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## Ordinance No 1

An ordinance fixing the time and place of holding the Regular Meetings of the Board of Trustees of the City of Modesto

The Board of Trustees of the City of Modesto do order as follows

- Sec 1 The regular meetings of the Board of Trustees of the City of Modesto shall be held on the Friday of each and every week at the County Court House in said City at 10 o'clock A.M.
- Sec 2 This ordinance shall take effect from and after its passage
- Sec 3 All ordinances in conflict with this ordinance are hereby repealed

Approved Sept 19 1884  
Ayo Turner Tucker Payne Johnson et Aocis nom  
Theodor Turner  
President Board of Trustees

Attest W.W. Granger City Clerk

Published in the Modesto Herald Sept 25 1884

State of California  
City of Modesto

I, W.W. Granger City Clerk of the City of Modesto do hereby certify that the above is a true copy of the original ordinance <sup>No 1</sup> ~~now on file in my office~~ <sup>entitled an ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto</sup> and that the same has been duly published according to law  
Witness my hand and the 26th day of October 1884

W.W. Granger, City Clerk

Ordinance No 2

An ordinance fixing the Official Bonds of the City Clerk, City Treasurer and City Marshal of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The Official Bond of the City Clerk is hereby fixed in the sum of Five Thousand Dollars

The Official Bond of the City Treasurer is hereby fixed in the sum of Five Thousand Dollars

The Official Bond of the City Marshal is hereby fixed in the sum of Five Thousand Dollars

Sec 2 All ordinances in conflict with this ordinance are hereby repealed

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 12 1884 Adopted Sept 19 1884

Wm Johnson, Turner, Packer, Payne, " " " " " "

Theodore Turner

President Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Sept 25 1884

State of California )  
City of Modesto )

I, W W Granger, City Clerk of the City of Modesto do hereby certify that the above is a true copy of the original ordinance introduced as ordinance fixing the official bonds of the City Clerk, City Treasurer and City Marshal of the City of Modesto and that the same has been duly published according to law

W W Granger City Clerk

Ordinance No 3

An Ordinance taxing dogs in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows.

Sec 1 An annual tax of Two Dollars is hereby levied upon each dog owned in the City of Modesto payable in advance on or before the first day of October in each year

Sec 2 The City Clerk shall procure a sufficient number of metal dog tags which shall have the number of the tag and of the year for which it is issued together with some suitable device impressed or cut thereon and shall deliver the same upon demand to the Marshal charging him therewith at the rate of \$2.00 per tag

The Marshal shall deliver one such tag to each person paying a dog tax for each tax paid together with a receipt showing the number of the tag paid for and shall keep a record showing the number of each tag sold, date of sale, person to whom sold name and short description of dog for which tax is paid

Sec 3 It shall be the duty of the Marshal and his assistants to take up and impound all dogs owned or kept in the City of Modesto, except those wearing necessary tags, and to keep them confined and supplied with food and water for forty-eight hours unless the owner or person entitled to the possession thereof shall sooner redeem the animal by procuring the necessary tag and paying a pound fee of one dollar in addition

If at the expiration of said ~~forty-eight hours~~ <sup>time</sup> any animal is not redeemed, the Marshal or his assistants shall kill such animal and bury his carcass for which he shall receive a fee of one dollar

Sec 4 All moneys collected under this ordinance shall be paid into the General Fund of the City Treasury on the first Monday of every month

Old demands made by the Marshal for the food and burial of dogs taken under this ordinance

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shall be made under oath before the Clerk or President of the Board of Trustees setting forth the number of dogs killed and buried and the actual cost of food furnished to dogs impounded not to exceed ten cents per day for each dog furnished taken

Sec 5 Any person who resists, obstructs or impedes any officer in the performance of any duty required by this ordinance shall be deemed guilty of a misdemeanor

Sec 6 Every person owning or harboring a dog, who shall not have paid the tax thereon required by this ordinance and procured the necessary tag before the first day of October in each year shall be delinquent in the payment of such tax and shall deliver said dog to the Marshal within five days after demand or he may pay the said tax within five days after said demand with one dollar additional as costs of collection, one half of which shall be retained by the Marshal as his fee, the remainder to be paid into the City Treasury as required by law.

If said person shall neglect or refuse to deliver said dog within five days after demand as aforesaid and shall fail or refuse to pay said tax and costs to the Marshal within five days after demanded as aforesaid, said person so failing or refusing is punishable by a fine of not less than five dollars nor more than twenty dollars together with all the costs of the prosecution and upon conviction thereof the Marshal shall destroy such dog as a nuisance; provided however that such dog may be returned as provided in Section 3 of this Ordinance and by paying all the costs and expenses provided in this section and in said section 3

Sec 7 The first dog tax levied under this ordinance shall be due and payable on or before the 20th day of October 1884 and all provisions of this ordinance shall apply to the collection thereof

Sec 8 The Marshal shall make a full report under oath to the Board of Trustees on the first Monday of every month setting forth the number of dogs impounded by him or his assistants the number returned and by whom, number killed and buried and the total number of dogs paid support together with the names of all

persons to whom duplicate tags have been issued as provided in the next section

Sec 9 Whenever a dog tag for the current year has been lost or stolen, the owner or person entitled to the possession of such dog may, on filing with the Marshal an affidavit of such loss and the payment of fifty cents, receive from the Marshal a duplicate tag for the remainder of the current year. The City Clerk shall take the affidavit required herein without charge.

Sec 10 All ordinances in conflict with this ordinance are hereby repealed.

Sec 11 This ordinance shall take effect from and after its passage.

Introduced Sept 19 1884 Passed Sept 26 1884  
 Ayes Furner, Tucker Payne Buchanan Johnson 5 yeas 0  
 Theodore Furner President of the Board of Trustees  
 Attest W W Granger City Clerk  
 Published in the Modesto Herald Oct 2nd 1884

State of California }  
 City of Modesto } 35

I W W Granger City Clerk of the City of Modesto do hereby certify that the foregoing is a true copy of the original ordinance ~~as published in the City of Modesto~~ <sup>as published in the City of Modesto</sup> and that the same has been published according to law

W W Granger

City Clerk City of Modesto

## Ordinance No 4

An ordinance to prevent the sale and use of  
Opium

The Board of Trustees of the City of Modesto do ordain  
as follows

Approved by No. 99.

Sec 1 Every person who, in the City of Modesto, opens  
keeps or maintains any room or place to which  
others resort for the purpose of smoking opium  
or any of its preparations or of inhaling the fumes  
of opium or any of its preparations and every  
person who frequents visits or resorts to any  
such room or place for any such purpose  
is guilty of a misdemeanor

Sec 2 Every person who in the City of Modesto opens  
keeps or maintains any room or other place where opium  
or any of its preparations are sold or given away  
and every person who resorts to, frequents, or visits  
such room or place, is guilty of a misdemeanor;  
provided that this section shall not apply  
to the sale or gift of any of the preparations  
of opium by any druggist for any ailment not  
caused by the use of opium or any of its  
preparations

Sec 3 Every person who in the City of Modesto, opens,  
keeps, maintains, or has charge of an opium "Layout"  
is hereby declared to be guilty of a misdemeanor.

