

and count over all the moneys remaining in the hands of such Treasurer, or other officer. If they ascertain *clearly* that such Treasurer, or other officer, is a defaulter, they shall forthwith take possession of all funds, books, and papers, belonging to such officer, and appoint a person to fill the same, until the said defaulting officer can be proceeded against according to law, which shall be done without delay. The person so appointed shall give bond and take the oath of office, in the same manner as was required of the officer whose place he is appointed to fill. If the Treasurer, or other officer so charged as a defaulter, be acquitted thereof, he shall resume his duties.

SEC. 95. Payments of demands on the treasury of said city and county may be made for the following objects, and none others:

First. Out of the Police Fund, the fixed salaries of Police Captains and Officers, Chief of Police, Police Judge, and Clerk of Police Court.

Second. Out of the School Fund, the salaries or wages of teachers in the common schools, rents, repairs, building, and furnishing of school houses, as provided by law.

Third. Out of the General Fund, the fixed salaries or compensation of the Assessor and his deputies, the salaries, fixed by law, of the Judge of the Superior Court,* and other officers of said city and county, and of officers of the Fire Department, and the legal fees of jurors and witnesses in criminal cases, when the same by law are payable out of the County Treasury.

Fourth. Out of the General Fund, coupons for interest due upon the "San Francisco City Stock," duly issued in pursuance of the act entitled "An Act to authorize the funding of the Floating Debt of the City of San Francisco, and to provide for the payment of the same," passed May first, eighteen hundred and fifty-one.

Fifth. Out of the General Fund, coupons for interest due on the bonds duly issued by the Board of Fund Commissioners, in pursuance of the provisions of the act entitled "An Act to provide for the funding of the Legal and Equitable Debt of the city of San Francisco, and for final redemption of the same," passed May seventh, eighteen hundred and fifty-five.

Sixth. Out of the General Fund, coupons for interest due on bonds duly issued by the Commissioners for funding the Floating Debt of the county of San Francisco in pursuance of an act entitled "An Act to fund the Floating Debt of the county of San Francisco," passed May fourth, eighteen hundred and fifty-two.

Seventh. Out of the General Fund, coupons for interest due upon the bonds known as the "Fire Bonds," issued to the amount of "two hundred thousand dollars," by the corporate authorities of the city of San Francisco, and bearing date December first, eighteen hundred and fifty-four.

Eighth. Out of the General Fund the certificates of stock and bonds, after maturity, which have been duly issued, referred to in the four next preceding subdivisions of this section.

Ninth. Out of the School Fund, coupons for interest due on the bonds known as the "School Bonds," dated May fourth, eighteen hundred and fifty-four, and amounting in the aggregate to the sum of sixty thousand dollars, issued by the corporate authority of the city of San Francisco, together with the sum of five thousand dollars, annually, as a Sinking Fund, for the redemption of said bonds, and the sum or sums due on each and every of the said bonds at maturity, and also the amount necessary to discharge legal incumbrances now existing on school houses and school house lots.

Tenth. Out of the General Fund the sum of fifty thousand dollars, annually, for the redemption of the certificates of stock, mentioned in the fourth subdivision of this section, when the same shall be offered for redemption at the treasury, and after first applying to that use the money now belonging to said "Sinking Fund," remaining in the hands of the Fund Commissioners. Also, the sum of sixteen thousand six hundred and sixty-seven dollars, annually, for the redemption of said "Fire Bonds,"

* Abolished. See Act of the Legislature, March 30, 1857.—[COMPILER.]