

provided, that nothing but gold and silver coin of the United States shall be received in payment of street assessments, and the judgment or decree in every case shall be made payable and entered for gold coin.

SEC. 14. The Superintendent of Public Streets, Highways, and Squares may require, at his option, by notice in writing, to be delivered to them personally or left on the premises, to the owners, tenants, or occupants of lots, or portions of lots, liable to be assessed for work done under the provisions of this Act, to improve forthwith any of the work mentioned in section three of this Act, in front of the property of which he is the owner, tenant, or occupant, to the center of the street, or otherwise, as the case may require, or to remove all filth, sand, earth, or dirt from the street in front of his premises, and by a like notice to be served personally upon the President or any officer of a railroad corporation or company, or to be left at the office of said corporation or company, to require such corporation or company to improve forthwith any work mentioned in this Act, which said corporation or company are required by law to do as they perform; said notice to specify what improvement is required or work is to be done. After the expiration of five days the said Superintendent of Public Streets, Highways, and Squares shall be deemed to have acquired jurisdiction to contract for the doing of the work or making the improvements, or the removing of the filth, sand, earth, or dirt required by said notice. Any such improvement or work of cleaning be not commenced within five days after notice given as aforesaid, and diligently and without interruption prosecuted to completion, the said Superintendent of Public Streets, Highways, and Squares may enter into a contract with any suitable person to make said improvement or to do said cleaning, at the expense of the owner, tenant, or occupant, or railroad corporation or company, as the case may be, at a reasonable price, to be determined by said Superintendent of Public Streets, Highways, and Squares; and such owner, tenant, or occupant, or railroad corporation or company, shall be liable to pay the same. After the certificate referred to in section fifteen shall have been recorded in the office of [the Superintendent of] Public Streets, Highways, and Squares, the sum contracted to be paid shall be a lien, the same as provided in section ten of this Act, and also a lien upon the franchise and property of said corporation or company, and may be enforced in the same manner as other assessments.

SEC. 15. If the expense of such improvements or removing such sand, earth, dirt, or filth after the completion thereof, be not paid to the contractor so employed, or his agent or assign on demand, the said contractor or his assigns shall have the right to sue the owner, tenant, occupant, or railroad corporation or company, under the provisions of this Act, for the amount contracted to be paid, and the certificate of the Superintendent of Public Streets, Highways, and Squares that the work has been properly done, and that the charges for the same are reasonable and just, shall be *prima facie* evidence of the amount claimed for said work, and of the right of the contractor to recover the same in such action.

SEC. 16. In addition and as cumulative to the remedies above given, the Board of Supervisors shall have power, by ordinance, to prescribe the penalties that shall be incurred by any owner, tenant, occupant, or railroad corporation or company neglecting or refusing to make improvements, or remove sand, earth, dirt, or filth, as provided for in section fourteen of this Act, which fines and penalties shall be recovered for the use of the City and County of San Francisco, by prosecution, in the name of the People of the State of California, in the Police Judge's Court, of the City and County of San Francisco, which shall have jurisdiction in such cases. All fines collected hereunder shall be paid into the treasury of the City and County of San Francisco to the credit of the Street Department Fund, at least once in each week.

SEC. 17. The person owning the fee, or the person in possession of lands, lots, or portions of lots or buildings, under claim of ownership, or exercising acts of ownership over the same, or himself, or as the administrator or guardian of the owner, or the person in whom the deed of the action commenced appears the legal title to the lands by deeds, recorded in the Recorder's office in the City and County of San Francisco, shall be regarded, treated, and deemed to be the owner (for the purpose of this law), according to the intent and meaning of that word as used in this Act; and in case of property leased, possession by a tenant or lessee holding and occupying under an owner shall be deemed to be possession by such owner.

SEC. 18. The records kept by the Superintendent of Public Streets, Highways, and Squares in conformity with the provisions of this Act, and signed by him, shall have the same force and effect as other public records; and such records or copies thereof, duly certified by said Superintendent of Public Streets, Highways, and Squares may be used in evidence with the same force and effect as the original assessments, diagrams, and warrants; the said records shall, during office hours, be open to the inspection of any citizen wishing to examine them, free of charge.

SEC. 19. Notices in writing, which are required to be given by the Superintendent of Public Streets, Highways, and Squares, under the provisions of this Act, may be served by a Police Officer, and the fact of such service shall be verified by the oath of the person making taken before the Superintendent (who is hereby authorized to administer oaths), Police Judge, or any Judge or Justice of the Peace, or such notices, whether verbal or written, may be delivered by the Superintendent of Public Streets, Highways, and Squares himself, or any of his Deputies. The Superintendent of Public Streets, Highways, and Squares shall keep a record of the fact of giving such notices and proof of service.

SEC. 20. When any street or portion of a street has been or shall hereafter be constructed