

approve the wharf at the foot of Main street, and to extend the time for constructing the other wharves," which said ordinance was enrolled January 1st, 1853, and signed by the President and Clerk of the said Board of Trustees, wherein and whereby the said first mentioned ordinance and the said deed of conveyance were recognized and approved.

And also in relation to the force, validity and effect of a certain other ordinance, entitled "An Ordinance concerning Wharves and the Water Front," passed on the 27th day of August, 1853, by the said Board of Trustees, which said ordinance was enrolled, dated August 27th, A. D. 1854, and was signed by A. W. Barrell, President, and A. S. Hurlbutt, Clerk of said Board of Trustees, wherein and whereby the said first mentioned ordinance was in all things ratified and confirmed, and the said Water Front again granted, sold and conveyed to the said Carpentier, in fee simple, forever, are hereby compromised, settled and adjusted, and the said above mentioned ordinances and conveyance are made valid, binding, ratified and confirmed; and all disputes, litigations, controversies and claims in and to the franchises and property described in said ordinances, and deed of conveyance, and every part thereof, are abandoned and released by the said City of Oakland, to the said Carpentier and his assigns, upon the following conditions, to wit: That the said Carpentier and his assigns shall convey by proper and sufficient deeds of conveyance, all the property and franchises mentioned and described in said ordinances and deed of conveyance, hereinbefore referred to, to the Oakland Water Front Company, to be used and applied in accordance with the terms, conditions, stipulations and agreement contained in certain contracts between the said Oakland Water Front Company, and the Western Pacific Railroad Company and other parties, bearing even date herewith, with the exception in the said agreement specified, but nothing herein contained shall be deemed to affect any rights of the San Francisco and Oakland Railroad