware & Impl. Co.	Mdse.	56.50
E. B. Maze	Drugs	1.35
The G. P. Schafer Co.	Mdse.	9.68
W. O. Thompson	Cash Advanced	32.50
League of Calif. Municipalities	Dues	30.00
Nell E. Gridley	Assisting in Office	56.00
The Johnston & Ross Furn. Co.	Mdse.	8.00
The Courier Pub. Co.	Supplies	125.00
The Myself-Rollins Bank Note Co.	Books	22.50
Herald Pub. Co.	Advertising	115.37
A. B. Carlisle & Co.	Supplies	21.40
Modesto News	Printing & Publishing	159.45
Herald Pub. Co.	Advertising	185.37
Weil Furniture Co.	Filing Cabinet	18.50
Modesto News	Publishing	29.95
Morris Bros.	Supplies	7.50
<i>W. O. Thompson</i>	<i>Cash Advanced</i>	<i>25.00</i>

GENERAL FUND CONT'D.

Johnsons Inc.....	Supplies .....	\$112.50
J. C. Cavell .....	Printing.....	4.50
Farmers & Merchants Bank .....	Cash advanced.....	106.10
Modesto Carriage Works .....	Blacksmithing .....	46.05
Modesto Gas Lt. Coal & Coke Co.....	Gas.....	7.10
D.D.Christman .....	Hauling Straw.....	5.00
Modesto Ice Delivery .....	Ice.....	3.40
Coffee & O'Leary.....	Livery Hire .....	9.00
H. H. Herrón.....	Dry Cells.....	2.10
H. Downey.....	Merchandise.....	6.40
Carter Hardware Co. ....	Belt Lacing.....	2.50
Home Const. Co. ....	Labor & Materials .....	20.62
J. Kroot .....	Fighting Fire.....	2.50
Modesto Transfer .....	Cartage .....	4.00
J. M. Ross .....	Cartage .....	.50
Union Transfer .....	Transferring .....	1.50
Modesto French Laundry .....	Laundry .....	24.75
		<hr/>
		\$3819.25 ✓

WATER FUND.

Col. E. Wood .....	Salary .....	\$137.70
Geo. E. Cook .....	" .....	100.00
W. E. Davis .....	" .....	100.00
Sierra & San Francisco Power Co.....	Sta. Switch, Labor & Supplies.....	21.30
Sierra & San Francisco Power Co.....	Switch at Water Works.....	60.00
La Grange Water & Power Co.....	Electric Power & Materials. ....	385.65
La Grange Water & Power Co.....	Electric Current & Supplies.....	474.19
Stockton Iron Works.....	Cast Iron Tees .....	52.80
Crane Co. ....	Merchandise .....	164.58
Turner Hardware & Impl. Co.....	Merchandise .....	17.40
W. B. Wood & Son .....	Supplies.....	6.60
Donkin & Bacon .....	Merchandise.....	11.84
Modesto Carriage Works.....	Blacksmith work.....	7.25
A. J. Munch .....	Use of Sand pump.....	13.00
Modesto Transfer Co.....	Cartage.....	2.00
J. C. Cavell.....	Printing.....	62.00
Farmers & Merchants Bank.....	Cash Advanced .....	252.75
A. B. Williams.....	Labor.....	29.25
N.F.Mann.....	Labor.....	20.00
W. E. Daunt .....	Painting .....	52.50
W. O. Thompson.....	Cash paid for freight.....	3.58
L. A. Jones & F. Sundstrom.....	Payment on City Cottage.....	335.00
		<hr/>
		\$2309.39 ✓

SEWER IMPROVEMENT FUND.

Bishop, Stevenson Co.....	Contract on Sewer .....	\$1265.48 ✓
Gladding McBean & Co.....	Sewer Pipe.....	751.67 ✓
Natomas Consolidated of Calif.....	Crushed Rock.....	5.04
United Iron Works .....	Manhole Castings.....	87.00
Stanislaus Lumber Co.....	Merchandise.....	123.50
Modesto Repressed Brick Co.....	Brick.....	391.00
Modesto Lumber Co. ....	Lumber.....	1.78
Ira Harris .....	Blacksmithing.....	38.00
Turner Hardware & Impl. Co.....	Merchandise .....	2.50
Geo. H. Freitas .....	Salary City Engineer.....	170.00
M.B.Niven .....	Services on inspection on sewer const.....	100.00
L. C. Smith .....	" " " " .....	4.50
E. A. Turpen.....	Services as H Chain & rodman.....	75.00
Lewis Perkins .....	" " R " & stakeman.....	51.25
N. F. Mann .....	Labor .....	11.25
D. D. Christman .....	Labor of Man & team.....	4.50
D. T. Bunker .....	Auto Hire.....	5.00 ✓
Bishop, Stevenson & Co. ....	Labor on Sewer.....	7.50 ✓
" " " "	Sewer Construction .....	300.00 ✓
Davis Transfer .....	Cartage .....	.50
		<hr/>
		\$3395.42

In the matter of Sewer Line Crossing "D" Street:-

The Southern Pacific Company having presented its agreement with the City of Modesto for right to construct a sewer line across the Railroad Reservation or Railroad right of way on "D" Street at a point designated as "Engineers Station 1077 plus 44.00". It is upon motion by Councilman Schafer, duly seconded, carried and so ordered that the Mayor execute said agreement on behalf of the City.

Resolution No. 30 N.S.

Councilman Swan read and moved the adoption of Resolution No. 30 N.S., which provides and authorizes the City Clerk on the first day of each month to draw his warrant for the salaries of the following City Officers: City Clerk, City Engineer, Auditor, Assessor, Treasurer, Collector, City Attorney, Street Superintendent, Sewer Inspector, Fire Chief, and Firemen, Chief of Police, Health Officer, Patrolmen and Water Works Engineer and Assistants. The motion was seconded and carried by the following vote:  
 Ayes- Councilmen Ross, Perley, Schafer, Swan and Mayor Wren.  
 Noes- None. Absent- None.

Resolution No. 31 N.S.

Councilman Swan read and moved the adoption of Resolution No. 31 N.S. as follows:  
 That the City Treasurer be, and he is hereby authorized and directed to sell to the highest bidder for cash the bonds of the Modesto Irrigation District, now in his possession, and being the bonds received from the estate of O. M. McHenry, deceased. Said bonds to be sold at either public or private sale as said Treasurer may deem best.

The motion was seconded by Councilman Schafer and adopted by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 7 N.S.

Entitled " An Ordinance Regulating Riding or Driving upon Sidewalks, and Regulating the Running of Automobiles upon and Over the Same" was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Moss and carried by the following vote:

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

Ordinance No. 8 N.S.

Providing for the Licensing and Registration of Dogs, and Regulating the Keeping and Running at Large of Dangerous or Vicious Dogs, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Schafer and carried by the following vote:

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

Ordinance No. 9 N.S.

An Ordinance defining certain duties of the City Engineer, and fixing his fees for certain services, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Moss and carried by the following vote:

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

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; was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Schafer, and the ordinance adopted by the following vote:

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

Bids for Purchasing Hay:-

The Commissioner of Public Supplies having advertised for bids for the furnishing of and delivery of Hay to the City of Modesto, the following bids were received, opened and examined:

Bid of z.E.Drake without certified check.  
The hay being one-third alfalfa and two thirds oats.  
20 Tons in Bale delivered at \$15.50 per ton.  
20 Tons Loose delivered at \$13.50 per ton.

Bid of J. E. Upton, accompanied with certified check of sixty-three (\$63.00) Dollars.  
The hay being choice red oat hay.  
30 Tons loose at \$12.00  
20 Tons baled at \$13.50

Upon motion it is ordered that the bids be held subject to investigation of Hay and for further consideration.

Extension of City Water Mains:-

Upon motion by Councilman Perley, seconded by Councilman Moss, it is ordered that the City water mains be extended through Block 16 of the Maze Addition, said extension to be made by laying of 2 inch black dipped pipe.

Councilman Swan moved that the Commissioner of Public Supplies be authorized to dispose of the junk in the corporation yards as he saw fit. The motion was seconded, carried and so ordered.

Councilman Moss moved that the Commissioner of Public Supplies be authorized to provide sewer facilities for the City Cottage in Wisecarber addition, Lots 13 & 14 Block 19 by providing the necessary and sanitary fixtures.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Thayer  
Mayor.

Council of the City of Modesto,  
Wednesday, Aug. 23, 1911.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer and Swan.

Absent- Mayor Wren and Clerk W. O. Thompson. In the absence of the Mayor, the Vice-President of the Council and Acting Mayor Geo. Perley called the meeting to order.

Councilman Schafer moved the adoption of Resolution No. 32 N.S. as follows:

Resolution No. 32 N.S.

Resolution creating the office of Deputy City Clerk.

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

Sec. 1. That there is hereby created the office of Deputy City Clerk. Said Deputy City Clerk shall receive such compensation as may hereafter be fixed by the Council. He shall be appointed by the Council and shall hold office at its pleasure.

Sec. 2. Said Deputy City Clerk shall perform such duties as may be assigned to him by the Council or the City Clerk. During the absence or disability of the City Clerk, he shall perform any and all duties required by law to be performed by the City Clerk.

Sec. 3. The resolution shall take effect immediately.

The motion was seconded and the resolution adopted by the following vote:

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

Noes- None. Absent- Mayor Wren.

Councilman Schafer moved the adoption of

Resolution No. 33 N.S.

as follows:

That W. S. Thompson be, and he is hereby appointed Deputy City Clerk of the City of Modesto, said appointment to take effect from, after and including the 23d day of August, 1911. The motion was seconded and the resolution adopted by the following vote:

Ayes- Councilman Moss, Schafer, Swan and Acting Mayor Geo. Perley.

Noes- None. Absent- Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of the Council of August 9th, 1911 were read and approved.

In the Matter of Bowling Alleys:-

Duckart Bros., conducting a Bowling Alley adjacent to the Herald Building, presented a petition to the City Council endorsed by adjacent property owners, residents and business men and respectfully petitioning the Council to keep said bowling alleys open until 12 o'clock Midnight. A motion by Councilman Moss, seconded by Councilman Swan that the petition be granted, was granted by the following vote:

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

Noes- None. Absent- Mayor Wren.

In the Matter of Driving Sheep through the City:-

Councilman Moss represented that Frank Gomez wished to drive his sheep through the city and without charge. The matter was discussed and upon motion by Councilman Swan it was ordered that Mr. Gomez be permitted to drive his sheep through the City on route to be prescribed by the Chief of Police and that without charge.

In the Matter of Transfer of Saloon License:-

William Winter presented and filed with the Council a petition stating that he wished to sell out and transfer his saloon license to M. J. Tynan. Said license being for the bar and saloon of the Tynan Hotel, 925 H Street, City of Modesto. Date of License July 15th, 1911, and M. J. Tynan being resident and citizen of Modesto, the consent of the Council is prayed for as required by Ordinance No. 281. Said petition was accompanied by a bond, M. J. Tynan as principal and F. R. DeLappe and C. M. Clary as sureties.

Whereupon the Council finds that the proceedings are correct it is upon motion by Councilman Swan, seconded by Councilman Moss and carried and the Council hereby consents to the transfer of license as asked for by the following vote:

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

Noes- None. Absent- Mayor Wren.

