

of by him. If for any reason the whole amount thereof shall not be collected, said Council may issue, with like effect, a subsequent warrant or warrants until all be collected.

SEC. 7. As soon as money enough for that purpose is received from said tax, said Council shall direct the City Marshal to pay or tender to each party to whom damages have been awarded, the sums severally due to them, and thereupon to proceed forthwith and open said street or other improvement; and the same shall thereupon be deemed open to public use, for the purpose and to the extent in the original ordinance prescribed. If any person or party entitled to damages cannot be found by said Marshal, he shall deposit the amount due to them in the city treasury, as a special deposit, subject to their order, and the same shall be deemed a sufficient payment under this Act. The money so deposited shall not be drawn or used for any other purpose whatever.

SEC. 8. All moneys collected under this Act shall be paid into the city treasury as a special fund, for the purposes for which they were collected, and shall not be drawn out or used for any other purpose whatever.

SEC. 9. The City Engineer and the Commissioners to be appointed, as herein prescribed, shall each have the right to go in or upon any property for the purpose of making the survey and examinations above mentioned, or for any other purpose necessary in the discharge of their duties under this Act. Said Commissioners shall each be entitled to ten dollars for the first day, and two dollars for each subsequent day devoted to their duties as such Commissioners, and they shall not receive any other fees or compensation for such services.

SEC. 10. All Acts and parts of Acts in conflict herewith, so far as they conflict herewith, are hereby repealed.

SEC. 11. This Act shall take effect immediately.

PUBLIC SCHOOL DEPARTMENT.*

AN ACT TO ESTABLISH AND DEFINE THE POWERS AND DUTIES OF THE BOARD OF EDUCATION OF THE CITY OF OAKLAND, APPROVED MARCH 14, 1868, AND THE AMENDMENTS THERETO, APPROVED MARCH 1, 1872.

The People of the State of California, represented in Senate and Assembly, do enact as follows :

SECTION 1. The Board of Education of the City of Oakland shall consist of seven School Directors, who shall be elected as follows, namely: Four at the next ensuing charter election for

* For organization of the Board of Education, and an exhibit of the finances of the department, see page 50.

see page 34