

objects specified in section ninety-six, such expenditures can only be paid out of such surplus funds and revenues strictly appertaining to the fiscal year in which such expenditures have been ordered, or the contracts therefor entered into, and cannot be carried forward and paid out of any revenues accruing and receivable into the treasury for any subsequent year; nor shall any demand for, or arising out of, any such expenditure, contract or consideration, be deemed to be a legal nor equitable claim or liability against the said city and county, or the treasury thereof, or the taxable property or tax payers, otherwise than as in this section provided; and no demand preferred against the said city and county, or the treasury thereof, which is not legally obligatory under the provisions of this Act, can be recognized, assumed, or legalized, so as to give it any validity, or authorize the payment thereof.

SEC. 99. The following Acts and Laws and hereby repealed:

The Act entitled "An Act to Re-Incorporate the City of San Francisco," passed May fifth, one thousand eight hundred and fifty-five.

The Act explanatory thereof, passed May seventh, one thousand eight hundred and fifty-five.

The Act entitled "An Act to Re-Incorporate the City of San Francisco," passed April fifteenth, one thousand eight hundred and fifty-one; and—

The Act entitled "An Act to Incorporate the City of San Francisco," passed April fifteenth, one thousand eight hundred and fifty.

The eighth section of the Act, passed April twenty-fifth, one thousand eight hundred and fifty-one, entitled "An Act Dividing the State into Counties and Establishing the Seats of Justice therein."

The Act entitled "An Act to Create a Board of Supervisors for the County of San Francisco, and Define their Duties," passed April twenty-ninth, one thousand eight hundred and fifty-one.

The twenty-eighth section of the Act, passed March twenty-sixth, one thousand eight hundred and fifty-one, entitled "An Act Concerning County Recorders," so far as it relates to San Francisco County.

All laws and parts of laws defining the powers and duties of Supervisors or Boards of Supervisors, are declared inapplicable to the said City and County of San Francisco, except such as are expressly referred to in and made applicable thereto by the provisions of this Act; also, all laws and parts of laws, as far as they conflict with the provision of this Act.

SCHEDULE.

SECTION 1. The present County Auditor of the county of San Francisco, shall act as Auditor of the city and county of San Francisco until the next general election, with the powers, duties and compensation provided for in this Act.

SEC. 2. The present Marshal of the city of San Francisco shall act as Chief of Police for the said city and county until the next general election, with the powers, duties and compensation as provided in this Act.

SEC. 3. Until the next general election, the present County Surveyor of the county of San Francisco shall act as Superintendent of Public Streets and Highways, with the powers, duties and compensation provided for in this Act, but without any further compensation for official services rendered to the city and county as Surveyor.

SEC. 4. Until the next general election, and the election and qualification of a Police Judge, the present Mayor and *ex officio* Recorder of the city of San Francisco, shall act as Police Judge for the said city and county of San Francisco, with the powers, duties and compensation of Police Judge as provided in this Act.

SEC. 5. Until the next general election, the Justices of the Peace remaining in office in the said city and county when assembled, shall have the powers of the Board of Supervisors under the provisions of this Act, subject to all the restrictions therein contained, and shall elect a President of the Board of Supervisors and Clerk, to con-