In the Matter of County Free Library System:-

Councilman Swan read and moved the adoption of

Resolution No. 34 N.S.

which is a Resolution of Intention of the City of Modesto to become a part of the Stanislaus County Free Library System and provides for the publishing of notice of such contemplated action together with the time and place of said meeting which is fixed on the 8th day of September, 1911, at the hour of 7.30 o'clock P.M. in the Council Chambers in the City Hall. The motion was seconded and the resolution adopted by the following vote:

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

Noes- None. Absent- Mayor Wren.

In the Matter of Filing Map or Plat:-

Chas. A. Spurrier, Licensed Surveyor for the State of California, appeared before the Council with a map or plat of N. E. DeYoe's addition to the City of Modesto and asked that the same be accepted and adopted as the official map of said tract of land. Upon recommendation of City Engineer Freitas the map was amended, and upon motion by Councilman Swan that the map as amended be approved. The motion was seconded and carried by the following vote:-

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

Noes- None. Absent- Mayor Wren.

In the Matter of Claim:-

The claim of the Pacific Tel. and Tel. Co. in the sum of \$21.45 was examined and allowed by the unanimous vote of the members of the Council present.

In the Matter of Ordinance:-

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. The foregoing entitled Ordinance having been adopted and passed to print by the Council.

Aug. 9, 1911, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote:

Ayes- Councilmen Moss, Schafer, Swan and Acting Mayor Perley.  
Noes- No ne. Absent- Mayor Wren.

In the Matter of Peddling:

H. B. Agee, a cripple, appeared before the Council and asked for permission to peddle without a license. Councilman Swan moved that the request be granted subject to revocation by the Council at any time. The motion was seconded, carried and so ordered.

In the Matter of Purchasing Hay:-

In the further consideration of bids for the purchase of hay, the Council accepted the bid of J. E. Upton, and awarded the contract to said J. E. Upton for the delivery of hay in accordance with published notice to bidders and at the price in the asseped bid of said J.E.Upton. Ther certified check accompanying said bid was ordered returned upon delivery of hay. In the Matter of Pacific Coast Fire Chief's Convention:-

Councilman Swan moved that Fire Chief Geo. Wallace be granted a two weeks leave of absence in order that he may attend the Pacific Coast Fire Chief's Convention which convenes at Vancouver, Sept. 12, 13 and 14, 1911 and that \$100.00 be allowed Fire Chief Wallace for expenses. The motion was seconded by Councilman Schafer and carried unanimous. Mayor Wren Absent.

Resolution No. 35 N.S.

Councilman Swan moved the adoption of Resolution No. 35 N.S. as follows:

That the bonds of Robert Trost for the construction of the Free Library Building now being built by said Robert Trost be declared to be satisfactory and the same are hereby approved and accepted.

Adopted by the Council of the City of Modesto Aug. 23, 1911, by the following vote:  
Ayes- Councilmen Moss, Schafer, Swan and Acting Mayor Perley.  
Noes- None. Absent- Mayor Wren.

In the Matter of Engineers' Salaries:-

The following schedule of Water Works Engineers' salaries were adopted by the Council:

Geo. Cook, Chief Engineer, \$100.00 per month and house furnished.  
E. H. Claypool, Assistant Engineer, \$85.00 per month and house furnished.  
H. J. Skinner, Assistant Engineer, \$100.00 per month.

In Matter of Street Opening:-

A petition signed by W. T. Rigney, J. B. Heidenrich, et al. petitioning the Council to open up a new street through the Branch Addition to Modesto, to connect Jones Street with Annie Street, by extending Semple Street Southerly from the south line of Jones Street to the North line of Annie Street; said proposed street to be 50 feet wide. The said petition was read and referred to Commissioner of Public Works Perley and Councilman Swan for investigation.

Pending the further consideration of business, the Council upon motion adjourned to meet Friday, Sept. 8th, 1911, at 7.30 o'clock P.M.

Attest:

W. O. Thompson  
City Clerk.

By

\_\_\_\_\_  
Deputy City Clerk.

Approved:

G. J. [Signature]  
Mayor.

Council of the City of Modesto,  
Thursday, August 31, 1911.

The Council met in accordance with the ordinances of the City relative thereto to canvass the returns of the Special Municipal Election held on Wednesday, Aug. 30th, 1911, and there were present Councilmen Moss and Swan and Acting Mayor Perley.  
Absent- Councilmen Schafer and Mayor Wren, and

WHEREAS it appears to the Council, assembled for the purpose of canvassing the returns of the Special Municipal Election held on Wednesday, August 30th, 1911, from affidavit of publication on file that due and legal notices have been given in accordance with City Ordinances and the laws of the State of California and the returns of said Special Election being now on file with the Clerk of the Council. It is ordered that the Council proceed to open and canvass the said election returns, whereupon the same were opened and the result thereof declared in the following Resolution No. 36 N.S. which was introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Moss and carried.

Resolution No. 36 N.S.

A RESOLUTION DECLARING THE RESULT OF A SPECIAL ELECTION HELD IN AND FOR THE CITY OF MODESTO,  
ON THE 30th DAY OF AUGUST, 1911.  
\*\*\*\*\*

Section 1. WHEREAS, the Council of the City of Modesto did by Ordinance No. 4 N.S. call a special election for the 30th day of August, 1911, and submit to the qualified voters of the said City of Modesto the proposition of incurring an indebtedness

for the purposes in said ordinance set forth, which Ordinance was published in full once prior to its adoption and thereafter was published once a day for at least seven days, before holding said election, in the Modesto Evening News, a newspaper of general circulation, published in said City, at least six days a week, and

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

WHEREAS, said special election was on the said 30th day of August, 1911, duly held in all respects in conformity with the laws of the State of California and the ordinances of the City of Modesto, and

WHEREAS, the proper officers of said election returns to and filed with the City Clerk of said City the returns of said election the said returns were duly opened and canvassed by the Council of the City of Modesto, and the results of said election ascertained on this 31st day of August, 1911.

NOW, THEREFORE, the Council finds and it is so declared that 342 votes were cast at said election and that 228 votes were necessary to carry the said proposition for which the said election was held; that the said proposition voted for received more than two-thirds of the votes cast at said election and it is so found by the Council.

NOW, THEREFORE, be it resolved and declared by the Council of the City of Modesto, relative to the calling, conduct and holding of the said election to be done and performed were done and performed under and in accordance with the statutes and ordinance in such cases made and provided; that the proper and necessary resolution required by law was regularly introduced and passed by a two-thirds vote of the said Council and was approved by the Mayor and Chief Executive of the said City of Modesto; that an ordinance containing all the statements and things required by law to be contained therein calling said special election was duly introduced, approved and published for the time required by the Charter of the said City of Modesto, and thereafter adopted in all respects as required by law, and the ordinances of said city; that the returns thereof were duly and regularly made and filed with the City Clerk, and were duly opened and canvassed this day by said Council as required by law; and that the results of the said election and the votes cast for the proposition submitted thereat were as follows, to-wit;

For the proposition to incur a bonded indebtedness of thirty thousand dollars (\$30,000) 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 asphalt concrete pavement, and constructing concrete cement 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, two hundred and eighty votes were cast in favor of said proposition. Against said proposition sixty votes were cast.

That the total number of votes cast at said election were as follows:

In favor of said proposition	280
Against said proposition	60
Rejected	2

Total number of votes cast— 342

That the total indebtedness voted at said election was the sum of Thirty Thousand Dollars (\$30,000) and the issuance of the bonds of the said City of Modesto to that amount is hereby resolved and declared to be determined, accepted and authorized, and that proper and legal measures be taken by this Council to so issue the same.

Introduced and adopted by the Council of the City of Modesto on the 31st day of August, 1911, by the following votes:-

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

Attest: Upon motion the Council adjourned.

*H. O. Thompson*  
City Clerk.

Approved:

\_\_\_\_\_  
Vice-President of the Council  
and Acting Mayor of the  
City of Modesto.

Council of the City of Modesto,  
Thursday Sept. 7th, 1911.  
7.30 O'clock P.M.

The Council met in special session at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 of the City of Modesto.

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

The meeting was called by the order of the Mayor for the purpose of introducing an ordinance fixing the rate of taxation for the City of Modesto for the years 1911 and 1912 and for the purpose of introducing an ordinance providing for the issue, sale and redemption of bonds of the said City of Modesto in accordance with the result at the special election held in said City on the said 30th day of August, 1911.

The meeting being duly called to order, Councilman Moss, Commissioner of Finance and Revenue, submitted and filed with the Council his annual Estimate of City's Requirements and Revenue for the year 1911 and 1912. This being adopted by the Council after slight modifications, constituted the City's Annual Budget.

Ordinance No. 11 N.S.

Entitled "An Ordinance Fixing the Rate of Taxation in and for the City of Modesto for the years 1911 and 1912" was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Perley and carried by the following vote:-

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

Ordinance No. 12 N.S.

Entitled "An Ordinance Providing for the Issue, Sale and Redemption of Bonds of the City of Modesto, in accordance with the Result of the Special Municipal Election held in said City on the 30th day of August, 1911, and Providing for the form and Denomination thereof", was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Moss and carried by the following vote:-

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

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of City of Modesto,  
Friday, Sept. 8th, 1911. 7.30 O'clock P.M.

The Council met in regular adjourned meeting from the meeting held Aug. 23d, 1911.  
Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Notice of Intention of the City of Modesto )  
To Become a Member of the Stanislaus County Free Library System. )

The Council heretofore on the 23d day of August, 1911, having adopted Resolution No. 34 N.S., a Resolution of Intention of the City of Modesto to become a Part of the Stanislaus County Free Library System, public notice of such intention having been published in the Modesto Evening News as required by law, affidavit of the publication of said notice being on file with the City Clerk, the Council prepared to proceed in the matter.

There were present of the Library Trustees, Judge L. W. Fulkerth, Myrtle McHenry Langdon and J. W. Ross, Miss Harriet G. Eddy, of the State Library, Principal Downey of the High School and W. H. Langdon. Judge L. W. Fulkerth and Thos Downey urged the benefits that would accrue to the City and Miss Eddy explained the plan of operation.

The matter having been generally discussed, Councilman Swan read and moved the adoption of

Resolution No. 37 N.S.

The motion was seconded by Councilman Moss and adopted by the following vote:

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

The resolution is as follows:

Resolution No. 37 N.S.

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR THE CITY OF MODESTO TO BECOME A PART OF THE STANISLAUS FREE LIBRARY SYSTEM.

WHEREAS, it is fitting and for the best interests and welfare of the people of the City of Modesto, that they be given every proper privilege for education, culture and pleasure; and  
WHEREAS, by becoming a part of the Stanislaus County Free Library System said City of Modesto will be able to offer to its people such means for advancement and improvement;  
and

WHEREAS, By the provisions of Section 3 of an act entitled "An act to provide for the establishment and maintenance of County free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act" approved February 25th, 1911, any incorporated City or Town may become a part of the county free library system; and

WHEREAS, the Council of the City of Modesto has taken all the necessary steps prescribed by such act, preliminary to becoming a part of the Stanislaus County Free Library System; therefore, be it

RESOLVED, that the Council of the City of Modesto, State of California, hereby notifies the Board of Supervisors of the County of Stanislaus, State of California, that said City of Modesto desires to become a part of the Stanislaus County Free Library System; and the Clerk of this Council is directed to transmit to said Board of Supervisors certified copies of all resolutions passed by this Council relating to said action, together with an affidavit of the publisher of the Modesto Evening News covering the fact of publication of notice, and a copy of each issue in which notice was published.