Sec 4 Every person who in the City of Modesto, sells, gives  
away or keeps opium or any of its preparations  
in any place or room such as is described in  
Sections 1 and 2 of this ordinance is hereby declared to  
be guilty of a misdemeanor

Sec 5 The Marshal or any deputy or policeman or other  
person assisting either or all of them to make any  
arrest for the violation of any provision of this  
ordinance may use all force necessary to effect  
an entrance to any place described and prohibited  
herein, and a warrant issued for a violation of  
any of the provisions of this ordinance



Ordinance No 5

An ordinance defining vagrancy and fixing the punishment thereof.

The Board of Trustees of the City of Modesto do ordain as follows;

- Sec 1 Every healthy beggar who solicits alms, every person who lives in or about houses of ill fame, or houses of assignation, every common prostitute or common drunkard is guilty of vagrancy.
- Sec 2 Every person convicted of vagrancy is punishable by imprisonment in the City Jail, or the County Jail of the County of Stanislaus not exceeding three months, or by a fine of not more than one hundred dollars or by both such fine and imprisonment.
- Sec 3 All persons confined in the City or County Jail upon conviction of vagrancy shall be required to work in the chain gang of this city.
- Sec 4 Every beggar shall be presumed to be a healthy beggar until the contrary appears in evidence.
- Sec 5 Every person without visible means of living, who has the physical ability to work and who does not for the space of five days seek employment nor labor when employment is offered to him, every person who roams about from place to place without any lawful business, every idle or dissolute person or associate of known thieves or vagrants, who wanders about the streets at late or unseemly hours of the night, or who lodges in any place other than such as is kept for lodging purposes without the consent of the party entitled to the possession thereof is guilty of vagrancy.
- Sec 6 All ordinances in conflict with this ordinance are hereby repealed.
- Sec 7 This ordinance shall take effect from and after its passage.

Introduced Sept 19 1884 Approved Sept 26 1884  
 Ayes Turner Tucker Payne Brichman Johnson 5, noes  
 Theodore Turner President of the Board of Trustees  
 Attest Wulbranger City Clerk

\*Published in the Modesto Herald Oct 2nd 1884

I Wulbranger Clerk of the City of Modesto  
 do hereby certify that the above is a true <sup>and correct</sup> copy  
 of the original Ordinance No <sup>entitled An Ordinance defining the</sup> ~~5~~ <sup>and fixing the punishment thereof</sup>  
~~this office~~ and that the same has been  
 published according to law  
 Wulbranger City Clerk

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## Ordinance No 6

An ordinance to prevent animals from running at large in the City of Modesto and to establish a City Pound.

The Board of Trustees of the City of Modesto do ordain as follows:

- Sec 1 It shall be unlawful for any horse, ass, mule, hog, goat, sheep, bull, ox or cattle or any number of such animals to run at large in the corporate limits of the City of Modesto or to be herded or picketed in any street or alley either in the day time or the night time.
- Sec 2 It shall be the duty of the City Marshal to seize and impound any such animal or animals found so running at large or so herded or picketed.
- Sec 3 Whenever the City Marshal shall have seized or impounded any horse, ass, mule, bull, ox, cow, or any other horned animal that may in his judgement be of the value of twenty five dollars he shall immediately publish a notice of such impounding at least once in some newspaper published in the City of Modesto and he shall post notices on three Bulletin Boards established in three conspicuous places in the City of Modesto <sup>by the Board of Trustees</sup> such notices shall contain a description of the animal or animals so impounded and shall state that if not claimed within ten days and the costs and charges paid he will proceed to sell the same to the highest bidder.
- Sec 4 The City Marshal immediately after seizing and impounding any hog, goat, sheep or any other animal which in his judgement is not of the value of twenty five dollars shall post notices on the three City Bulletin Boards such notices to contain a description of the animal or animals so impounded and a statement that if not claimed within five days and the costs and charges paid he will proceed to sell the same to the highest bidder.
- Sec 5 Should no person claim such animal or animals and pay all costs and charges the City Marshal shall for all animals seized under authority of this ordinance

at the expiration of ten days, and for all animals seized under section 4 of this ordinance at the expiration of five days proceed to sell the same at the City Pound or at any other place designated by the Board of Finance at public auction and out of the proceeds of such <sup>sales shall</sup> retain the costs and charges herein allowed

the words "to sell" omitted, when copied and afterwards inserted by Clerk

Sec 6 All animals <sup>seized</sup> under sec 3 of this ordinance shall be subject to redemption by the owner (on proof of ownership) within thirty days from the date of sale by paying to the purchaser the amount of the purchase money with fifty percent added thereto, provided, that the percent added shall in no case be less than five dollars for each animal

Sec 7 There shall be taxed for the seizing and impounding of any horse, mule, ass, cow, or other horned animal the sum of two dollars; for their keeping fifty cents per day each; posting notices for each, one dollar; publishing notices fifty cents per square of nine lines nonparel type, for every hog, sheep, goat or other animal not enumerated for the seizing and impounding one dollar and twenty cents, for their keeping the sum of fifteen cents per day, for posting notices in each case fifty cents

Sec 8 The Marshal shall on or before the first day of each month pay into the City Treasury all moneys collected from such sales less the costs and charges enumerated in Sec 7 excepting one third the amount collected for seizing and impounding shall be paid into the City Treasury All the costs and charges (except the one third of the amount collected for seizing and impounding) collected under Sec 7 of this ordinance shall be kept and retained by the City Marshal for his own use and benefit and as full compensation for all services rendered and expenses incurred by him under the provisions of this ordinance

Sec 9 All moneys paid into the City Treasury under the provisions of this ordinance shall be for the benefit of the owner or owners of the animal or animals from the sale of which the money arose if such owner shall call for the same within three months and more subject to the order of the Board of Finance and City Clerk

that he is entitled thereto; but if he fails to call for the money, <sup>within three months</sup> it shall vest in the City

- Sec 10 Every person herding, picketing or turning loose that he may run at large any animal ~~that~~ enumerated in this ordinance into any street, alley, public square or other public place in the City of Modesto shall be subject to a fine of not more than twenty dollars and all costs
- Sec 11 None of the fees costs and charges mentioned in this ordinance shall ever be paid by the City of Modesto
- Sec 12 The City Marshal shall keep a book in which he shall record the date of the impounding and discharge of every animal, whether redeemed and by whom, or sold and to whom, the amount of taxes and costs on each collected and if sold the amount for which it was sold, the kind of every such animal impounded and whether it was seized under Sec 3 or Sec 4 of this ordinance. This book shall at all times be subject to the inspection of the Board of Trustees or any member of the same
- Sec 13 The City Marshal shall on the first day of every month, make a written report under oath to the City Clerk to be submitted by him to the Board of Trustees stating the amount received for every animal sold, the taxes and costs charged against the same and the amount from each if any paid into the City Treasury. He shall also name the purchaser of any animal sold under Sec 3 of this ordinance
- Sec 14 A City Pound is hereby established under the charge of the City Marshal and his assistants
- Sec 15 The location of the City Pound shall be at Thomas Wallace's corral
- Sec 16 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed
- Sec 17 This ordinance shall have effect from and after its passage  
 Passed and Dep. 9/1880  
 Ord. No. 26/1880

Ages Furness, Tucker, Payne Rockman, Johnson & Nov. 1.  
Meredith Furness  
President of the Board of Trustees

