

are authorized to examine as aforesaid, said committee shall immediately report the same to the President of the Board of Supervisors, who shall immediately cause said report to be published, in at least two daily newspapers published in the City of San Francisco for the period of three days.

SUPPLEMENTAL XXIII.—*An Act to provide for the Repair and Improvement of Roads and Highways in the City and County of San Francisco.*—Approved April 1, 1872.

SECTION 1. The Board of Supervisors of the City and County of San Francisco is hereby authorized and empowered to repair and improve the public roads within the said city and county, outside the charter line of eighteen hundred and fifty-one.

SEC. 2. It shall be the duty of the Superintendent of Public Streets and Highways carefully examine all the public roads in said city and county, and report the condition of the same, from time to time, to the Board of Supervisors: *provided*, that from the month of November to May of each year, such report shall be made on the first Monday of each month and said report shall specify the kind of repairs and the portion or portions of the road or roads in which they are required, together with an estimate of the cost.

SEC. 3. Upon presentation to the Board of Supervisors of the report and estimate of the said Superintendent of Public Streets and Highways, as herein provided, the said Board of Supervisors shall direct the Clerk of said Board to advertise, inviting sealed proposals for doing the work required, and shall award the contract for doing said work to the lowest responsible bidder, the proceedings in relation hereto to be the same as is provided by law for the letting of contracts for the improvement of streets and highways in said city and county: *provided*, that the amount of all appropriations authorized by this Act shall not exceed ten thousand dollars for any one fiscal year.

SEC. 4. For the purpose of this Act, public roads and highways shall include all roads that have been open to the public, and used as public highways long enough to evince their utility and necessity, but shall not include any road or highway when, in the judgment of the Board of Supervisors, the same should be kept in order by the owners of the property fronting on said road or highway.

SEC. 5. Whenever any improvement or repairs require to be made to any public road or highway for which, in the judgment of the Board of Supervisors, the owners of the property fronting thereon should be assessed to defray the cost of the same, then and in that case the Board of Supervisors shall acquire jurisdiction, and shall have power to proceed in the same manner as is now provided by law for the improvement of streets within said city and county and all provisions of law in relation to the improvement of streets within said city and county and for the making and collection of the assessment for the cost of the work performed, shall apply to the collection of the sums of money so assessed as aforesaid.

SEC. 6. The Superintendent of Public Streets and Highways is hereby authorized and it is made his duty to superintend all repairs made on public roads and highways, and, when authorized by the Board of Supervisors, to purchase all necessary timber, plank, or other material for the construction and repair of bridges, and to hire at just and reasonable rates all necessary labor, tools, or implements for grading or otherwise improving such roads and highways.

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

SECTION 1. 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 damages will be caused thereby, and what amount of benefits 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 especially 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 damages 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, 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

LINDSEY & OESTERREICHER, 339 Kearny Street, take full charge of Property.