Adopted and passed at a regular meeting of the Council of the City of Modesto, held on the 8th day of September, 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, September 8th, 1911.

G. J. Wren,  
Mayor.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Sept. 13, 1911.

The Council met in regular session.

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

The minutes of the last regular meeting held Aug. 23d, 1911, and the minutes of the meetings held Aug. 31, 1911, Sept. 7, 1911, and Sept. 8, 1911, were read and the same ordered approved as read.

In the Matter of Building Permit:-

P. H. Griffin appeared before the Council and stated that he had constructed a corrugated iron shed attached to the rear of his two story building located on lots 11 and 12 Block 54 and that he was not aware at the time of violating any City ordinance until it had been called to his attention, and respectively asked permission that the shed be allowed to remain; upon motion by Councilman Swan the petition was granted by the Council upon the expressed condition that the petitioner, Mr. Griffin, obtain the written consent of the adjacent property owners and file the same with the City Clerk.

Modesto *resents the following petition: The Modesto Business Men's Association,*  
S. P. Elias, representing the Business Men's Association, an organization instituted to promote the business interests and welfare of the City of Modesto, begs and requests that your honorable Board grant to them the privilege to construct an Ornamental and Electric Arch across "I" Street at the intersection of 9th street, beginning at the Wly. property line on 9th Street and running 6 foot towards the Depot. Said arch to be constructed of brick, re-inforced concrete and steel. The above arch to be constructed under the directions and according to the wisdom of your Building Commissioner.

Respectfully yours,  
Modesto Business Men's Association.  
By Chas. B. Weil. Pres.

Councilman Swan moved that the petition be granted as asked for. The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Squirrel Extermination:-

Geo. R. Stoddard, representative from the farmers' committee which recently held a mass meeting at the Court House Park for the purpose of determining ways and means for the extermination of squirrels, explained to the Council their plan of operation and also the assistance proffered by the Government and asked the assistance of the Council. Mr. Chandler of the Government staff located in this county, explained the work that his men were accomplishing. The matter was referred to Councilman Swan for final action.

In the Matter of Hitching Racks:-

J. W. Manning, of the Farmers' Union, addressed the Council concerning the need of more hitching racks to accommodate the farmers and was informed by the Council that the matter was being considered and that additional racks would be provided as soon as possible.

In the Matter of Water Service for the Gas Co.:-

Frank Cressey, Jr., representing the Modesto Gas Lt. Coal and Coke Co, stated that his company wished to connect their new gas plant with the City water main by the laying of a four inch water pipe, in order that the Company may have an auxiliary supply of water in addition to their own and that the same be metered, the Company to do all the work and furnish the material.

Councilman Swan moved that the request be granted. The connection and setting of water meter to be under the supervision of the Water Inspector. The motion was seconded by Councilman Schafer, carried and so ordered.

The request of Mr. Cressey concerning the purchase of a heater belonging to the City was referred to the Commissioner of Public Works, Geo. Perley.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

Farmers & Merchants Bank	Cash Advanced	\$864.25
"	"	25.00
J. E. Upton	Hay	639.41
D. D. Christman	Street Sprinkling	121.50
L. L. Baxter	Street Sprinkling	364.50
W. I. Carpenter	Services	67.00
W. O. Thompson	Payment of Election Officers	32.00
W. O. Thompson	Cash advanced	24.65
Geo. Wallace	Merchandise	7.15
General Electric Co.	Electric Supplies	144.83
L. P. Player	Drugs	1.00
A. Carlisle & Co.	Merchandise	4.00
Morris Bros.	Supplies	9.10
B. Weil and Sons	Merchandise	14.05
Johnson's Inc.	Supplies	3.50
W. B. Wood & Son	Supplies	19.90
Modesto Gas Co	Oil and asphalt	24.15
The Grange Co	Merchandise	48.55
The Modesto Lumber Co.	Lumber	69.40
Standard Oil Co.	Gasoline	22.50
Johnson & Ross Furn. Co.	Tables	40.00
W. B. Wood & Son	Supplies	10.00
J. H. Pinckney	Blacksmithing	24.00
Martin & Robertson	Horseshoeing	6.10
J. W. Richards	Blacksmithing	1.90
Austin & Cullings	Horseshoeing	12.25
C. R. Zacharias	Labor	36.58
J. H. Pinckney	Blacksmithing	17.00
Martin & Hogeboom	Horseshoeing	14.00
Sierra & S. F. Power Co.	Supplies at City Jail	47.25
J. W. Campbell & Sons	Care and feed of horse	40.50
Pacific Tel. & Tel. Co.	Telephones	5.20
J. C. Cavell	Printing	91.50
Modesto Gas Co.	Gas and Supplies	15.65
A. N. Brown	Ice	2.70
Modesto Transfer Co.,	Transferring	.50
Yosemite Transfer Co.	Transferring	3.00
Herald Pub. Co.	Advertising and printing	27.95
E. R. Jones	Money Advanced.	6.30
Modesto News	Advertising	536.40
Nellie B. Higbee	Copying Specifications, etc.	5.00
Polk-Husted Directory Co.	Directory	4.00
Modesto French Laundry	Laundry	4.85
Shackelford Ullman Co.	Merchandise	4.20
R. L. Dallas	Cash Advanced	29.00
E. B. Maze	Cash Advanced	2.00
		\$3494.37

SEWER IMPROVEMENT FUND.

M. B. Niven	Services Inspector & Sewer Construction	\$116.00
Stanislaus Lumber Co	Cement, etc.	117.50
Gladding, McBean & Co.	Sewer Pipe	340.35
Farmers & Merchants Bank	Cash advanced	3.70
Gladding McBean & Co.	Sewer Pipe	274.34
Farmers & Merchants Bank	Cash Advanced	20.00
United Iron Works	Merchandise	72.50
Ira Harris	Blacksmithing	17.50
Modesto Repressed Erick Co.	Brick	77.50
E. A. Turpen	Rodman and Chainman	87.00
Louis Perkins	Chainman and Stake man	66.25
Riship, Stevenson Co.	Work on sewer as per contract.	2487.79
Re-inforced Concrete Pipe Co.	Mnfg. Cement Pipe	528.15
		\$4208.58

WATER FUND.

Farmers & Merchants Bank	Cash Advanced	\$566.25
Jones & Sundstrom	Contract City Cottage	335.00
Jones & Sundstrom	Contract City Cottage	335.00
Cannon and Garlinghouse	Extra work on City Cottage.	10.00
LaGrange Water & Power Co	Electric Current	477.50
Sierra & S. F. Power Co.	Switch at water works	20.00
Pacific Tel. & Tel. Co.	Telephones	4.85
Crane Co.	Merchandise	24.60
Modesto Lumber Co	Lumber	29.54

WATER FUND CONT'D.

W. B. Wood & Son -----	Supplies -----	\$2.40
B. Weil & Sons -----	Merchandise -----	16.25
J. H. Pinckney -----	Blacksmithing -----	2.70
L. P. Rector -----	Labor -----	6.25
		\$1870.34

FIRE DEP'T FUND.

The Gamewell Fire Alarm Tel. Co. --- Installing Fire Alarm System.-----\$4265.00 ✓

In the Matter of Liquor License:- Probation Officer H. K. Pitman addressed the Council concerning the City Liquor License held by Sam You, stating that Sam You had been convicted under the County laws for selling liquor to moners and that he had pleaded guilty under the City Ordinance for a like offence and asked that the Liquor License of Sam You be revoked. The City Attorney advised the Council that such was the fact, whereupon under the provisions of City Ordinance No. 271 Councilman Perley moved that the liquor license heretofore issued to Sam You be revoked immediately. The motion was seconded by Councilman Swan and carried and so ordered. Mr. Pitman also suggested for respectful consideration of the Council that no liquor license be issued other than to residents and citizens.

In the Matter of Services of Election Officers:-  
It is ordered that the compensation of the Officers of Election of the Special Municipal Election held on Wednesday, Aug. 30th, 1911, be fixed at \$4.00 and that a warrant in the sum of \$32.00 be drawn in favor of W. O. Thomson with which to pay said Election Officers.

In the Matter of Claims :-  
Among the Claims referred to Council and set aside for further consideration was the claim of Frederick C. Roberts Co. in the sum of \$2464.32 and the Clerk of the Council was instructed to write said company for a complete itemized account of said bill and to suggest that a representative be sent to Modesto to check up said account with the City.

In the Matter of Ordinances:-  
Ordinance No. 7. N.S.  
Entitled "An Ordinance Regulating Riding or driving on Sidewalks and Regulating the Running of Automobiles upon and over the Same " and said ordinance having been regularly adopted and published as required by law, Councilman Swan moved its final adoption. The motion was seconded by Councilman Moss and the ordinance adopted, final, by the following vote:  
Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 9 N.S.  
An Ordinance defining certain duties of the City Engineer, and fixing his fees for certain services, and which was regularly adopted and having been published as required by law, Councilman Schafer moved its final adoption. The motion was seconded by Councilman Swan and the ordinance adopted, final, by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 8 N.S.  
Providing for the Licensing of Dogs and Resistration of Same, and said Ordinance having been regularly adopted and published as required by law, Councilman Swan moved its final adoption. The motion was seconded by Councilman Schafer and the ordinance adopted, final, by the following vote:-  
Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 11 N. S.  
Entitled " An Ordinance Fixing the Rate of Taxation in and for the City of Modesto for the years 1911 and 1912". The foregoing entitled ordinance having been adopted and passed to print by the Council Sept. 7th, 1911, and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded by Councilman Swan and the ordinance adopted, final, by the following vote:  
Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No. 12. N.S.  
Entitled " An Ordinance providing for the Issue, Sale and Redemption of Bonds of the City in accordance with the result of the Special Municipal Election held in said City on the 30th day of August, 1911 and Providing for the Form and Denomination thereof." The foregoing entitled Ordinance No. 12 N.S. having been regularly introduced and adopted and passed to print by the Council Sept. 7th, 1911, and having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded by Councilman Moss and the ordinance adopted, final, by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Ordinance No.13 N.S.  
"An Ordinance Providing a System for the Assessment, Levy and Collection of all City Taxes in Modesto" was read and introduced by Councilman Moss, who moved its adoption. The motion was seconded and carried by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Application and License as plumber:-

Philip Mueller, having registered in the office of the City Clerk of the City of Modesto as a plumber, herewith presented his Bond and Application for License as Plumber, all in accordance with Ordinance <sup>no.</sup> 276 and the same being in proper form, Councilman Perley moved that the application be granted and that the Bond be approved. The motion was seconded by Councilman Moss, Carried and so ordered.

In the Matter of Report:-

The report of the City Treasurer was examined and ordered filed.

In the Matter of Street Paving:-

A petition for the Paving of 10th Street from the Sly line of "G" Street to the Nly line of "D" Street, containing the signatures of property owners representing a majority frontage was read and ordered filed.

A petition for paving "G" Street from the Nly line of 9th Street to the Ely line of 13th Street, containing signatures of property owners representing a majority frontage was read and filed, and also a petition for the paving of the alley in Block 93, which was largely signed.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved :

G. J. Wren  
Mayor.

Council of City of Modesto,  
Wednesday, Sept. 27, 1911.

The Council met in regular session.

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

Absent- None.

The minutes of the last regular meeting of Sept. 13th, 1911, were read and the same ordered approved as read.