Attest W.W. Stranger City Clerk  
Published in the Modesto Herald Oct 2 1886

I W.W. Stranger City Clerk of the City of Modesto  
do hereby certify that the above is <sup>and correct</sup> a true copy of  
<sup>an ordinance to prevent animals from running at large in the City of Modesto</sup>  
<sup>and to establish a City Pound</sup> the original ordinance to be ~~published~~  
~~and~~ and that the same has been published accord-  
ing to law  
W.W. Stranger City Clerk  
1886

## Ordinance No 7

An ordinance fixing the punishment of Misdemeanor

The Board of Trustees of The City of Modesto do ordain as follows

Sec 1 Except where a different punishment is prescribed by ordinance every violation or breach of an ordinance is punishable by imprisonment in the City Jail or the County Jail of the County of Stanislaus for a period not to exceed three months or by a fine not to exceed three hundred dollars or by both such fine and imprisonment

Sec 2 All ordinances in conflict with this ordinance are hereby repealed

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
 Mess Turner Tucker Payne Brichman Johnson & nois o.  
 Theodore Turner President Board of Trustees  
 Attest W W Granger City Clerk  
 Published in Modesto Herald Oct 2 1884

I W W Granger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 7 entitled "An Ordinance fixing the punishment of misdemeanor" and that the same has been published according to law

W W Granger City Clerk

Ordinance No 8

An ordinance to establish a chain gang in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Any person imprisoned for violation of any ordinance of the City of Modesto may during such imprisonment (Sundays excepted) be required to work in or out of the Chain Gang of said city on the streets or other public property or works within said city under the order or direction of the Marshal

Sec 2 Every person who is required to labor under the provisions of this ordinance shall not be required to labor exceeding eight hours a day and shall be returned to the jail at the close of each days labor and the Marshal shall be responsible for the custody of said person during the time he is so employed

Sec 3 A Chain Gang is hereby established in the City of Modesto which shall be at all times in charge of the Marshal or a deputy duly appointed by the Marshal

Sec 4 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

Sec 5 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884

Ayes Sumner Tucker Payne Buchanan Johnson & 10 vs 0  
Theodor Sumner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Oct 2 1884

I W W Granger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 8 entitled "An ordinance to establish a Chain Gang in the City of Modesto" and that the same has been published according to law

W W Granger City Clerk

Ordinance No 9

An ordinance to establish City Bulletin Boards in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The Marshal shall provide and maintain at least three City Bulletin Boards for the posting of City Business Said boards shall be at least three feet wide and five feet long One of said boards shall be kept at the Post office one at the Recorders Court and one or more at some public place or places in said city

Sec 2 The cost of keeping and maintaining such boards shall be allowed from the General Fund of the City Treasury as other demands of the City Marshal are allowed

Sec 3 Said boards shall be plainly marked "City Bulletin Boards" "Post No Bills" and the putting of any bill or advertisement of any kind thereon by any person not authorized by the Board of Trustees shall be a misdemeanor punishable by a fine of not less than five nor more than one hundred dollars and the taking or defacing of any board or of any paper thereon by any person not authorized shall be punishable in like manner the Marshal shall take therefrom anything placed thereon without authority

Sec 4 All ordinances in conflict with this ordinance are hereby repealed

Sec 5 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
Oyes Turner, Tucker, Payne, Brichman, Johnson, 5 nays 0  
Theodor Turner President of the Board of Trustees  
Attest W W Spranger City Clerk  
W W Spranger City Clerk

do certify that the above is a true and faithful copy of Ordinance No 9 entitled "An ordinance to establish City Bulletin Boards in the City of Modesto" and that the same has been published according to law  
W W Spranger City Clerk

Ordinance No 10

An ordinance to keep minors at home nights

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be a misdemeanor for any minor under the age of eighteen years to be in any street or public place within the corporate limits of the City of Modesto except a lawful exhibition party or entertainment between the hours of 8 o'clock P.M. and 5 o'clock A.M. of the following day from the first day of November to the first day of April following, and of 9 o'clock P.M. and 5 o'clock A.M. of the following day from the first day of April to the first day of November following unless accompanied by the parent or guardian of such minor or unless having a written permit from such parent or guardian to be on a lawful brand

Sec 2 Any minor violating this ordinance may be arrested taken care of and detained by the Marshal until daylight after his arrest and the expenses of arresting taking care of him and returning him to his home shall be a charge against the parent guardian or other person having charge of such minor and shall be recovered by a civil action

Sec 3 All ordinances in conflict with this ordinance are hereby repealed

Sec 4 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
Agos Burner Tucker Payne Trichman Johnson & Mrs C  
Theodore Burner President of the Board of Trustees  
Attst W W Stranger City Clerk

Published in the Modesto Herald Oct 2 1884

I W W Stranger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 10 entitled "An ordinance to keep minors at home nights" and that the same has been published according to law

W W Stranger City Clerk

## Ordinance No 9

An ordinance to establish City Bulletin Boards in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

- Sec 1 The Marshal shall provide and maintain at least three City Bulletin Boards for the posting of City Business. Said boards shall be at least three feet wide and five feet long. One of said boards shall be kept at the Post office, one at the Recorders Court and one or more at some public place or places in said city.
- Sec 2 The cost of keeping and maintaining such boards shall be allowed from the General Fund of the City Treasury as other demands of the City Marshal are allowed.
- Sec 3 Said boards shall be plainly marked "City Bulletin Boards" "Post No Bills" and the putting of any bill or advertisement of any kind thereon by any person not authorized by the Board of Trustees shall be a misdemeanor punishable by a fine of not less than five nor more than one hundred dollars and the taking or defacing of any board or of any paper thereon by any person not authorized shall be punishable in like manner. The Marshal shall take therefrom anything placed thereon without authority.
- Sec 4 All ordinances in conflict with this ordinance are hereby repealed.
- Sec 5 This ordinance shall take effect from and after its passage.

Introduced Sept 19 1884 Passed Sept 26 1884

Eyes Turner, Tucker, Payne, Brichman, Johnson, S. Nowo  
Theodor Turner President of the Board of Trustees

Attest W W Sanger City Clerk

Included in the Modesto Herald Oct 2, 1884  
I W W Sanger City Clerk of the City of Modesto do certify that the above is a true and faithful copy of Ordinance No 9 entitled "An ordinance to establish City Bulletin Boards in the City of Modesto" and that the same has been published according to law.

