

sixty-two, as conflict with the provisions of this Act, are declared to be inoperative so far as they apply to the City and County of San Francisco, and in so much are hereby repealed.

SUPPLEMENTAL XV.—*Act to provide for the administration of the Fire Bond Sinking Fund.*—Approved April 11, 1859.

SECTION 1. The President of the Board of Supervisors, the Auditor and the Treasurer of the City and County of San Francisco, and their successors in office, are hereby constituted Commissioners of the Fire Bond Sinking Fund of said city and county.

SEC. 2. Said Commissioners shall have the custody and management of said fund, and shall have power to cause the said Treasurer, from time to time, to advertise for proposals to redeem or surrender said bonds upon the best terms, not exceeding their par value, to the extent of the money at credit of said Sinking Fund, and if no tenders are made, then said Commissioners shall have power to loan said money, or any part thereof, on the security of any bonds of the City and County of San Francisco, or of the State of California, at the best rate of interest obtainable.

SUPPLEMENTAL XVI.—*An Act to provide for the Improvement and Protection of the Wharfs, Docks, and Water Front, in the City and County of San Francisco.*—Approved April 24, 1863.

SECTION 1. A Board of three Commissioners is hereby created, which shall be known as the Board of State Harbor Commissioners. (by which name they may sue, and be sued, and defend, in all cases arising under this Act, in any Court of competent jurisdiction); one of whom shall be elected by the qualified electors of the State, at the same time and in the same manner as members of the Assembly are elected; one of them shall be elected by the members of the Senate and Assembly, in Joint Convention, on such a day and at such an hour as may be agreed to by both Houses; and one shall be elected by the qualified electors of the City and County of San Francisco, at the same time and in the same manner as municipal officers are elected in said city and county. Each of said Commissioners shall hold his office for the term of four years, and until his successor is elected, commissioned, and qualified, as in this Act provided, except the Commissioners first elected, who shall hold their offices as follows, viz.: the first Commissioner elected by the Legislature in Joint Convention shall be elected at the present session, and shall hold his office for one year from the date of the first meeting of the Board, as in this Act provided, and until his successor is elected and qualified; the first Commissioner elected by the qualified electors of the City and County of San Francisco, shall hold his office for two years, and until his successor is elected and qualified; and the first Commissioner elected by the qualified electors of the State, shall hold his office for four years, and until his successor is elected and qualified. The first Commissioner elected by the qualified electors of the State, shall be elected at the general election in eighteen hundred and sixty-three; and the first Commissioner elected by the qualified electors of the City and County of San Francisco, shall be elected at the election for municipal officers in said city and county, in eighteen hundred and sixty-three. Each of said Commissioners shall, before being commissioned as hereinafter provided, give to the State of California a bond, in the sum of fifty thousand dollars, with two or more sureties, conditioned for the faithful performance of the duties required of him under this Act, which bond shall be approved by the Governor and State Treasurer in writing, indorsed thereon, and shall be filed in the office of the Secretary of State. The Commissioners shall also take and subscribe the usual oath of office, which shall be filed in the office of the Secretary of State. As soon as may be after any one of the Commissioners elected under this Act shall have delivered to the Secretary of State the bond and oath required of him in this section, the Governor shall issue to such person a commission, which shall authorize him to perform the duties required of him by this Act. Such Commissioners shall not be sureties for each other on their official bonds, nor shall any State officer or member of the Legislature be accepted by the Governor and State Treasurer as surety on said bonds.

SEC. 2. As soon as all three of the Commissioners created by this Act shall have received their commissions, they shall take possession of and hold all that portion of the Bay of San Francisco lying along the water front of said City and County of San Francisco, and adjacent thereto, to the distance of six hundred feet into the waters of said bay, from the line of the water front, as defined by an Act of the Legislature, approved March twenty-sixth, one thousand eight hundred and fifty-one, together with all the improvements, rights, privileges, franchises, easements, and appurtenances connected therewith, or in any wise appertaining thereto, excepting such portions of said water front as may be held by parties under valid leases; and the Commissioners shall also take possession and have control of any and all such portions of said water front, with the improvements, rights, privileges, franchises, easements and appurtenances, as are held under valid leases, as soon as said leases shall respectively expire and become void. The Commissioners shall, as soon as may be after entering upon their duties under this Act, investigate and ascertain by what authority any portion of said water front is possessed