

power to pass all ordinances, and said Fire Commissioners to adopt rules and regulations, for the government, management, control, and discipline of the said Fire Department, as they shall deem expedient for the best interests thereof, and to prescribe the duties of the officers and members thereof; and said Board of Supervisors shall have power to locate all cisterns, hydrants, and engine houses hereafter to be purchased; *provided*, such ordinances, rules, and regulations are not inconsistent with the laws of the State of California, and that such rules and regulations shall be approved by the Board of Supervisors. If the members of the present Fire Department fail, neglect, or refuse to perform their duties in every respect after the passage of this Act, and until the organization of the paid department, as in this Act provided, the Board of Supervisors are empowered to take possession of all engines, hose, hooks and ladders, and other appurtenances belonging to said department, and to pass such ordinances as may be necessary for the protection of property until the organization of the Fire Department, provided for under this Act.

SEC. 8. The said Board of Supervisors are hereby authorized to appropriate, allow and order paid annually, out of the General Fund, the salaries hereinbefore specified and allowed; thirty-five thousand dollars per annum for running expenses, horse feed, repairs to apparatus and other expenses of said Department; and three thousand dollars for the purchase of three horses, one hose reel and harness; and ten thousand dollars annually for the purchase of hose and steam fire engines; also, a sum not exceeding twenty thousand dollars annually, in lieu of the amount now allowed by law, for the construction and erection of hydrants and cisterns; and the Board of Supervisors shall have power to advertise for proposals and make contracts for the construction of said cisterns and the erection of said hydrants, and they are hereby empowered to locate the same. [Amendments, March 9, 1868, and February 1, 1872.]

SEC. 9. The Mayor of said city and county is hereby authorized to sell at private or public sale, from time to time, with the approval of the Board of Supervisors, any or all of the engines, hose carriages, engine houses, lots on which such houses stand, or other property which shall not be required for the use of the department, and to execute, acknowledge, and deliver good and sufficient deeds or bills of sale for the same, paying the proceeds of such sales into the General Fund of said city and county, such proceeds to be appropriated to the purchase of lots and erection of engine houses thereon, as the same may be required.

SEC. 10. The only engines which shall be purchased by the city and used by the Fire Department shall be steam fire engines, of the best pattern and manufacture; *provided*, that the hand fire engines now in possession of the city shall be used in such manner and under such regulations as the Board of Commissioners, with the approval of the Board of Supervisors, shall direct, until such steam fire engines shall have been purchased to the number of six.

SEC. 11. Any person who may have been an active fireman in the Fire Department of said city and county for three years and six months immediately preceeding the time when this Act shall take effect, shall be entitled to enjoy all the privileges and immunities now enjoyed by exempt firemen in said city and county, under the existing laws of this State. Any such person shall, upon application and proper proof of such service, receive a certificate to that effect from the person or persons now issuing such certificates, and in the same form as exempt firemen in said city and county are now entitled to receive such certificates.

SEC. 12. [Obsolete.]

## ARTICLE II.

### PUBLIC ORDER AND POLICE.

SEC. 15. The Department of Police of said city and county shall be under the direction of the Chief of Police, in subjection to the laws of this State, and the rules and regulations, not in conflict therewith, which may be established by competent authority under the powers granted in this Act. In the suppression of any riot, public tumult, disturbance of the public peace, or organized resistance against the laws, or public authorities, in the lawful exercise of their functions, he shall have all the powers that now are or may hereafter be conferred upon Sheriffs by the laws of this State; and his lawful orders shall be promptly executed by all Police Officers, Watchmen, and Constables, in the said city and county; and every citizen shall also lend him aid, when required, for the arrest of offenders, and maintenance of public order.

SEC. 16. The Chief of Police shall keep a public office, which shall be open, and at which he, or in case of necessary absence, a Captain of Police, or Police officer, by him designated for that purpose, shall be in attendance at all hours, day and night. In case of his necessary absence from his office it shall be made known to the Police officer in attendance where he can be found, if needed; and he shall not absent himself from the city and county without urgent necessity, and leave obtained in writing from the President of the Board of Supervisors, Police Judge and County Judge, or two of them, who shall, at the time of granting the same, appoint a person to act during his absence, with all his powers, duties and obligations. If such absence from the city or county be on any other than business immediately connected with his