W W Sanger City Clerk

Ordinance No 10

An ordinance to keep minors at home nights

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be a misdemeanor for any minor under the age of eighteen years to be in any street or public place within the corporate limits of the City of Modesto except a lawful exhibition party or entertainment between the hours of 8 o'clock P.M. and 5 o'clock A.M. of the following day from the first day of November to the first day of April following, and of 9 o'clock P.M. and 5 o'clock A.M. of the following day from the first day of April to the first day of November following unless accompanied by the parent or guardian of such minor or unless having a written permit from such parent or guardian to be on a lawful brand

Sec 2 Any minor violating this ordinance may be arrested taken care of and detained by the Marshal until daylight after his arrest and the expenses of arresting taking care of him and returning him to his home shall be a charge against the parent guardian or other person having charge of such minor and shall be recovered by a civil action

Sec 3 All ordinances in conflict with this ordinance are hereby repealed

Sec 4 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
Ayo Turner Tucker Payne Brichman Johnson & Co  
Theodor Turner President of the Board of Trustees  
Attist W. W. Branger City Clerk

Published in the Modesto Herald Oct 2 1884

I W. W. Branger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 10 entitled 'An ordinance to keep minors at home nights' and that the same has been published according to law

W. W. Branger City Clerk

## Ordinance No 11

An ordinance to keep minors out of saloons

The Board of Trustees of the City of Modesto do ordain as follows

- Sec 1 Any person in charge, temporarily or otherwise of any drinking establishment, where intoxicating drinks are sold as a business, who shall permit any minor to be, or remain, or drink in such establishment shall be guilty of a misdemeanor
- Sec 2 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884

Ayes Turner, Tucker, Payne, Brichman, Johnson, S. Does O.

Theodore Turner President of the Board of Trustees  
 Alast W W Granger City Clerk

Published in the Modesto Herald Oct 2nd 1884

I, W W Granger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 11, entitled "An ordinance to keep minors out of saloons" and that the same has been published according to law

W W Granger City Clerk

Repealed by No. 99

Ordinance No 12

An ordinance to prohibit the disturbance of the peace and quiet of the City

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be unlawful for the keeper of a saloon or reputed house of prostitution to permit hilarious or boisterous noises, or screaming, or screaming, or music, or carousal, or whooping, hallooing or yelling, or singing, so as to disturb the peace and quietness of the neighborhood in which such saloon or reputed house of prostitution is situated, in the night time after ten o'clock and any person violating this ordinance shall upon conviction thereof be punished by a fine not exceeding one hundred dollars or by imprisonment in the City Jail or the county jail of the County of Stanislaus not exceeding two months, or by both such fine and imprisonment

Sec 2 Any person who shall engage in making hilarious or boisterous noises, or screaming, or singing or carousal, or whooping or hallooing, or yelling or music in any saloon or reputed house of prostitution in the night time after ten o'clock so as to disturb the peace and quietness of the neighborhood in which such saloon or reputed house of prostitution is situated is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than one hundred dollars or by imprisonment in the City Jail or the County Jail of the County of Stanislaus not exceeding two months

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
Agnes Turner Queen Payson Richardson Johnson S. Ross &  
Theodore Turner President of the Board of Trustees  
Wm W. Hanger City Clerk  
Published in the Modesto Herald Oct 2 1884

W. W. Ganger City Clerk of the City of Modesto  
do hereby certify that the foregoing is a true  
and correct copy of Ordinance No. 15 entitled  
"an ordinance to prohibit the disturbance of the  
peace and quiet of the City" and that the same  
has been published according to law

W. W. Ganger City Clerk

OK

Repealed by  
No. 99

Ordinance No 13

An ordinance to prevent gambling

The Board of Trustees of the City of Modesto do ordain  
as follows

Sec 1 Every person who deals, plays, or carries on, opens  
or causes to be opened or conducts either as owner  
or employee for hire or otherwise any game of  
Monte, Roulette, Lansquenek, Rouge-et-Noir, Rondo, China  
Pan, Stud Poker, or any banking game played with  
cards, dice, or any other device for money, checks, credit,  
or any other representations of value is guilty of a  
misdemeanor

Sec 2 Every person who knowingly permits anything  
forbidden by the last section to be done in any house  
room or other place owned or rented by him or  
rented by his consent in whole or in part is guilty  
of a misdemeanor

Sec 3 Every person duly summoned as a witness in  
any proceedings had under this ordinance who  
neglects or refuses to attend as required is guilty  
of a misdemeanor

Sec 4 No person otherwise competent as a witness is  
privileged from testifying on any prosecution had  
under this ordinance on the ground that his  
testimony would tend to criminate himself  
but no prosecution can afterwards be had against  
him on the evidence so given nor can it be  
given in evidence against him  
Proceedings for contempt in Justice Courts shall  
apply to this ordinance

Sec 5 Any owner or lessee or keeper of any house  
used in whole or in part as a saloon or  
drinking place, who knowingly permits any  
person under twenty one years of age to play at  
any game of chance therein is guilty of a  
misdemeanor

Sec 6 Every officer of police must inform against and  
diligently prosecute persons whom he has  
reasonable cause to believe have violated against

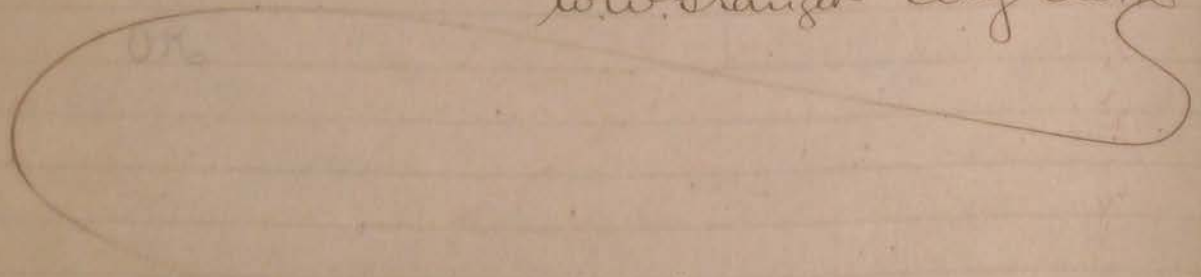
the provisions of this ordinance  
Failure to comply with the provisions of  
this ordinance shall be deemed a misdemeanor

Sec<sup>ty</sup> This ordinance shall take effect from and  
after its passage

Introduced Sept 19 1884 Passed Sept 26 1884  
by Turner Tucker Payne Brichman Johnson & Snow  
Theodore Turner President of the Board of Trustees  
Attest W.W. Grainger City Clerk

Published in the Modesto Herald Oct 2 1884

I, W.W. Grainger, City Clerk of the City of Modesto  
do certify that the foregoing is a true and  
correct copy of Ordinance No 13 entitled "An  
ordinance to prevent gambling" and that the  
same has been published according to law  
W.W. Grainger City Clerk



Ordinance No 14

Repealed by No 99

An ordinance to prohibit disorderly conduct and drunkenness within the limits of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Every person who shall make or create any loud or boisterous noise or who shall engage in quarreling fighting challenging to fight whooping hollering yelling singing or any riotous conduct so as to disturb the <sup>public</sup> peace or the peace or quiet of any neighborhood or who shall upon the public streets or other public places use any vulgar profane or obscene language is guilty of a misdemeanor punishable by a fine of not less than twenty dollars nor more than two hundred dollars or by imprisonment in the City Jail or the County Jail of the County of Stanislaus not less than ten days nor more than three months or by both such fine and imprisonment

Repealed by Ordinance No 99

Sec 2 Every person who shall be found drunk upon the public streets or in any public place or within the private property of another person without the consent of the owner or occupant thereof is punishable by a fine of not more than fifty dollars or by imprisonment in the City Jail or the County Jail of the County of Stanislaus not more than three months or by both such fine and imprisonment

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 9 1884 Passed Sept 26 1884  
Approved James Payne Chairman Johnson & Amos  
Theodore Turner President of the Board of Trustees  
Attest W W Granger City Clerk  
Published in the Modesto Herald Oct 2 1884

O, W W Granger, City Clerk of the City of Modesto do certify that the above is a true and correct

copy of Ordinance No 14 entitled "An ordinance to  
prohibit disorderly conduct and drunkenness  
within the limits of the City of Modesto" and that  
the same has been published according to law  
W.W. Seargey, City Clerk.

