

same; each distinct lot, or part of a lot, included in such quarter, being separately assessed for its equal proportion. For that purpose, all the blocks shall be considered as divided into quarters, by straight lines running through the centers of them, and running parallel with each of the streets bounding said blocks. In cases where the blocks are of irregular shape, and not bounded by parallel streets, so that they cannot be equally divided in that manner, the expense of constructing and repairing crossings, or that portion of them adjacent to such irregular-shaped blocks, shall be assessed, as aforesaid, with equality, upon the lots and buildings in the whole block. The space formed by the junction of two streets terminating at the same point, if such a case should occur, shall be planked, paved and kept in repair, at the equal expense of the lots fronting thereon and the contiguous quarter block.

SEC. 38. In all the streets constituting the water front of the city, or bounded on one side by the property of said city and county, the expense of construction and repairs of that portion of said streets, from the center line thereof to the said water front, or to such property of the city and county bounded thereon, shall be provided for by the said city and county; but no contract for any such work shall be given out, except to the lowest bidder, after an observance of all the formalities requisite in contracts for grading and planking or paving of streets, as hereinafter provided, so far as the same can be applied to the case.

SEC. 39. The Board of Supervisors shall have power to lay out, and open, new streets within the former corporate limits of the City of San Francisco, and west of Larkin and south-west of Johnson streets, in accordance with the conditions of the Ordinance of the Common Council of said city, approved June twentieth, one thousand eight hundred and fifty-five, entitled "An Ordinance for the settlement and quieting of Land Titles;" but shall have no power to subject the city and county to any expense therefor, exceeding the sum of one thousand dollars.

SEC. 40. Where any street is located, but not yet graded, the Board of Supervisors, when they shall deem it expedient, may order the whole or any portion thereof, to be graded, after notice of their intention published in some daily newspaper, printed in said city and county, for the period of ten days, unless the owners of one-third in extent, of frontage of lands and lots, bounded on such street or portion of a street, so proposed to be graded, shall have made written objection thereto, and delivered the same to the Clerk of the said Board of Supervisors.

SEC. 41. If the owners of more than two-thirds in extent, of frontage of land and lots fronting on any street, or portion of a street not yet graded, or their duly authorized agent, shall petition the Board of Supervisors, in writing, to open and grade the same, the signatures of the petitioners being verified by their acknowledgment before a Justice of the Peace, in the form required by law for the acknowledgment of deeds, the said Board of Supervisors shall order the same to be done; but in such case, they may receive and consider remonstrances for the purpose only of ascertaining whether the petitioners truly comprehend more than two-thirds of the said owners, as in this section required. No order or permission shall be given to grade any street or portion of a street, without extending and completing such grading throughout the whole breadth of such street, up to the boundary of the lands and lots fronting thereon.

SEC. 42. The total amount of the expense of grading any street or portion of a street, under the provisions of this Act, shall be assessed upon and borne with absolute equality by all the lands fronting thereon and in proportion to the frontage, at a rate per foot sufficient to cover such total expense of the work; and the contract therefor and also all contracts for work authorized to be done upon street crossings shall in all cases be given to the lowest bidder offering adequate security, and shall be given, without security, to the owners of the lands and lots or of the greater part thereof, in extent of frontage, which are liable to be assessed therefor; *provided*, they offer to take the same at as low a rate as any others offering adequate security.

SEC. 43. Before giving out any such contract, the Board of Supervisors shall cause notice to be conspicuously posted in the office of the Superintendent of Streets