W. S. Mann addressed the Council relative to the franchise held by the San Joaquin Valley Electric Railway and the present condition of 8th St. Mr. Mann contended that said corporation had forfeited their franchise by construction of a single track and to one side rather than the center of the street. Mr. Mann was informed that the Council had the franchise under consideration, as to just what could be done with the present condition of 8th Street, while the matter of forfeiture of franchise be referred to the City Attorney.

Hoyt Bros. having presented their contract and bond for complete installation of heating system in the McHenry Library building as heretofore awarded to said Hoyt Bros. under Prop. #3 of the specifications for the construction of Library Building; It is upon motion by Councilman Berley, seconded by Councilman Swan that the same be accepted and the Bond approved and it is so ordered, and it is further ordered that the certified check of Hoyt Bros. which accompanied their bid be returned.

Upon application of the Worswick Street Paving Co' for an extension of time for the completion of the paving or improvement of 7th Street under and pursuant to Resolution of Intention No. 37, Councilman Swan moved the adoption of Resolution No 38 N.S. as follows:

Resolution No. 38 N.S.

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

That the Worswick Street Paving Company be, and it is hereby granted an extension of one hundred and twenty days to complete the work of paving 7th Street, between E. Street and Washington Street, in the City of Modesto, and the Street Superintendent is hereby authorized and directed to take the necessary steps necessary to grant such extension of time. The motion was seconded by Councilman Moss, and carried by the following vote:  
Ayes- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

The claim of Fred'k C. Roberts & Co. in the sum of \$2464.32, the same being the final payment under contract for installation of pumping machinery, was approved by the Council and a warrant ordered drawn upon the Water Improvement Fund for the amount. ✓

Councilman Swan, to whom the matter of squirrel extermination in the City of Modesto and on City Property had been referred, reported to the Council and recommended that a warrant be drawn in favor of Geo. R. Stoddard, Treas., in the sum of \$13.00 from the General Fund for said purpose and upon motion duly seconded, carried and so ordered.

In the Matter of Sidewalk Construction:-

A petition for construction of cement sidewalks on 6th Street between "R" and "I" Streets was read and ordered placed on file.

Ordinance No. 13 N.S.

An Ordinance Providing a System for the Assessment, Levy and Collection of All City Taxes in Modesto, and which was regularly adopted by the Council and passed to print Sept. 13th, and having been published as required by law, Councilman Moss moved its final adoption.

The motion was seconded by Councilman Perley and the ordinance adopted, final, by the following vote:

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

Resolution No. 39 N.S.

Councilman Perley read and moved the adoption of Resolution No. 39 N. S. authorizing and directing the Clerk to advertise for bids for the paving of the intersections of Seventh Street from the Northwest line of "E" Street to the Easterly property line of Washington Street, said work to be done in accordance with plans and specifications for the same, now on file in his office. The motion was seconded by Councilman Schafer and carried by the following vote:-

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

Resolution No. 40 N.S.

Councilman Perley read and moved the adoption of Resolution No. 40 N.S. authorizing and directing the Clerk to advertise for bids for the furnishing to the City of a street flushing machine. The motion was seconded by Councilman Swan and carried by the following vote:

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

Resolution No. 41 N.S.

Councilman Swan read and moved the adoption of Resolution No. 41 N.S. which is as follows:-

WHEREAS, the Council did heretofore make and pass its Resolution No. 31 N.S. authorizing the City Treasurer to sell certain bonds of the Modesto Irrigation District, the property of the City of Modesto, and

Whereas, said City Treasurer did thereafter sell said bonds for the sum of \$16,110.10, which sum was the highest and best price which could be obtained for said bonds,

THEREFORE, BE IT RESOLVED, that the Council does hereby approve and ratify the action of said City Treasurer as aforesaid.

The motion to adopt the foregoing resolution was seconded by Councilman Schafer and the resolution adopted by the following vote:

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

In the Matter of High Tension Power Line:-

C. S. Northcutt, representative of the Sierra and San Francisco Power Co., appeared before the Council and stated that his company was taking over the system of the La Grange Co. in the City of Modesto and asked permission to extend a 30,000 volt line from the station near Dry Creek to their sub-station on 8th Street in Block 38. - the route of extension to be Grand Street to "D"; "D" Street to alley between 8th and 9th Streets; in the alley between 8th and 9th to "G" Street; on "G" to 8th Street; Ely side of 8th Street to sub-station. Councilman Perley moved that permission be granted, construction to be under the supervision of the City Electrician. The motion was seconded by Councilman Moss, carried and so ordered.

Upon motion the Council adjourned.

Attest:

M. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Oct. 11th, 1911.

The Council met in regular meeting.  
Present- Councilmen Moss, Perley and Schafer'  
Absent- Councilman Swan and Mayor Wren.

In the absence of the Mayor the Vice-President of the Council and Acting Mayor Geo. Perley called the meeting to order.

In the Matter of Minutes:-

The minutes of the last regular meeting of Sept. 27th, 1911, were read and the same ordered approved as read.

Resolution No. 42 N.S.

Councilman Schafer read and moved the adoption of Resolution No. 42 N. S., which Resolution No. 42 N. S. is as follows:

Resolution No. 42 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:  
That the street intersection improvement bonds in the sum of thirty thousand (\$30,000) dollars voted by the qualified electors voting at a special election for said purpose held in the City of Modesto on the 30th day of August, 1911, being forty (40) bonds in the denomination of seven hundred and fifty (\$750) dollars each, numbered from one to forty, inclusive, payable one bond each year for forty years, be offered for sale at the hour of 7.30 o'clock P. M. on the 8th day of November, 1911 at the meeting place of the

Council of the said City of Modesto in the City Hall, 717 - 10th Street in said City, and that bids for said bonds be received by the City Clerk of the City of Modesto up to the hour of 5 o'clock P.M. on the 8th day of November, 1911; that sealed bids be received and that each bid be accompanied by a check payable to the President of the Council of the City of Modesto, certified to by a responsible bank for an amount which shall not be less than ten per cent of the aggregate of the bid accompanied by said check.

BE IT FURTHER RESOLVED that the Clerk of the said City of Modesto be, and he is hereby ordered and directed to publish notice of the offering for sale of said bonds, such notice to be published at least ten days in the Modesto Evening News, a newspaper published daily except Sundays, in the said City of Modesto, and that said notice be in substantially the following form.

**BOND SALE.**  
Notice Calling for Sealed  
BIDS.

By order of the City Council of the City of Modesto in the County of Stanislaus, State of California, sealed bids will be received by the City Clerk of said City at his office in the City of Modesto, No. 717 - 10th Street, in said City of Modesto, up to five o'clock P.M. of the 8th day of November, 1911, for the purchase of forty (40) Municipal Improvement Bonds, the same being street intersection improvement bonds of the said City of Modesto, dated the first day of October, 1911, bearing interest at the rate of five (5%) percent per annum, payable semi-annually; each of said bonds being of the denomination of seven hundred and fifty (\$750) dollars, one of each in numerical order, beginning with Number One, will be redeemed on the second day of January of each year after date of said bonds (the first thereof to be redeemed on the second day of January 1912), and the semi-annual installment of interest to be paid thereon at the end of each six months thereafter.

All bids must be accompanied by a check payable to the President of the City Council of the City of Modesto, certified to by a responsible bank for an amount which shall not be less than ten per cent of the aggregate of the bid accompanying said check.

All bids must be unconditional, and a certified copy of all proceedings had in the matter of holding the special election at which said bonds were voted to be issued, and in relation to the issuance of said bonds, will be furnished to any bidder by the City Clerk of the said City of Modesto on application for the same at his office in the said City of Modesto or by mail. Each abstract will be accompanied by a written opinion on the validity of said bonds rendered by Messrs. O'Melveny, Stevens & Millikin, Attorneys at Law, Los Angeles, California.

The Council reserves the right to reject any and all bids.

\*\*\*\*\*

Adopted by the Council of the City of Modesto at a regular meeting held Oct. 11, 1911 by the following vote:

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

Attest: H. O. Thompson  
City Clerk.

Approved this 11th day of October, 1911.

\_\_\_\_\_  
Vice-President of the Council  
and Acting Mayor.

The motion to adopt the foregoing resolution was seconded by Councilman Moss and the resolution adopted by the following vote:

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

In the Matter of Opening Bids for the Improvement of the Street Intersections On 7th Street from "F" to Washington Streets:-

This being the time fixed by the resolution of the Council and in accordance with published notice to bidders inviting sealed proposals for the improvement of designated street intersections on 7th Street by the construction of cement concrete curbs, cement concrete gutters, laying of culverts, grading and for paving with asphalt concrete all in accordance with plans and specifications heretofore adopted, and the hour of eight o'clock P.M. having arrived and there being on file with the Clerk one bid for the same, it is ordered that the Council proceed to open and consider the said bid - that of the Worswick Street Paving Company.

Whereupon said bid opened is as follows:-

Cement concrete curbs, per lineal foot -----	.45
Cement concrete gutters, per sq. foot -----	.22½
Grading, per sq. foot -----	.01½
Paving, per sq. foot -----	.13½

The said bid having been duly opened and examined, it is ordered that the same be laid over for further consideration.

In the Matter of Opening Bid for Furnishing to the City a Street Flushing Machine:-

Pursuant to resolution of the Council and published Notice to Bidders inviting bids for furnishing to the City of a street flushing machine and this being the time fixed for the opening and consideration of bids and there being on file two bids ~~two bids~~ for same, the Council proceeded to open and publicly declare said bids; whereupon said bids opened are as follows:-

Bid of the Studebaker Bros. Co.-

We submit to you, Street Flushing Machine known as the Air Pressure Machine. This type of machine is used a great deal through-out the country, but is only successful, as I understand, where the pressure is very great, and then, as you understand, as the water goes down the pressure goes down, however, we are manufacturing this type of machine,

and we will furnish you the same for \$1100.00 F. O. B. San Francisco.  
 Certified check for \$110.00 accompanied bid.

**Bid of Studebaker Bros. Co.-**

We submit to you a High Pressure Flushing Machine, Price \$1350.00 .

The Studebaker Street Flusher has a water capacity of 750 gallons, galvanized steel tank mounted on "T" steel sills; truck platform gear, sarven patent wheels, 4" tire, roller bearing axels.

Water is forced into the distributing pipe by a centrifugal pump having a direct connection with a gasoline engine located in the rear.

A uniform pressure of anywhere from 5 to 32 lbs. can be maintained until the last gallon of water is taken from the tank. Engine is very simple and devoid of intricate parts and can be successfully operated by any one.

Distributing pipe is between the wheels and equipped with adjustable nozzles, so that practically any angle can be secured. Opening and closing of the nozzles is accomplished by lever from the driver's seat, as is also the regulation of speed of engine which controls the pressure. A dial on the footboard indicates at all times the pressure that is being had.

In addition to the above, we have a Niagra attachment attached to the rear of the wagon, so as to sprinkle the street 20 to 60 feet in width, wetting the street thoroughly, so that it may be cleaned more thoroughly. The engine is a 12 Horsepower Fairbanks, Morse & Co.

Find enclosed certified check for \$135.00.

It appearing to the Council that the bid of the Studebaker Bros. Co., for their High Pressure Flushing Machine in the sum of \$1350.00 is the lowest and best bid and that said bid is regular, therefore, it is upon motion by Councilman Schafer carried and so ordered that the proposal of the Studebaker Bros. Co. for furnishing a High Pressure Flushing Machine in the sum of \$1350.00 be accepted and that all other bids be rejected and certified checks returned.

