

lars, in addition to the amount now allowed by law, for repairing and improving roads south of Navy Street, in said city and county.—[Act April 4, 1864, Sec. 1, Sub. 10.]

To expend a sum not to exceed six thousand dollars per annum, payable out of the General Fund, for the improvement of roads in the First Road District; said money to be expended on roads outside of charter line of eighteen hundred and fifty-one (1851).—[Act February 14, 1866.]

To allow and order paid, out of the General Fund, for the repairs to the outer half of streets constituting the water front of said city and county, as provided in section thirty-eight of "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, one thousand eight hundred and fifty-six; the Auditor to audit, and the Treasurer to pay, sums not exceeding, in the aggregate, three thousand dollars [increased to six thousand dollars—Act April 27, 1860] during any one fiscal year.—[Act April 18, 1858, Sec. 1.]

To allow and order paid, out of the General Fund, not exceeding the sum of twelve thousand dollars, in any one fiscal year, for repairs to, and improvements upon, streets and sewers in front of property belonging to the city, other than those mentioned in the previous subdivision of this section.—[Act April 27, 1860, Sec. 1, Sub. 2.]

To require, by ordinance, all contractors for street work, or other persons lawfully undertaking to improve, grade, or alter streets or public highways in the City and County of San Francisco, to erect fences or other suitable barriers to protect the public from damage, loss, or accident, by reason of such grading, alteration, or improvement, and to determine and prescribe the fines and penalties that shall be incurred for breach of such regulations and ordinances as may be passed by virtue hereof.—[Acts April 25, 1863, Sec. 1, Sub. 6.]

SUPPLEMENTAL XIII.—*An Act to confer further Powers upon the Board of Supervisors of the City and County of San Francisco.*—Approved April 25, 1863.

SECTION I. That the Board of Supervisors of the City and County of San Francisco shall have full power and authority to provide, by order, for laying out, opening, extending, widening, straightening, or closing up, in whole or in part, any street, square, lane, or alley, within the bounds of said city, which, in their opinion, the public welfare or convenience may require; to provide for ascertaining whether any, and what amount in value of damage will be caused thereby, and what amount of benefit will thereby accrue to the owner or possessor of any ground or improvements within said city and county, for which such owner or possessor ought to be compensated, or ought to pay a compensation, and to provide for assessing and levying either generally on the whole assessable property within said city, or specially on the property of persons benefited, the whole, or any part of the damages and expenses which they shall ascertain will be incurred in locating, opening, extending, widening, straightening, or closing up the whole or any part of any street, square, lane, or alley, in said city and county; to provide for granting appeals to the County Court of the City and County of San Francisco, from the decisions of any Commissioners, or other persons, appointed in virtue of any ordinance, to ascertain the damage which will be caused, or the benefit which will accrue to the owners or possessors of grounds or improvements, by locating, opening, extending, widening, straightening, or closing up, in whole or in part, any street, square, lane, or alley, within said city and county, and for securing to every such owner and possessor, the right, on application, within a reasonable time, to have decided, by a jury trial, whether any damage has been caused, or any benefit has accrued to them, and to what amount; to provide for collecting and paying over the amount of compensation adjudged to each person entitled, and to enact and pass all orders, from time to time, which shall be deemed necessary and proper to exercise the powers and effect the objects above specified; *provided*, nevertheless, that before the Board of Supervisors of the City and County of San Francisco proceed to execute any of the powers vested in them by this Act, at least thirty days' notice shall be given of any application which may be made for the passage of any order, by advertisement in at least two of the daily newspapers of the City and County of San Francisco having the largest circulation; *provided*, further, that whenever any street or part of any street in the said city and county, occupied or used by the track of any railroad company, shall require to be altered or widened for the convenience of public travel, and proceedings for the altering or widening the same shall have been taken under the provisions of this Act, it shall be lawful for the Commissioners appointed as in this Act provided, and whose duty it may be, to make a just and equitable assessment of the whole amount of costs, damages, and expenses of such altering or widening, among the owners of all the lands and real estate intended to be benefited thereby, to assess such portion of said costs, damages, and expenses, upon the corporation or company owning or using said railroad track, as shall to them seem equitable and just, and such assessment shall be a lien upon any property of said corporation or company in the said city and county, and may also be enforced in the same manner as the assessment upon such owners of lands and real estate intended to be benefited thereby.