OK

Ordinance No 15

An ordinance to prohibit the discharge of fire arms and the carrying of deadly or concealed weapons within the corporate limits of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be unlawful for any person to unnecessarily discharge any fire arm within the corporate limits of the City of Modesto

~~Sec 2 It shall be unlawful for any person not being a public officer or traveller, not having a written permit from the President of the Board of Trustees to wear or carry concealed about his person within the corporate limits of the City of Modesto any pistol, slung shot, brass or iron knuckles, iron bars such as are usually carried by chimneyes, sand club, dirks or bowie knives or any other deadly or concealed weapons. Such persons and no others shall be deemed travellers within the meaning of this ordinance as may be actually engaged in making a journey at the time~~

~~Sec 3 The President of the Board of Trustees or in his absence the City Clerk may grant written permits to any peaceable person whose profession or occupation may require him to be out at late hours of the night to carry concealed deadly weapons for his own protection~~

Sec 4 Every person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than five nor more than one hundred dollars or be imprisoned in the City Jail or the County Jail of the County of Stanislaus not less than one day nor more than three months or by both such fine and imprisonment

Sec 5 This ordinance shall take effect from and after its passage

Introduced Sept 9, 1884 Passed Sept 26, 1884

Wm. H. Cross Mayor James B. Buchanan Treasurer

Theodore Turner President of the Board of Trustees  
Attest W.W. Granger City Clerk  
Published in the Modesto Herald Oct 2 1884

I, W.W. Granger, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 15 entitled "an ordinance to prohibit the discharge of fire arms and the carrying of deadly or concealed weapons within the corporate limits of the City of Modesto, and that the same has been published according to law

W.W. Granger City Clerk

Ordinance No 16

An ordinance fixing the salary of the City Clerk and the City Marshal

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The salary of the City Marshal shall be one thousand dollars for each and every year, exclusive of the fee allowed him by law, payable monthly

Sec 2 The salary of the City Clerk shall be four hundred dollars for each and every year payable monthly  
In addition to the above the City Clerk or his deputy shall, for each day of at least eight hours work while engaged in assessing the City property and running up the assessment roll receive the sum of four dollars

Sec 3 This ordinance shall take effect from and after its passage

Introduced Sept 26 1884 Passed Oct 3 1884  
Wm Turner Tucker Paym. B. Robinson Thos. S. Green  
Theodore Turner President of the Board of Trustees  
Attest W.W. Gray City Clerk  
Published in the Modesto Herald Oct 7 1884

I, W.W. Gray City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 16 entitled 'An ordinance fixing the salary of the City Clerk and the City Marshal' and that the same has been published according to law

W.W. Gray City Clerk

*The ordinance  
reference by Ord # 78*

### Ordinance No 17

An ordinance to provide a city license tax in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 An annual license tax is hereby levied on all business named in this ordinance within the corporate limits of the City of Modesto

Sec 2 A license must be procured before the commencement of any business or occupation liable to a license tax within the corporate limits of the city of Modesto and for any business or occupation already established within the limits of said city subject to a license tax as hereinafter provided

Sec 3 The City Clerk must prepare and have printed blank licenses to comply with the provisions of this ordinance with a blank receipt <sup>attached</sup> for the signature of the City Marshal when sold

Sec 4 The City Clerk must affix the city seal to, number, and sign all licenses, and from time to time deliver them to the City Marshal in such quantities as may be required taking his receipt thereof and charging him therewith giving in the entry the numbers and classes thereof. He must also keep in his office the stubs of all licenses delivered to the City Marshal and a ledger in which he must keep the Marshal's account for all licenses delivered to him, sold, or returned unsold by him. A correct statement of the Marshal's account must be certified to the City Treasurer each month by the City Clerk.

All licenses sold by the City Marshal must be countersigned by him.

Sec 5 Against any person required to take out a license who fails, neglects, or refuses to take out such license or who carries on or attempts to carry on business without such license the City Marshall may direct suit in the name of the City of Modesto

and in such cases either the City Marshal or the City Attorney may make the necessary affidavit for and a writ of attachment may issue without any bonds being given on behalf of the Plaintiff

Fifteen dollars must be added to the judgement and costs to be collected from the defendant, and when collected five dollars thereof must be paid to the City Marshal and ten dollars to the City Attorney prosecuting the suit

Sec 6 The City Marshal must make diligent inquiry as to the persons in the corporate limits of the City of Modesto liable to pay license as provided in this ordinance and must require each person to state under oath or affirmation the probable amount of business which he, or the firm of which he is a member or for which he is an agent or attorney, or the association or corporation of which he is president secretary or managing agent will do in the next succeeding three months or the time for which he desires to take out said license not exceeding the remainder of the license year and thereupon such person agent attorney president secretary or other officer must procure a license from the City Marshal for the term desired and the class for which such party is liable to pay

In all cases where an underestimate has been made by the party applying the party making such underestimate or the company he represents are required to pay for a license for the next quarter double the sum otherwise required

Sec 7 For each license issued the City Marshal must collect a fee of one dollar which he may retain for his own use and benefit

Sec 8 The license year must commence on the fifteenth day of October in each year and each quarter shall commence on the fifteenth day of October the fifteenth day of January the fifteenth day of April or the fifteenth day of July

Licenses for business established must commence from the first of a quarter and must

not be issued for less than three months nor longer than the license year in which it is issued

For persons commencing business the license must date from the commencement of the business sought to be licensed and if more than one month of the quarter in which it is issued has expired it must extend to the end of the next succeeding quarter or to the close of the license year

Sec 9 On the first Monday in each month the City Marshal must return to the City Clerk all licenses unsold and be credited therewith and shall report to him the names of all persons to whom licenses have been issued the date of each for what the time when each expires and the amount of each and must with the City Clerk appear at the City Treasurer's office and pay into the City Treasury for the use of the General Fund all moneys collected for licenses sold during the preceding month taking the Treasurer's receipt therefor and filing a duplicate thereof with the City Clerk. The City Clerk must credit the City Marshal and charge the City Treasurer therewith

Sec 10 Auctioneers are divided into two classes and Auctioneers must obtain licenses from the City Marshal as follows

First Those whose average monthly sales amount to more than three thousand dollars constitute the first class and must pay a license tax of twenty five dollars per quarter

Second Those whose average monthly sales amount to less than three thousand dollars constitute the second class and must pay a license tax of eight dollars per quarter

Sec 11 Every person who sells spiritous malt or fermented liquor or wine in less quantities than one quart must obtain a license from the City Marshal which must be for the sum of twenty dollars per quarter

Sec 12 Licenses must be obtained for the purposes hereinafter named and the City Marshal must require payment as follows

First For each Billiard Bagatelle or Pool Table not kept exclusively for family use three dollars per quarter

Alley For each bowling alley five dollars per quarter for each alley

Shooting For each shooting gallery ten dollars per quarter for each gallery

Shows Second For each caravan ————— menagerie or any collection of animals circus or other acrobatic performance for pay twenty-five dollars per day