**In the Matter of Claims:-**

The following claims against the City of Modesto were duly audited and allowed by the Council and Warrants ordered drawn upon the following funds, to-wit:-

**GENERAL FUND.**

Farmers & Merchants Bank	Cash Advanced	\$685.00
Farmers & Merchants Bank	Cash advanced	20.00
W. I. Carpenter	Services	72.00
Modesto Bank	Rent of City Engineer's Office	40.00
W. O. Thompson	Cash Advanced	80.57
J. C. Cavell	Printing	19.00
Modesto News	Printing and advertising	231.20
The Mysell-Rollins Bank Note Co.	Snead envelopes and Record Book	17.25
W. E. Baxter	Broom Wire	3.90
Modesto French Laundry	Laundry	5.40
Morris Bros.	Merchandise	3.25
Modesto Gas Co.	Gas	10.80
La Grange Water & Power Co.	Labor	3.60
A. N. Brown	Ice	2.60
The Grange Co.	Bran & Crushed barley	42.60
D. D. Christman	Straw	5.00
R. G. Henderson	Transferring	1.25
C. H. Grayston	Alfalfa Hay	33.90
D. D. Christman	Street Sprinkling	117.00
L. L. Baxter	Street Sprinkling	256.50
Pacific Tel. & Tel. Co.	Telephone Services	6.05
Martin & Hogeboom	Horsehoeing	12.00
Austin & Cullins	Blacksmithing	13.25
Joe Blanc	"	1.00
J. H. Pinckney	"	7.50
J. H. Pinckney	"	14.00
W. B. Wood & Son	Supplies	18.20
Turner Hardware & Imp. Co.	Merchandise	18.60
" " " " "	"	12.60
" " " " "	"	5.50
" " " " "	"	20.38
J. W. Campbell & Sons	Feed for horse	7.50
D. C. Matteson	Painting	40.00
H. J. Downey	Merchandise	9.55
Modesto Lumber Co.	Lumber	.40
Geo. Wallace	Repairs to Laundry Wagon	29.80
General Electric Co.	Supplies	10.80
Standard Oil Co.	Gasoline	16.50
Husband & Turner Co.	Stationary	.75
H.J. Downey	Merchandise	2.65
Ward Furniture Co.	Office Desk	22.50
		<b>\$1920.35</b>

**SEWER IMPROVEMENT FUND.**

Bishop and Stevenson Co.	Sewer Work on contract	\$1669.34
Gladding, McBean & Co.	Sewer Pipe	274.26
Farmers & Merchants Bank	Cash Advanced	253.75
Southern Pacific Co.	Sewer Construction under R.R. tracks	37.74
Ira Harris	Blacksmithing	22.00
		<b>\$2257.09</b>

**WATER FUND.**

Farmers & Merchants Bank	Cash Advanced	\$270.75
Pacific Tel & Tel. Co.	Telephone Service	4.85
Turner Hardware & Impl. Co.	Mdse.	10.75
Crane Co.	Mdse.	66.38
W. H. Howell	Overseeing work on City Cottage	25.00
Modesto Lumber Co.	Lumber	1.05
J. H. Pinckney	Blacksmithing	3.40
		<b>\$382.18</b>

In the Matter of Hearing Application for Saloon License:-

It appearing to the Council from the affidavit of publication of the "Notice of Hearing Application for Saloon License" that due and legal notice has been given in the Modesto Evening News as required by City Ordinances relative thereto and there being now on file with the Clerk of this Council the application and petition of J. W. Goldsworth for Saloon License at 801 Eighth Street and the same being in form as prescribed by City Ordinances relating thereto and the Council so finds and no objections being on file or made to the Council. The Council thereupon proceeded to pass upon the aforesaid application and the same being fully heard, it is upon motion duly made and seconded that the application be granted and the license be issued and it is so ordered. And it is further ordered that the bond accompanying said application be approved.

Resolution No. 43 N.S.

Councilman Schafer read and moved the adoption of Resolution No. 43 N.S. which resolution grants Councilman Swan, Commissioner of Health and Safety, a leave of Absence from his duties, for sixty days, with permission to leave the state. The motion was seconded by Councilman Moss and the resolution adopted by the following vote:-  
Ayes- Councilman Moss, Schafer and Acting Mayor Perley.  
Noes- None. Absent- Councilman Swan and Mayor Wren.

In the Matter of Communication:-

A communication was received from the SanJoaquin Valley Electric Railway relative to the maintenance of lanterns along Eighth Street and the completing of the work commenced. The same was read and placed on file.

In the Matter of Street Improvement:-

A petition petitioning the City Council to improve that portion of "K" Street which lies between 9th Street and Needham Ave. by causing the same to be paved with asphalt concrete pavement in accordance with plans and specifications heretofore adopted by the Council and signed by property owners representing more than a majority of frontage along said portion of "K" Street was read and ordered filed.

In the Matter of Claims:-

Upon motion by Councilman Moss that the action of Councilman Schafer in making final settlement with Jones and Sundstrum in the sum of \$346.00 for the construction of City Cottage; which was in accordance with the order of the Council, be ratified and approved, and it is so ordered.

The sum of \$497.57 having been deducted from the claim of Bishop, Stevenson & Co. it is ordered that the same be paid as soon as the City Engineer files his certificate showing that they are entitled to same and the Auditor is hereby authorized to draw a warrant for the amount without any further action by the Council.

In the Matter of Report:-

The report of the City Treasurer was examined and ordered placed on file.

A communication from the State Board of Health calling attention to the second annual conference of State, County and Municipal health officials for Oct. 23d to 27th, inclusive, Hotel Potter, Santa Barbara, was read- and upon motion it is ordered that the sum of \$25.00 be allowed Health Officer, J. J. Knowlton, on expense account to attend said convention.

Pending the further consideration of business, the Council upon motion adjourned to meet Wednesday, Oct. 18th, 1911, at 7.30 o'clock P.M.

Attest:

H. O. Thompson  
City Clerk.

Approved

G. J. Munro  
Mayor.

Council of the City of Modesto,

Wednesday, Oct. 18, 1911.  
7.30 o'clock P.M.

The Council met in regular adjourned meeting from the regular meeting of Oct. 11, 1911, and Councilman Swan was absent on leave.

In the Matter of Extending Water Mains:-

Upon application the City Water Mains were ordered extended to Block 37 Maze Addition and W. E. Davis was directed to make same by the laying of a two inch water main.

In the Matter of High Tension Power Line:-

Councilman Schafer moved that the Council reconsider the action prescribing route for high tension power line as granted to the Sierra & San Francisco Power Co. in their application of Sept. 27th, 1911. Motion seconded, carried and so ordered.

Councilman Schafer then moved that the route be as follows: Grand Street to "D" Street; "D" Street to Wly side of 9th Street; Wly side of 9th Street to "G" Street; "G" Street to 8th St; Ely side of 8th Street to a point opposite sub-station in Block 38. The motion was seconded by Councilman Moss, carried and so ordered.

In the Matter of Saloon License:-

A conviction for conducting a percentage game by Joseph Johnson in the Cadrett saloon being of knowledge to the Council and the allowing of percentage games being in violation of City Ordinances, therefore the Council instructed the City Clerk to notify

John Cadrett to appear before the council at their next meeting, Oct 25th, 1911, at 7.30 o'clock P.M. and show cause why his license should not be revoked for allowing prohibited game to be conducted in his saloon.

In the Matter of Street Occupancy:-

The Cosmopolitan Carnival Co. was granted permission to occupy the following streets from Oct. 23rd to Oct. 28th, both inclusive, for the purpose of conducting their carnival:

Tenth Street between "G" and "F" Streets and "G" Street between 10th and 11th Streets and that license tax be fixed at \$100.00. also that said Carnival deposit the sum of \$50.00 as a guarantee for the cleaning up of the street.

In the Matter of the Vogelman Barber Case:-

Upon motion by Councilman Schafer, seconded by Councilman Moss, it is ordered that former City Attorney A.J. Carlson be requested on behalf of the City to appear in court and move that the appeal of the E.M. Vogelman case be dismissed.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Oct. 25, 1911.

The Council met in regular meeting. Present- Councilmen Moss, Perley, Schafer and Mayor Wren.

Absent on leave: Councilman Swan.

In the Matter of Minutes:-

The minutes of the last regular meeting of Oct. 11th, 1911 and the minutes of the regular adjourned meeting of Oct. 18th, 1911 were read and the same ordered approved as read.

In the Matter of Saloon License John Cadrett:-

This being the time fixed by order of the Council for Mr. Cadrett to appear before the Council and show cause why his license should not be revoked for allowing prohibited games to be conducted in his saloon; and Mr. Cadrett being present addressed the Council in his own behalf and being fully heard; the matter of revoking said license was laid over and taken under advisement by the Council.

In the Matter of Street Improvement:-

A petition petitioning the City Council to improve that portion of "G" Street from the easterly line of Seventh Street to the westerly line of Fourteenth Street by causing the same to be paved with asphalt concrete pavement, in accordance with plans and specifications heretofore adopted by the Council. Said petition was signed by property owners representing more than a majority of the frontage along said street. The petition was read and filed. It being understood that said petition would supplement a former petition which had been filed for the paving of "G" Street between 9th and 14th Streets.

Upon motion by Councilman Moss, the Commissioner of Public Supplies was instructed to purchase some Hdist Chain Blocks of two tons capacity with twenty feet of lift chain known as Weston Triplex Blocks.

S. P. Elias, representing the Business Men's Association, addressed the Council in behalf of said association in regards to a fire alarm whistle or general fire alarm whereby the residence people remote from the fire house would be appraised of an alarm of fire and its location.

A communication addressed to the Tidewater and Southern Railroad from the United States Steel Products Company was read to the Council. The communication was to the effect that the Tidewater & Southern Railroad, who hold a franchise in the City of Modesto, had placed an order for rails and wished the order rushed.

In the Matter of Building Permit:-

The application of Theo. Turner containing the consent of adjacent property owners to construct a corrugated iron shed in the rear of his Brick Building in Block 54 occupied by the Turner Hardware & Implement Co. was upon motion by Councilman Schafer and seconded by Councilman Moss, granted and so ordered.

In the Matter of Street Light:-

The petition of L. M. Morris, O.S. Hurlbut, and others petitioning the Council to authorize the installation of a street light on the corner of Orange Ave. and Alice St. was read and referred to the Commissioner of Public Works.

In the Matter of Street Improvement:-

Plans and specifications for the improvement of 10th St. in the City of Modesto, commencing on said 10th Street at the Northwest property line of "D" Street thence Northwest-erly to the Southeast property line of "G" Street was read and thereupon Councilman Perley moved that they be adopted as and for the plans and specifications for the improvement of said portion of 10th Street. The motion was seconded by Councilman Schafer, carried and so ordered.

Resolution No. 38 N.S.

The following resolution was introduced by Councilman Perley and adopted by the unanimous vote of the members of the Council present.

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

That whereas, it is contemplated that certain improvements to be made upon 10th Street between "D" Street and "G" Street in the City of Modesto and it is hereby desired to secure an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements,

It is hereby resolved that said Engineer be, and he is hereby requested to furnish an estimate of the proposed cost and improvement to be made in the paving of said street with asphaltic concrete in accordance with certain plans and specifications heretofore adopted.

