

although there shall not at the time be money in the treasury for the payment of the same; *provided*, that no demand on said fund shall be paid out of or become a charge against the School Fund of any subsequent fiscal year; and, further, *provided*, that the entire expenditures of the said School Department for all purposes shall not in any fiscal year exceed the revenues thereof for the same year.

SEC. 19. The City and County Auditor shall state, by indorsement upon every claim or demand audited on the School Fund, the particular money or fund out of which the same is payable, and that it is payable from no other source.

SEC. 20. Audited bills for the current fiscal year for wages or salaries of the teachers in the Public Schools shall be receivable for school taxes due upon real estate.

SEC. 21. All demands authorized by this Act shall be audited and approved in the usual manner, and the Auditor and Treasurer of said city and county are respectively authorized and required to audit and pay the same when so ordered paid and approved by the said Board; *provided*, that the said Board shall not have power to contract any debt or liability in any form whatsoever against the said city and county in contravention of this Act.

SEC. 22. The teachers in the Industrial School in said city and county shall be exempt from the provisions of this Act.

SEC. 23. This Act shall take effect and be in force from and after its passage, and all laws and parts of laws, so far as they are inconsistent with or a repetition of the provisions of this Act, are hereby repealed.

ARTICLE IV.

PUBLIC STREETS AND HIGHWAYS.

[Sections 36 to 64, inclusive, of the original Act are repealed by the following which is substituted therefor.]

SUPPLEMENTAL XII.—*An Act amendatory of Article Fourth of an Act entitled An Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof, approved the nineteenth day of April, eighteen hundred and fifty-six, repealing sections thirty-six to sixty-four, inclusive, and Acts and parts of Acts amendatory and supplementary thereof, and substituting this Act for said Article Four.*—Approved April 25, 1862.

SECTION 1. All the original streets, as laid down upon the map now in the office of the City and County Surveyor of the City and County of San Francisco, signed by C. H. Gough, Michael Hayes, and Horace Hawes, Commissioners, and by John J. Hoff, Surveyor, and generally known as the "Van Ness Map," and all other streets, lanes, alleys, places, or courts, now dedicated to public use, or which shall be hereafter dedicated to public use, lying between the Bay of San Francisco and Johnston and Larkin streets, including the two last named streets, are hereby declared to be open public streets, lanes, alleys, places, or courts, for the purposes of this law; and the Board of Supervisors of said city and county are hereby authorized to employ the City and County Surveyor to ascertain and establish the lines and width of all or any of said streets, lanes, and alleys, and the sizes of said places or courts, when they shall deem it necessary so to do.

SEC. 2. The Board of Supervisors shall have power to lay out and open new streets, within the corporate limits of the City and County of San Francisco, and west of Larkin and southwest of Johnston streets, in accordance with the conditions of the ordinance of the Common Council of said city, approved June twentieth, 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, and, when so laid out and opened, the provisions of this Act shall be applicable thereto.

SEC. 3. The Board of Supervisors are hereby authorized and empowered to order the whole, or any portion, of the said streets, lanes, alleys, places, or courts, graded, or regraded, to the official grade, planked, or replanked, paved, or repaved, or macadamized, piled, or repiled, capped, or recapped, and to order sidewalks, sewers, cesspools, manholes, culverts, curbing, and crosswalks, to be constructed therein, and to order any other work to be done which shall be necessary to make and complete the whole, or any portion, of said streets, lanes, alleys, places or courts, and they may order any of the said work to be improved. The work provided for in this Act shall not be deemed to be "specific improvement," within the meaning of section sixty-eight, Article V, of Chapter One Hundred and Twenty-Five, of the Act entitled "An Act to repeal the several Charters of the City of San Francisco, to establish the Boundaries of the City and County of San Francisco, and to consolidate the Government thereof," approved April nineteenth, eighteen hundred and fifty-six. Nor shall the ordinances or resolutions passed by the said Board of Supervisors, under the provisions of this Act, be deemed to be such ordinances or resolutions as are mentioned in said section of sixty-eight.

SEC. 4. The Board of Supervisors may order any work authorized by section three of this Act to be done, after notice of their intention so to do, in the form of a resolution, describing