For each side show or shows for pay of any figures neomancers jugglers magicians wire or rope performance or sleight of hand exhibition five dollars per day

Theaters Third For each theater or other place of amusement if for three days or less five dollars per day for each day exceeding three days three dollars per day provided that subdivision three of this section does not apply to exhibitions or entertainments given for the benefit of churches schools or other charitable entertainments by any amateur dramatic association or literary society

Sec. 3. Every person who at a fixed place of business sells any goods wares or merchandise wares or distilled liquors in quantities of more than one quart drugs medicines jewelry or wares of precious metals whether on commission or otherwise (except such as are sold by auctioneers at public sale under license) must obtain from the City Marshal a license and pay per quarter an amount to be determined by the class in which such person is placed by the City Marshal. Such business is to be classified and arranged by the average monthly sales made at the following rates

1st class \$10000  
First Those who are estimated to make sales to the amount of twenty thousand dollars or more per month constitute the first class and must pay ten dollars per month

2nd \$700  
Second Those who are estimated to make sales to the amount of ten thousand dollars and less than twenty thousand dollars per month constitute the second class and must pay seven dollars per month

3rd \$400  
Third Those who are estimated to make sales to the amount of five thousand dollars and less than ten thousand dollars per month constitute the third class and must pay four dollars per month

4th  
25<sup>th</sup> Fourth Those who are estimated to make sales to the amount of two thousand dollars and less than five thousand dollars per month constitute the fourth class and must pay two dollars and fifty cents per month

5th  
15<sup>th</sup> Fifth Those who are estimated to make sales to the amount of one thousand dollars and less than two thousand dollars per month constitute the fifth class and must pay one dollar and fifty cents per month

6th  
10<sup>th</sup> Sixth Those who are estimated to make sales to the amount of less than one thousand dollars per month constitute the sixth class and must pay one dollar per month

Dec 14  
Stables All persons who carry on the business of livery and feed stables or feed stables must pay license as follows

*This section  
relates to  
the 1865  
act*

All persons carrying on the business of livery and feed stables must pay a license tax of nine dollars per quarter

All persons carrying on the business of feed stables must pay a license tax of four dollars and fifty cents per quarter

Dec 15  
Banking Persons companies or corporations engaged in banking loaning money at interest or in buying or selling notes bonds or other evidences of indebtedness of private persons or in buying or selling state city or county stocks bonds or notes or other evidences of indebtedness of incorporated companies are divided into five classes and must pay license as follows

1st  
20<sup>th</sup> First Those doing business in the aggregate to the amount of eighty thousand dollars or over per quarter constitute the first class and must pay thirty dollars per quarter

2nd  
10<sup>th</sup> Second Those doing business in the aggregate to the amount of forty thousand dollars and less than eighty thousand dollars per quarter constitute the second class and must pay twenty dollars per quarter

3rd  
10<sup>th</sup> Third Those doing business in the aggregate to the amount of twenty thousand dollars and less than forty thousand dollars per quarter constitute the third class and must pay twelve dollars per quarter

4th  
10<sup>th</sup> Fourth Those doing business in the aggregate to the amount of five thousand dollars and less than twenty thousand dollars per quarter constitute the fourth

5th  
300  
class and must pay six dollars per quarter  
Fifth Those doing business in the aggregate of less than five thousand dollars per quarter constitute the fifth class and must pay three dollars per quarter

Dec 16  
Real Estate 300  
All persons engaged in the real estate business must obtain a license and pay for the same three dollars per quarter

Dray Expenses 300  
All persons engaged in the draying or express business hauling goods for hire must obtain a license and pay for the same three dollars per quarter

Gas 1200  
Persons companies or corporations engaged in manufacturing and selling gas to the citizens of the City of Modesto must obtain a license and pay for the same twelve dollars per quarter

Water 200  
Persons companies or corporations engaged in selling water to the citizens of the City of Modesto must obtain a license and pay for the same twenty dollars per quarter

Dec 17  
Peddlers 500  
Every traveling merchant hawkler or peddler who sells goods wares or merchandise of any kind other than agricultural productions of his own raising on any street alley or sidewalk or other place in the City of Modesto must pay a license tax of five dollars per month  
Licenses issued under this section may be issued by the month

Dec 18  
Penishment  
Every person who commences or carries on any business profession or calling for the transaction or carrying on of which a license is required by this ordinance without taking out or procuring the license required by this ordinance is guilty of a misdemeanor

Dec 19  
This ordinance shall take effect from and after its passage  
Introduced Sept 26 1884  
Passed Oct 6 1884

Ayes Turner Tucker Payne Brickman Johnson 5 Ayes  
Theodore Turner President of the Board of Trustees  
Attest W W Granger City Clerk

No Ord. 19 and Oct 1 1884

Published in the Modesto Herald Oct 9 1884

I, W. W. Branger City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 17 entitled "An Ordinance to provide a license tax in the City of Modesto" and that the same has been published according to law

W. W. Branger City Clerk

OK

## Ordinance No 18

An ordinance fixing the rate of interest on unpaid warrants of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Dec 1 All warrants presented to the City Treasurer before Oct 1st 1885 and not paid for want of money in the fund upon which such warrants are drawn shall bear interest at the rate of seven per cent per annum from the date of such presentation until paid provided that where a special contract or agreement to the contrary exists no interest shall be allowed

Dec 2 This ordinance shall take effect from and after its passage

Introduced Oct 3rd 1884 Passed Oct 10th 1884  
 Ayes Tucker Payne Brichman Johnson H. How O  
 James Johnson President pro tem of the Board of Trustees  
 Attest W W Branger City Clerk

Published in the Modesto Herald Oct 25 1884

I W W Branger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 18 entitled "An ordinance fixing the rate of interest on unpaid warrants of the City of Modesto" and that the same has been published according to law

W W Branger City Clerk

Ordinance No 19

An ordinance amending Section 16 of Ordinance No 17  
entitled "An ordinance to provide a city license tax in  
the City of Modesto"

The Board of Trustees of the City of Modesto do  
ordain as follows

Section 16 of Ordinance No 17 entitled "An ordinance  
to provide a city license tax in the City of Modesto"  
is hereby amended by adding the following to wit

Every person firm or corporation engaged in the  
business of slaughtering cattle calves sheep hogs or other  
livestock in the corporate limits of the City of Modesto  
must obtain a license and pay for the same five  
dollars per quarter

Every person firm or corporation keeping a  
laundry used exclusively for that purpose and  
where there are two or more persons engaged in it  
must obtain a license for each laundry and pay  
for the same five dollars per quarter

Every person firm or corporation engaged in  
the business of insurance in the corporate limits  
of the City of Modesto must obtain a license and pay  
for the same five dollars per quarter

Every person engaged in the business of bill posting  
in the corporate limits of the City of Modesto must  
obtain a license and pay for the same five  
dollars per quarter

Anyone doing business contrary to the provisions  
of this Ordinance is guilty of a misdemeanor