Engineer's Estimate.

In compliance with the foregoing resolution of the Council the City Engineer submitted and filed his estimate of the cost of paving 10th Street between "D" and "G" Streets certifying that the cost thereof will be greater than fifty cents per front foot along each line of said portion of said street.

Resolution of Intention No. 38 N.S.

Which resolution of Intention No. 38 N.S. provides for the grading, paving with a asphalt concrete, cement concrete curbing and cement concrete gutters, for Tenth Street from the Northwest property line of "D" Street to the Southeast property line of "G" Street, as more fully set forth in said Resolution of Intention No. 38 N.S.

Councilman Perley read and moved the adoption of the resolution. The motion was seconded by Councilman Moss and the Resolution declared adopted by the following vote:

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

Upon motion the Council adjourned.

Attest:

W. O. Thompson

Approved:

G. J. Thorne  
Mayor

In Council of the City of Modesto,  
Wednesday, Nov. 8th, 1911.

The Council met in regular meeting. Present- Councilmen Moss, Perley, Schafer and Mayor Wren. Absent- Councilman Swan.

In the Matter of Minutes:-

The minutes of the last regular meeting of Oct. 25th, 1911, were read and the same ordered approved as read.

Two Committees from the Woman's Improvement Club of Modesto, consisting of Mesdames Bowker, Latz, Bates and DeYoe appeared before the Council and requested that the Council establish a Board of Censor, for motion pictures, vaudeville performances, postal cards and bill-boards. The matter to be taken under advisement and considered with City Attorney.

The Committee also referred to a gravel pit owned by the Club which in all probability could be leased from said Club at a rental of \$100.00 per year. This matter was referred to the Commissioner of Public Works.

City Electrician, W. I. Carpenter, reported that the small fire bell had been successfully installed at the Wisecarver Station and also that arrangements could be made with the manager of the Modesto Steam Laundry for use of steam if the Council decided to install a steam fire whistle.

A communication from the League of California Municipalities to the effect that the League would publish in book form the proceedings of the convention at Santa Barbara. Copies will be printed and delivered at cost which will be \$1.00 each provided orders can be received for 500 copies. Councilman Moss moved that the Clerk be instructed to order 15 copies for the account of the City of Modesto, for the use of the City officials. The motion was seconded by Councilman Schafer, carried and so ordered.

The report of the City Treasurer on licenses collected and a monthly report were examined and ordered placed on file.

In the Matter of Sale of Municipal Bonds:-

This being the time fixed pursuant to resolution of the Council and published "Notice calling for Sealed Bids", affidavit of the publication is herewith presented for filing and there being on file with the Clerk of this Board four bids for same. The Council proceeded to open and consider said bids for the sale of \$30,000 of Municipal Bonds so on file.

Said Bids Opened are as follows:-

E. H. Rollins & Sons - Bid \$30,000 and accrued interest to date of delivery and premium of \$123.00.  
 N. W. Halsey & Co.- --- Bid \$30,000 and accrued interest to date of delivery and premium of \$830.70.  
 W. R. Staats-----Bid \$30,000 and accrued interest to date of delivery and premium of \$957.00.  
 J. H. Adams & Co.----- --Bid \$30,000 and accrued interest to date of delivery and premium of \$1061.00.

Which resolution is Whereupon Councilman Moss read and moved the adoption of Resolution No. 44 N.S. as follows:

Resolution No. 44 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:  
 That Whereas, the said Council did heretofore advertise for sealed bids for the sale of certain bonds of the City of Modesto, to-wit; Forty Bonds of the Denomination of \$750.00 each, and

Whereas, the said Council did on the 8th day of November 1911, said date being the time fixed for the receiving of said bids, as per notice calling for same hereto annexed, open and duly consider certain bids for said bonds.

And whereas, J. H. Adams & Co. did put in a bid for the said bonds and did offer for same the sum of \$30,000, accrued interest and the additional sum of \$1061.00, and whereas the said sum so bid by said J. H. Adams & Co. was the highest and best bid for said bonds, and whereas the said sum was the highest and best sum bid for said bonds.

And whereas, other bids were received for said bonds, all of which for for less than that bid for said bonds by said J. H. Adams & Co.,

Be it Resolved that all other bids for said bonds be, and they are hereby rejected, and be it further

Resolved that said bid of J. H. Adams & Co. for said bonds, be and the same is hereby accepted, and the Clerk of this Council is hereby authorized and directed to return to the unsuccessful bidders all checks accompanying their respective bids.

The motion to adopt the foregoing resolution was seconded by Councilman Schafer and the resolution adopted by the following vote:

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

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:

GENERAL FUND.

La Grange Water & Power Co.-----	Electric Current & St. Lights -----	\$87.03
La Grange Water & Power Co.-----	Electric Current & Power. -----	38.90
Sierra & S. F. Power Co.-----	Power & supplies -----	31.55
" " " " "-----	Light & supplies -----	235.80
" " " " "-----	Street lighting for Nov. 1911-----	33.95
Pacific Tel. & Tel. Co.-----	Telephone Service -----	4.85
" " " " "-----	" " -----	3.30
W. I. Carpenter -----	Services -----	44.00
Farmers & Merchants Bank -----	Cash Advanced-----	412.00
Modesto News-----	Advertising & Printing-----	115.20
J. C. Cavell -----	Printing -----	23.50
Morris Bros.-----	Supplies-----	5.50
F. R. Caldwell -----	Ink-----	3.50
A. Carlisle & Co. -----	40 Municipal Bonds -----	42.80
P. Latz -----	Merchandise -----	7.80
Standard Oil Co.-----	R. C. Gasoline-----	21.00
W. B. Wood & Son -----	Supplies-----	35.00
W. B. Wood & Son -----	Supplies-----	1.10
W. B. Wood & Son -----	Supplies-----	4.50
W. O. Thompson -----	Cash advanced-----	9.10
Johnston & Ross Furn. Co..-----	Merchandise -----	7.80
B. Weil & Sons-----	Merchandise -----	11.50
D. C. Matteson -----	Oiling floor of fire house -----	4.50
Geo. E. Wallace -----	Cash for Merchandise -----	4.00
L. P. Player -----	Acid -----	1.80
D. & D.G. Plato -----	Rubber Boots-----	8.00
R. G. Henderson -----	Transferring -----	.75
Chas Grayston -----	Two loads of gravel -----	4.00
J. F. Nunes -----	Transferring -----	1.25
H.H.Herron -----	Merchandise -----	5.40
C. R. Zacharias -----	Supplies -----	5.05
J. W. Richards -----	Blacksmithing -----	2.90
J. H. Pinckney -----	Blacksmithing -----	15.40
Henry Hoewil -----	Repairs to Laundry Wagon-----	3.75
D. D. Christman -----	Street Sprinkling -----	112.50
Home Const. Co.-----	Labor & material -----	31.10
Modesto Gas Lt. Coal & Coke Co.-----	Gas-----	13.20
The Grange Co.-----	Barley & Bran -----	45.65
Mrs. A. I. Root -----	Barley -----	146.72
L. L. Martin -----	Horseshoeing -----	1.50
J. H. Pinckney -----	Blacksmithing -----	14.00

\$1601.15 ✓

## SEWER IMPROVEMENT FUND.

Bishop, Stevenson & Co.	Labor on Sewer Contract	\$2459.50	✓
J. W. Craycroft	Brick	15.00	
Farmers & Merchants Bank	Cash Advanced	267.00	
Ira Harris	Blacksmithing	6.90	
		\$2748.40	✓

## WATER FUND.

La Grange Water & Power Co.	Electric Power for pumping water	\$475.80	
Sierra & S. F. Power Co.	Pumping Stations	249.75	
Pacific Tel. & Tel. Co.	Telephone service	6.30	
Farmers & Merchants Bank	Cash Advanced	227.50	
Crane Co.	Merchandise	159.78	
W. O. Thompson	Cash paid for freight	45.55	
W. O. Thompson	Cash paid for freight	1.75	
Modesto Gas Lt. Coal & Coke Co.	Labor & material	102.48	
B. Well & Sons	Merchandise	9.00	
Donkin & Bacon	Supplies	36.30	
F. W. Smith	Building Man Holes	2.00	
J. H. Pinckney	Blacksmithing	1.70	
H. H. Severin	Connecting Rod for Air-pump	6.50	
D. C. Matteson	Painting	10.00	
W. H. Bortle	Salary for August & September	150.00	
Modesto Fuel Co	Coal	22.00	
W. B. Wood & Son	Supplies	1.35	
		\$1507.76	✓

## In the Matter of Sewer Extension :-

C. S. Northcutt of the Sierra and San Francisco Power Co appeared before the Council and asked that the City sewers be extended to Lots 13 & 14 Block 38, City of Modesto, the new sub-station of the Power Co. The matter was referred to the Commissioner of Public Works with power to act.

## In the Matter of Transfer of Funds:-

Upon motion by Councilman Moss, seconded by Councilman Schafer it is ordered that the sum of \$95.30 remaining in the Street Improvement Fund be transferred to the Street Intersection Fund.

## In the Matter of Sidewalk Crossing :-

The petition of Henry Litt for permission to construct two front entrances to his garage on 9th Street by covering the gutter to height of curb and 16 inches back without cutting away the curb, was after discussion, denied.

A petition petitioning the Council to have the alley in Block 95 running from "G" to "H" paved with asphalt macadam 4 inches in thickness was presented to the Council and read. Said petition was signed by property owners, representing more than a majority frontage along the line of proposed work.

Councilman Moss moved that the petition be accepted and ordered filed. The motion was seconded by Councilman Schafer, carried and so ordered.

## Petition to Pave "H" Street:-

A petition petitioning the Council to pave "H" Street between Second Street and the Southern Pacific's right of way was presented and read. Said street to be paved with standard pavement such as used on similar streets in the City.

Councilman Moss moved that the petition be accepted and ordered filed. The motion was seconded by Councilman Perley, carried and so ordered.

## Petition to Pave "I" Street:-

a petition respectfully petitioning the Council to take such steps as may be necessary to pave "I" Street from the Wly. line of Eighth Street to the Ely line of Third Street with asphalt concrete pavement was presented and read, - and thereupon Councilman Moss moved that the petition be accepted and ordered filed. The motion was seconded by Councilman Schafer, carried and so ordered.

## In the Matter of Street Light:-

Application having been made to the Council for a street light at the corner of Sycamore Ave. and Needham Street, the matter was referred to the Commissioner of Public Works, Geo. Perley and City Electrician W. I. Carpenter.

Upon motion the Council adjourned.

Attest

H. O. Thompson  
City Clerk.

Approved:-

G. J. Sherrin  
Mayor.

Council of the City of Modesto,  
Monday Nov. 20th, 1911.,  
4 o'clock P. M.

The Council met in special session at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No 2 of the City of Modesto.

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

The meeting was called by order of the Mayor for the purpose and object :-

To consider means for abating the nuisance caused by the excavation made on 5th Street by the San Joaquin Valley Electric Railway.

The meeting being duly called to order the following resolution No. 45 N.S. was read by the Mayor:-

Resolution No. 45 N.S.

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

That whereas the Board of Trustees of the City of Modesto did heretofore, to-wit; on the 15th day of March 1911, grant to the San Joaquin Valley Railway, a corporation, a franchise, right, right of way and permission to construct, lay down, maintain and operate a standard gauge railway track along and over certain streets in the City of Modesto, and

Whereas, the said San Joaquin Valley Electric Railway, acting under such permission, did on or about the 10th day of July, 1911, proceed to construct a portion of its track along the line of 5th Street in said City of Modesto, and for such purpose did cause to be made an excavation about ten feet in width and about one foot in depth along the center of said street, which said excavation has remained open for about four months, and

Whereas, such excavation has during all of said time interfered and blocked the travel along said street and has made travel along said street dangerous to life and limb, and

Whereas, the said City of Modesto has, through its duly authorized officers, frequently requested said San Joaquin Valley Electric Railway to complete its said track along the line of said street and to put said street in a condition whereby it would be safe for travel, and

Whereas, Said San Joaquin Valley Electric Railway has ignored said requests and has taken no steps to complete its track on said street or to fill in said excavation, and

Whereas, it is necessary for the public safety that said excavation be filled up and said street put in a safe condition for travel, -

Be it resolved, that said excavation is, and the same is hereby declared to be, a menace to the public safety and a nuisance; and that the welfare of the public demands that the same be abated without further delay.

Be it further resolved, that the Street Superintendent of said City of Modesto be, and he is hereby directed and instructed to take immediate steps to have said excavation filled up for its entire length and any obstructions placed upon said street by said railway removed.

Councilman Swan moved the adoption of the foregoing Resolution No. 45 N.S. The motion was seconded by Councilman Moss and the resolution declared adopted by the following vote:

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

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved :

G. J. Wren  
Mayor.

The Council met in regular meeting.  
Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Nov. 8th, 1911 and the minutes of the special meeting of Nov. 20th, 1911 were read and the same ordered approved as read.

In the Matter of Lights in High School Grounds:-

A petition largely signed by residents and property owners petitioning the City Council to place in the High School Grounds four or more electric lights and to have the same lighted in the same manner and during the same time as the other lights in the City of Modesto, was read and referred to the Commissioner of Public Works.

Dr. Snare addressed the Council in regards to the entrances to public buildings where doors open inward and mentioned the entrance to the Masonic Hall and the danger to the occupants in case of fire. The matter and all other buildings of like nature was referred to the Commissioner of Public Safety, C. D. Swan.

In the Matter of Street Paving:-

Mr. Osborn, of the Worswick Street Paving Company of Fresno, was before the Council and asked for a permit to grade and pave that portion of "J" Street beginning at the alley between 15th and 16th Streets and extending to 17th Street, excepting street and alley intersections. The work to be done under private contracts and in accordance with general specifications on file. Permission was granted by order of the Council.

In the Matter of Sidewalk Construction:-

Councilman Perley read and moved the adoption of

Resolution No. 46 N. S.

which resolution requires the construction of sidewalks on "G" Street from 9th Street to 14th Street; "H" Street from 5th Street to 8th Street; 6th Street between "H" and "J" Streets on East side thereof and allowing the property owners 50 days in which to construct such sidewalks. The motion was seconded by Councilman Schafer and adopted by the following vote:

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

In the Matter of Application and License as plumber:-

C. A. Galvin having presented his application for license as plumber, Councilman Perley moved that the application be granted and the license issued upon filing the proper bond. The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Street Lights:-

Upon recommendation of Councilman Perley street lights were ordered installed at the corner of Sycamore and Needham Streets, corner of Wright Street and McHenry Road, and at the corner of Orange and Alice Streets.

In the Matter of awarding Contract for the Improvement of the Intersections of 7th Street:-

In the further consideration of bids for the paving of the intersections of 7th Street from the Northwest propertyline of "E" Street to the Ely property line of Washington Street bids for which were opened and considered at the regular meeting of the Council Wednesday evening Oct. 11th, 1911.

Councilman Swan moved that the bid of the Worswick Street paving Company be accepted and the contract awarded to said Company for the improvement of the designated street intersections on 7th Street. The motion was seconded by Councilman Moss and carried.

In the Matter of rental of Steam Road Roller:-

Upon motion it is ordered that the sum of \$500 paid as rental for use of steam road roller leased under an agreement entered into with Frank C. McIntire together with receipted bills for repairs on roller be accepted in full payment for the 59 days said roller was leased. It being understood that certain repairs now being made on said roller would be paid by Mr. M McIntire.

Resolution No. 39 N.S.

The following resolution was introduced by Councilman Perley and adopted by unanimous vote:-

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

That, Whereas, it is contemplated that certain improvements be made upon "G" Street from the Northwest property line of Fourteenth Street, except the intersections, and also excepting that portion of "G" Street between Eighth Street and Ninth Street in the City of Modesto and it is hereby desired to secure an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements,

It is hereby resolved, that said City Engineer be, and he is hereby requested to furnish an estimate of the proposed cost and improvement to be made in the paving of said street with asphaltic concrete in accordance with certain plans and specifications heretofore adopted.

Engineer's Estimate.

In compliance with the foregoing resolution of the Council, the City Engineer submitted and filed his estimate of the cost of paving "G" Street between 7th and 14th Streets, certifying that the cost thereof will be greater than fifty cents per front foot along each line of said portion of said street.

Plans and Specifications.

Plans and specifications for the improvement of "G" Street from the Northeast property line of Seventh Street to the Southwest property line of 14th Street, was read and thereupon Councilman Perley moved that they be adopted as and for the plans and specifications for the improvement of said "G" Street. The motion was seconded by Councilman Schafer, carried and so ordered.

Resolution of Intention No. 39 N.S.

providing for the grading, paving with asphalt concrete, cement concrete curbing, and cement concrete gutters for "G" Street from the Northwest property line of Seventh Street to the Southwest property line of Fourteenth Street as more fully set forth in said Resolution of Intention No. 39 N. S. was read and introduced by Councilman Swan who moved the adoption of the resolution. The motion was seconded by Councilman Schafer and the resolution declared adopted by the following vote:-  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None.  
Absent- None,

In the Matter of Claim:-

The claim of Gladding, McBean on the Sewer Improvement Fund for sewer pipe furnished in the sum of \$269.95 was audited and upon motion allowed.

No further business appearing, the Council upon motion adjourned. ✓

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Dec. 13th, 1911.

The Council met in regular meeting.

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

In the Matter of Minutes:-

The minutes of the last regular meeting of Nov. 22nd, 1911, were read and the same ordered approved as read.

In the matter of Peddler's License:-

Mr. J. L. Clark and \_\_\_\_\_ were before the Council and asked for permission to sell in the City and without a license a patent article to close garments, used in place of buttons or hooks. One of the parties being an elderly man and the other a cripple and the article of small value and not handled by any of the merchants, it is upon motion duly seconded, carried and so ordered that permission be granted for a period not to exceed three weeks.

Resolution No. 47 N. S.

authorizing and directing the City Clerk to publish notice calling for sealed bids or proposals for the furnishing of light and power for the City of Modesto for the year 1912 was read and introduced by Councilman Schafer who moved its adoption. The motion was seconded and the resolution adopted by unanimous vote.

In the Matter of Street Improvements:-

A petition, petitioning the City Council to pave 10th Street between "K" and "M" Streets with asphalt concrete pavement. Said petition was signed by property owners representing more than a majority frontage along the line of the proposed work. Councilman Perley moved that the petition be placed on file. The motion was seconded, carried and so ordered.

The petition of James Johnson, stating that he desired to withdraw his name from the petition heretofore signed by him for the paving of "H" Street was read and upon motion by Councilman Perley, the same was granted.

The report of the City Treasurer was examined and ordered placed on file.

A communication was received from the Madera Chamber of Commerce asking that the Council pass a resolution endorsing a survey for the caring of the flood waters that flow in the San Joaquin, Chowchilla, Merced, Tuolumne, and Stanislaus Rivers. The matter was passed to the City Attorney to formulate a resolution.

In the Matter of Street Work:-

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Work Act and pursuant to Resolution of Intention No. 38, and twenty days having expired after the expiration of the time of said posting of the Street Superintendent's notice and no written protests to the work therein described having been made and delivered as permitted by said act, the Council proceeded to order the work done and improvements made as set forth in Resolution of Intention No. 38.

Resolution Ordering Street Work No. 38

and in accordance with certain plans and specifications heretofore adopted on the 25th day of October, 1911, and pursuant to Resolution of Intention No. 38, was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:

GENERAL FUND.

Sierra & S. F. Power Co.	Electric Lt. Nov. 1911.	\$82.15
Worwick Street Paving Co.	Repairing Streets	48.03
Pacific Tel. & Tel. Co.	Telephone Service	10.75
Farmers & Merchants Bank	Cash advanced	926.00
Farmers & Merchants Bank	Cash Advanced	2.50
Edna M. Smith	Erroneous Assessment	10.00
T. G. Schroder	Erroneous Taxes	7.50
A. Stiefvater	Erroneous Assessment	9.30
Florence Sweeney	Erroneous Taxes	10.00
Turner Hardware & Impl. Co.	Merchandise	27.35
Turner Hardware & Impl. Co.	Merchandise	28.75
Turner Hardware & Impl. Co.	Merchandise	12.40
Modesto Lumber Co.	Lumber	33.55
Modesto Lumber Co.	Lumber	.94
Modesto Gas Lt. Coal & Coke Co.	Oil	15.15
Modesto Gas Lt. Coal & Coke Co.	Gas	14.15
Modesto Bank	Rent	40.00
A. I. Sornesen	Vet. Services	5.00
Austin & Cullins	Horseshoeing	33.55
Fashion Shoeing Shop	Horseshoeing	8.00
Joe Blanc	Blacksmithing	.50
J. H. Pinckney	Blacksmithing	53.95
Ira Harris	Blacksmithing	8.75
W. A. Stevens	Labor	62.29
O'Melveney, Steves & Millikin	Services	100.00
E R. Jones	Money Expended	3.55
E. B. Maze	Merchandise & Cash Advanced	3.20
W. I. Carpenter	Services	48.00
Weil Furniture Co.	Merchandise	46.10
H.J. Downey	Merchandise	10.70
Johnson's Inc.	Stationery Supplies	3.00
Patrick & Co.	Badges	19.75
P. Latz	Blankets	49.50
J. C. Cavell	Printing	12.00
Morris Bros.	Supplies	4.10
United Iron Works	Fire Hydrants	363.00
C. R. Zacharias	Labor	2.35
Modesto Fuel Co.	Coal	34.10
A.S. Dingley	Board of City Prisoners	11.00
W. O. Thompson	Cash Advanced	41.81
Modesto Evening News	Printing & Publishing	59.40
S. P. Kinneer	Cash Advanced	3.85
Modesto French Laundry	Laundry	14.30
W. E. Shaw	Labor	67.50
John Williams	Spanish Interpreter	2.00
W. McKarley	Labor	43.80
R. D. Yourf	Special Police Officer	21.00
D. D. Christman	Hauling Straw	5.50
G. P. Schafer	No Germ Sanitary Bubbling Faucets	11.10
G. A. Berry	Labor	4.00
W. B. Wood & Son	Supplies	3.00
W. B. Wood & Son	Supplies	6.85
F. B. Logan	Refund of License	2.00
		<u>\$2452.47</u>

Sewer Improvement Fund.

Farmers & Merchants Bank	Cash Advanced	\$834.05
Bishop, Stevenson & Co.	Work completed on sewer contract	2615.63
J. W. Craycroft	Brick	50.00
W. B. Wood & Son	Supplies	3.85
Ira Harris	Blacksmithing	23.95
		<u>\$3527.48</u>

Water Fund.