This ordinance shall take effect from and  
after its passage

Introduced Oct 10 1884 Passed Oct 14 1884

Alex Turner Mayor Payne Brichman Johnson & Sons

Theodore Turner President of the Board of Trustees

Attest W.W. Swanger City Clerk

Published in the Modesto Herald Oct 23 1884

I, W.W. Swanger City Clerk of the City of Modesto do hereby  
certify that the above is a true and correct copy of Ordinance  
No 19 entitled "An ordinance amending section 16 of Ordinance No 17 entitled "An  
ordinance to provide a city license tax in the City of Modesto"  
and that the same has been published according to law

W.W. Swanger City Clerk

Amended by Ordinance No 19

Ordinance No 20

An ordinance to prevent street filling within certain limits and to prevent obstruction of streets by builders

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be unlawful for any person to fill any dirt or other material in or to remove any dirt or other material from any street or alley within the following named bounds within the City of Modesto

Commencing at the intersection of G and 12 streets running from thence along the east side of 12th street to the intersection of 12th and H streets thence along the south side of H street to the intersection of G and 9th street thence along the west side of 4th street to the intersection of 9th and J streets thence along the north side of J street to the place of beginning except it be by authority of the city provided that permission may be granted by the President of the Board of Trustees on recommendation of the street committee

Sec 2 It shall be unlawful for any person firm or corporation to occupy more than one third of the street measuring from the line of the building in the construction of new buildings or in the repairing of those already constructed

Sec 3 Any person violating any of the provisions of this ordinance is guilty of a misdemeanor

Sec 4 This ordinance shall take effect from and after its passage

Introduced Oct 17 1884 Passed Oct 24 1884

Ayes Turner Payne Johnson 3 Ayes Buchanan 1

Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

I, W W Granger, City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 20 entitled "An ordinance to prevent street filling within certain limits and to prevent obstruction of streets by builders" and that the same has been published according to law

W W Granger City Clerk

## Ordinance No 21

An ordinance to prevent communication with city prisoners

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Any person who shall talk or communicate with any prisoner in the custody of the Marshal or his deputy without the consent of the Marshal or his deputy is guilty of a misdemeanor

Sec 2 This ordinance shall take effect from and after its passage

Introduced Oct 24 1884 Passed Oct 31 1884

ays Tucker Payne Buchanan Johnson & Davis

James Johnson President pro tem of the Board of Trustees

Attest W W Grainger City Clerk

Published in the Modesto Herald Nov 6 1884

I W W Grainger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 21 entitled "An Ordinance to prevent communication with city prisoners" and that the same has been published according to law

W W Grainger City Clerk

OK

## Ordinance No 22

An ordinance declaring opium "Layouts" nuisances.

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 An opium "Layout" is hereby declared to be a nuisance and the City Marshal shall seize all opium "Layouts" and destroy them

Sec 2 This ordinance shall take effect from and after its passage

Introduced Oct 24 1884 Passed Oct 31 1884

Ayes Tucker Payne Brichman Johnson & Aves 0  
James Johnson President of the Board of Trustees  
Attest W W Granger City Clerk

Published in the Modesto Herald Nov 6 1884

I W W Granger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 22 entitled "An ordinance declaring opium "Layouts" nuisances" and that the same has been published according to law

W W Granger City Clerk

## Ordinance No 23

An ordinance to prevent escapes

The Board of Trustees of the City of Modesto do ordain as follows.

- Sec 1 Any prisoner escaping from the jail or custody of the City Marshal is guilty of a misdemeanor
- Sec 2 Every person aiding abetting advising or assisting a prisoner to escape is guilty of a misdemeanor
- Sec 3 Every prisoner who shall escape contrary to the provisions of this ordinance, in addition to the other penalties prescribed by law or ordinance shall be punished by being required to wear a uniform of striped clothing such as shall be provided by the City Marshal under the instructions of the Board of Trustees

Sec 4

This ordinance shall take effect from and after its passage  
 Introduced Oct 24 1884 Passed Oct 31 1884

Ayes Tucker Payne Bridgman Johnson 4 Nays 0  
 James Johnson President pro tem of the Board of Trustees  
 Attest W W Branger City Clerk

Published in the Modesto Herald Nov 6 1884

I, W W Branger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 23 entitled "An ordinance to prevent escapes" and that the same has been published according to law

W W Branger City Clerk

OK

Ordinance No 24

An ordinance to prevent the keeping of swine or more than two cows within certain limits in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 No person or persons shall keep or cause to be kept any swine whatsoever nor more than two cows within that portion of the City of Modesto bounded by the original RR survey of the Town of Modesto

Sec 2 Every person violating any of the provisions of this ordinance is guilty of a misdemeanor

Sec 3 This ordinance shall take effect from and after its passage

Introduced Oct 24 1884 Passed Oct 31 1884

Ayes Tucker Payne Brichman Johnson + Aroso  
James Johnson President protem of the Board of Trustees  
Attest W W Branger City Clerk

Published in the Modesto Herald Nov 6 1884

I, W W Branger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 24 entitled "An ordinance to prevent the keeping of swine or more than two cows within certain limits in the City of Modesto" and that the same has been published according to law

W W Branger City Clerk

OK

## Ordinance No 25

An ordinance fixing the official width of sidewalks in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The official width of sidewalks on streets in the City of Modesto shall be twelve feet measuring from the line of the blocks and including curbing

Sec 2 This ordinance shall take effect from and after its passage

Introduced Nov 14 1884 Passed Nov 21 1884

Ayes Turner Tucker Payne Johnson 4 Nays 0

Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Nov 27 1884

I W W Granger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 25 entitled "An ordinance fixing the official width of sidewalks on streets in the City of Modesto" and that the same has been published according to law

W W Granger City Clerk

## Ordinance No 26

An ordinance to prohibit the wearing and carrying of concealed weapons.

The Board of Trustees of the City of Modesto do ordain as follows.

- Sec 1 Any person who shall wear or carry about his person concealed or nearly concealed a pistol shing shot brass or iron knuckles iron bar sand club dirk or bowie knife or any deadly weapon shall be guilty of a misdemeanor.
- Sec 2 A defendant prosecuted under the preceding section may show if he can on the trial that he is a public officer or that he has a written permission from the Board of Trustees to carry the weapon concealed and such defense if proved shall entitle the defendant to an acquittal.
- Sec 3 All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Sec 4 This ordinance shall take effect from and after its passage.

Introduced Nov 4 1884 Passed Nov 21 1884  
 Ayo Turner Tucker Payne Johnson & Ayo  
 Theodore Turner President of the Board of Trustees  
 Attest W W Granger City Clerk

Published in the Modesto Herald Nov 27 1884

I W W Granger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 26 entitled "An ordinance to prohibit the wearing and carrying of concealed weapons" and that the same has been published according to law.