J. C. Cavell	Printing	\$20.50
Farmers & Merchants Bank	Cash Advanced	236.50
The Mysell Rollins Bank Note Co.	Water Rate Book 1912	15.35
The Mueller Mnf'g Company	Merchandise	89.23
Crane Co.	Merchandise	171.47
Pacific Tel. & Tel. Co.	Telephone Service	6.85
La Grange Water & Power Co.	Electric Power & Supplies	11.50
Sierra & S. F. Power Co.	Electric Power Nov. 1911	275.40
Gerlach & Morath	Rubber Boots	20.00
Modesto Lumber Co.	Lumber	56.49
J. H. Pinckney	Blacksmithing	1.60
Donkin & Bacon	Labor and Merchandise	20.00
Turner Hardware & Impl. Co.	Merchandise	76.00
Turner Hardware & Impl. Co.	Merchandise	17.80
W. B. Wood & Son	Supplies	1.05
		<u>\$1019.74</u>

Street Intersection Fund.

Worwick Street Paving Co.	Paving 7th Street Intersections	\$6617.21
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In the Matter of Old Fire House :-

C. R. Weeks, who has occupied the old fire house, was before the Council to affect a settlement in regard to rental of same for the past nine months. The matter was discussed and Mr. Weeks agreed to pay \$100.00 for said rental, which was left to Councilman Schafer for settlement.

The removal of the old fire house to City lots on 17th Street was left to the Commissioner of Public Works.

In the Matter of Liquifying Tank:-

J. C. Armstrong, who has the contract for the construction of the Liquifying tank, was before the Council and was instructed to complete his contract at once and present his claim to the City for final settlement, which Mr. Armstrong agreed to do, as he stated there was only a few days work required to complete the same.

In the Matter of Ordinance:-

An Ordinance to be known as

Ordinance No. 14 N. S.

entitled " 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 milk 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 " was read and introduced by Councilman Swan who moved its adoption.

The motion was seconded by Councilman Moss and the Ordinance adopted and passed to print by the following vote:-

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

Noes- None. Absent- None.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Dec. 27th, 1911.

The Council met in regular meeting.

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

Absent- None.

The minutes of the last regular meeting of Dec. 13th, 1911 were read and the same ordered approved as read.

In the Matter of Map or Plat of the Sunset Boulevard Addition:-

Messers Field and Way were present and presented to the Council a map or plat of the Sunset Boulevard Addition to the City of Modesto and asked that the same be accepted. Whereupon, said map being duly considered, Councilman Swan introduced the following resolution and moved its adoption:

Resolution No. 48 N. S.

WHEREAS, a map entitled "Sunset Boulevard Addition to the City of Modesto, Subtract No. 1 " has been presented to this Council for acceptance,

Be it Resolved by the Council of the City of Modesto, that said map be, and the same is hereby accepted and ordered filed in the office of the City Clerk of the said City of Modesto.

The motion to adopt the foregoing resolution was seconded by Councilman Moss and the Resolution No. 48 N. S. adopted by unanimous vote.

In the Matter of Opening Bids and Awarding Contract for the Furnishing of Light and Power for the City of Modesto for the year 1912:-

This being the time fixed by resolution of this Council and pursuant to published Notice to Bidders inviting proposals or bids for light and power for the use of the City of Modesto for the year 1912, and there being one proposal on file - that of the Sierra and San Francisco Power Company, which proposal opened is as follows:

Proposition No. 1 - Light.

(a) Current for the operation of all street lights in the City of Modesto, including lamps in the arch which is now being erected at 9th and I Streets ----- .03 per KWH.

First 100 KWH - .07  
Next 200 KWH - .06

(b) Current for the operation of all Municipal Buildings

Next 300 KWH - .05  
Next 400 KWH - .04

All over 1000 KWH - .03

Proposition No. 2. - Power.

Current for the operation of two 50 H.P. 220 volt. 60 cycle two phase motors installed at the 8th Street Pumping Station; one 50 H. P. 220 Volt. 60 cycle, two phase motor installed in the 17th Street Station; and one 40 H.P. two phase, 60 cycle motor installed at the Wisecarver Pumping Station --- .012 per KWH with a guaranteed monthly minimum charge of \$1.00

per H. P. of the connected load.

Whereupon, proposal having been duly considered, Councilman Perley read and moved the adoption of

Resolution No. 49 N.S.

which resolution accepts the proposal of the Sierra and San Francisco Power Co. and awards the contract to said Company.

The motion to adopt Resolution No. 49 N. S. was seconded by Councilman Swan and the resolution adopted by unanimous vote.

In the Matter of Awarding Contract for the paving of Tenth Street between "D" and "G" Streets; There being but one bid on file, namely that of the Worswick Street Paving Company. Whereupon the following Resolution of Award was read and introduced and unanimously adopted.

Resolution No. 50 N. S.

Resolution of Award No. 38.

RESOLVED, that the City Council of the City of Modesto, having in open session at a regular meeting held on the 27th day of Dec. 1911, opened, examined and publicly declared in accordance with the Statute in such cases made and provided, all sealed proposals or bids offered for the following work, to-wit:-

That Tenth Street to the Southeast property line of "G" Street, excepting all the intersections of streets and alleys (and also excepting such portions as are already done and also such portions thereof as are required by law to be paved, kept in order, or repair by any person or company having a railroad or car tracks thereon ) be graded and thereupon paved with asphalt concrete pavement four (4) inches in thickness and curbed with cement concrete curbing and to further construct cement concrete gutters, and all of such grading, paving, curbing and construction of gutters to be performed in accordance with plans and specifications adopted for the improvement of said optron of said street by the Council of the City of Modesto and on file in the office of the City Clerk of said City.

AND NOTICE IS HEREBY GIVEN that it was heretofore by the said Council of the City of Modesto, resolved that serial bonds should be issued to represent the cost and expenses of said work and improvement, which said bonds it was by the said Council determined, should extend over a period of five years from their date, and will bear interest at the rate of eight per cent per annum on all sums unpaid until the whole of said principal and interest are paid, said interest to be payable semi-annually on the second days of January and July, respectively, of each and every year; and that said bonds will represent each assessment of twenty-five (\$25.00) dollars or more, remaining unpaid for thirty (30) days after the date of the warrant for such assessment, or five days after the decision of the Council upon an appeal; and further that an even annual proportion of the principal sum should be payable by coupons on the second day of January of each year after their date until the whole are paid; and said bonds shall be issued in the manner and form provided by an Act of the Legislature of the State of California, approved Februrary 27th, 1893, and acts amendatory t thereof.

This Council of the City of Modesto at a regular session held December 27th, 1911, here by rejects all of said bids, except the next herein mentioned, and hereby awards the contract for said work to the lowest regular responsible bidder, to-wit: to the Worswick Street Paving Company, a corporation, at the prices specified in its proposal on file for said work, to-wit:

Grading per sq. ft. -----	.01 $\frac{1}{2}$
Paving per sq. ft. -----	.13 $\frac{1}{2}$
Concrete Curbs per lineal foot -----	.45
Concrete Gutters per sq. ft. -----	.22 $\frac{1}{2}$

The Clerk of the Council of the City of Modesto is hereby directed to post notice of this award conspicuously for five days on or near the Council Chamber of this Council, and also publish said notice for two days in the Modesto Evening News, a daily newspaper published and circulated in this city therefor, and which said newspaper is hereby designated for that purpose by this Council.

I hereby certify that the foregoing resolution was passed by the Council of the City of Modesto, State of California, on the 27th day of Dec. 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 Dec. 27th, 1911.

J. G. Wren,  
Mayor.

The claim of the University Regents of the University of California in the sum of \$75.00 for the analysis of five samples of water was audited and allowed by the Council. ✓

Ordinance No. 14 N. S.

An Ordinance entitled " An Ordinance prescribing the duties of physicians and others having the care of the sick; establishing certain rules for the prevention of disease; regulat- ing the sale of Milk 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 ".

The foregoing entitled ordinance having been regularly adopted by the Council and passed to print Dec. 13th, 1911 and having been published as required by law, Councilman Swan moved its final adoption.

The motion was seconded by Councilman Moss and the ordinance adopted, final, by the following vote:

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

In the Matter of Petition:-

A petition from the Stanislaus County Building Trades Council, protesting against the employment of labor by the Worwick Stret Paving Company for a longer time than eight hours per day and requesting the Council to take such action as will cause said paving company to conform to the laws of the State of California and the City of Modesto, was presented by Thomas A Griffin.

City Attorney Jones stated that work done under the Voorman Act does not come under the provisions of the State Constitution. That the law applied only in cases where the men were hired by the City or where the work done for the City was paid for out of the City Treasury. Mr. Griffin then asked concerning the paving of the stret intersections which is being paid for by the City and was informed that the contract provided that no workman be permitted more than eight hours per day. The petition was referred to the City Attorney.

A committee of the Modesto Choral Society consisting of Drs. Husted, Surryhns, Snare and Mesdames De Yoe and Husted appeared before the Council and in regard to the Music and Promotion Fund recently created by the Council and requested that in as much as the Choral Society was of public benefit and resulted in much advertising for the City that the society be given a sum from the Music and Promotion Fund. The matter was referred to the Commissioner of Public Supplies to report at the next meeting.

A Resolution Relating to the Storage of Flood Waters and which was passed and adopted by the Council informally Dec. 22nd, 1911 was read and thereupon Councilman Perley moved that the action of the Council in informal session be ratified and it is so ordered. The resolution is as follows:

Resolution Relating to the Storage of Flood Waters.

Modesto, Calif.  
Dec. 22, 1911.

IT IS RESOLVED:

That the use of all public waters upon lands should be governed by the rules prescribed for the use of such waters upon lands by appropriation, and that no claim to such public waters should be valid, unless such waters are applied to a beneficial use.

That the construction by the Federal or State government of a series of dams in the Sierra or State Government of a series of dams in the Sierra Nevada Mountains for the conservation of the flood waters of the San Joaquin, Chowchilla, Fresno, Merced, Tuolumne and Stanislaus Rivers is feasible, and that said waters could be sold by the government to the irrigation districts now in existence and to those districts which should be formed by reasons of the construction of such works.

That the Legislature would do us and the people of the Counties of Maderia, Merced, Stanislaus and San Joaquin, a favor if it will pass a resolution requesting the Federal Congress to cause a survey of such proposed works, and an estimate of the cost and feasibility thereof, to be made, to the end that the same may be constructed and put in operation by the United States to protect the San Joaquin Valley from such flood waters, and at the same time put such flood waters to a beneficial use, with remunerative returns to the government, provided, the Legislature determines that the State of California is not able to perform the work.

If you will bring this matter before the Legislature, you will do the people of these four counties a favor.

The Council of the City of Modesto.  
G. J. Wren,  
Mayor.

W. O. Thompson,  
City Clerk.

Ordinance No. 15 N. S.

Ordinance No. 15 N. S. entitled "An Ordinance Regulating the Laying down and Construction of Sidewalks in the City of Modesto under Private Contract" was read and introduced by Councilman Perley who moved its adoption. The motion was seconded by Councilman Schafer and the ordinance adopted and passed to print by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Report of Auditors:-

Councilman Schafer presented the report of Klink, Bean & Co., who had under instruction of the Council made an audit of the accounts of the Municipality, and moved that the same be accepted and filed. The motion was seconded, carried and so ordered.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.