OK

W W Granger City Clerk

Ordinance No 27

An ordinance providing for the fees of the City Recorder in criminal cases

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The City Recorder shall receive for his services in criminal prosecutions for violation of city ordinances the same fees allowed by law for justices of the peace for like services

Sec 2 This ordinance shall take effect from and after its passage

Introduced Oct 24 1884 Passed Nov 21 1884

Ayes Turner Tucker Payne Johnson 4

Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Nov 27 1884

I, W W Granger City Clerk of the City of Modesto do hereby certify that the above is a true and faith correct copy of Ordinance No 27 entitled "An ordinance providing for the fees of the City Recorder in criminal cases" and that the same has been published according to law

W W Granger City Clerk

Ordinance, No 28

An ordinance to prevent the keeping of swine or more than two cows within certain limits in the city of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

- Sec 1 No person or persons shall keep or cause to be kept any swine whatsoever nor more than two cows within that portion of the city of Modesto bounded as follows Commencing at a redwood stake marked  $E\frac{1}{2}$   $NW\frac{1}{4}$  Sec 32 standing at the southwest corner of the east half of the north west quarter of section 32 in township 3 south of range 9 east said corner being the south west corner of the Town of Modesto on the San Joaquin Division of the G.P.R.R. running thence north on the west boundary of said Town one mile thence east on the north boundary of said Town one mile thence south on the east boundary of said Town to the intersection of said east boundary with D street in the said town of Modesto thence along D street in said town to 7th street in said town thence along said 7th street in said town to F street in said town thence along said F street to 5th street in said town thence along said 5th street to H street in said town thence along said H street to the place of beginning
- Sec 2 Every person violating any of the provisions of this ordinance is guilty of a misdemeanor
- Sec 3 All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed
- Sec 4 This ordinance shall take effect from and after its passage Introduced Nov 21 1884 Passed Nov 28 1884

Ayes James Payne Brickman 3 Ayes 0  
Theodore Turner President of the Board of Trustees  
Attest W W Branger City Clerk

Published in the Modesto Herald Dec 11 1884

I W W Branger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 28 entitled an ordinance to prevent the keeping of swine or more than

two rows within certain limits in the city of Modesto and that the same has been duly published according to law

W W Stranger City Clerk

016

## Ordinance No 29

An ordinance to define and punish nuisances and offences against the public health and safety

The Board of Trustees of the City of Modesto do ordain as follows

Secs Any of the following acts or things done or being within the city of Modesto is, hereby declared to be a nuisance

1st All filth garbage rubbish or refuse of any kind thrown or being in or upon any part of any cistern street alley public square or gutter or in or upon any place accustomed to be travelled by the public though not a public highway

2nd All filth garbage rubbish or refuse of any kind thrown or being on any private premises when the same emits any noxious odor or is in any way prejudicial to the public health

3rd Every privy cesspool sink sewer gutter or drain emitting any noxious odor or any gas or effluvia prejudicial to the public health or in such condition by reason of defective construction or want of repair as to be liable to emit such odor gas or effluvia

4th Every slaughter house and every carcass of any dead animal except such as are killed and kept for food

5th All pools of stagnant water

6th Every business trade or occupation or act by which any odor gas or effluvia is created annoying to the public or directly prejudicial to the public health

If any cesspool or other excavation in any street or alley whether covered over or otherwise and any excavation on private property which is not enclosed by a substantial fence except such as are expressly allowed by license granted by the Board of Trustees

8th Every obstruction in any part of any street alley sidewalk gutter or cistern or in any place though not a public highway through or over which the public travel and everything in such highway or place likely to render travel over the same dangerous

9th All water which shall be caused or suffered to run across or upon any sidewalk street or alley in such a manner as to cause inconvenience to persons travelling on the same

10th Every act or thing which necessarily and naturally produces annoyance or injury to the public

Sec 2 Every house room or place (except licensed drug stores) where opium or any preparation or compound thereof is vended distributed or given away and every house room or place where opium or any preparation thereof is permitted to be smoked or otherwise consumed without reward or for hire or reward is hereby declared to be a nuisance

Sec 3 Any person found guilty of committing maintaining or permitting any nuisance who shall after such conviction fail to immediately abate such nuisance or to immediately commence such abatement and diligently prosecute the same to completion is guilty of a misdemeanor

Sec 4 In every prosecution under any of the provisions of this ordinance it shall be the duty of the Recorder to order the nuisance to be abated if the same has not already been abated

Sec 5 Every nuisance declared to be such by any ordinance is a public nuisance and shall be abated by the Marshal at the expense of the person permitting causing or maintaining it and such expense may be recovered by civil suit in the name of the City of Modesto unless such nuisance is immediately abated by the person committing causing or maintaining the same

Sec 6 Any person who shall violate any provision of this ordinance shall be punished by a fine not exceeding three hundred dollars or by imprisonment in the City Jail or the county jail of Stanislaus County not exceeding three months or by both such fine and imprisonment

Sec 7 This ordinance shall take effect from and after its passage

Introduced Nov 21 1884 Passed Dec 2 1884

Agts Turner Tucker Payne Brichman Johnson & Ross  
Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Dec 4 1884

I W W Granger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 29 entitled "An ordinance to define and punish nuisances and offenses against the public health and safety" and that the same has been published according to law

W W Granger City Clerk

## Ordinance No 30

An ordinance to prohibit hitching animals within certain limits

Dec Page 54

For Ord. as amended

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 No animals or teams shall be allowed to be hitched within the following limits in the City of Modesto  
 on H street between 9th and 11th streets  
 on I street between 9th and 11th streets  
 on 10th street between G and J streets  
 on the east side of 9th street between G and I streets  
 provided that merchants may maintain one hitching post each in front of their places of business to which to hitch their delivery teams by building platforms for the animals to stand on provided said platforms do not obstruct the streets or gutters

Sec 2 All hitching posts or racks in the above named limits must be removed forthwith by the parties owning the same

Dec 20 repealed by Ord. No 35

Sec 3 It is hereby declared to be a misdemeanor for anyone to maintain hitching posts or racks or to hitch teams or animals within the aforesaid limits except as provided for in Sec 1 of this ordinance or to tie or hitch any animal or animals to any tree lamp post sign post or awning post in the City of Modesto

Sec 4 This ordinance shall take effect from and after its passage

Introduced Nov 28 1884 Passed Dec 5 1884

Am Turner Recorder Payne Brickman Johnson &

Theodore Turner President of the Board of Trustees

Attest W W Branger City Clerk

Ordinance No 31

An ordinance to prevent disorderly conduct and drunkenness

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Any person who commits a breach of the peace or participates in an affray is guilty of a misdemeanor

Sec 2 Any person who disturbs the peace by loud or boisterous noises or by engaging in quarreling fighting challenging to fight whooping hollering yelling singing shouting or by any riotous conduct is guilty of a misdemeanor

Sec 3 Every person who in a public place or street uses vulgar profane or obscene language is guilty of a misdemeanor

Sec 4 Any person who is found drunk in a street or public place or on the property of another without the consent of the owner or occupant of such property is guilty of a misdemeanor

Sec 5 Any person who shall violate any of the provisions of this ordinance shall be fined in a sum not more than 300 dollars or imprisoned in the City Jail of the City of Modesto or the county jail of the County of Stanislaus not more than three months or by both such fine and imprisonment

Sec 6 All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed

Sec 7 This ordinance shall take effect from and after its passage

Introduced Nov 20 1884 Passed Dec 5 1884

Ayas Turner Picket Payne Buchanan Johnsons

Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

I W W Granger City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No 31 entitled An ordinance to prevent disorderly conduct and drunkenness and that the same has been published according to law

W W Granger City Clerk

Vol 5, Book 2, p 212  
General: July 20, 1884

Ordinance No 32

An ordinance amending Section 16 of Ordinance No 17 entitled An ordinance to provide a City License Tax in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Section 16 of Ordinance No 17 entitled An ordinance to provide a City License Tax in the City of Modesto is hereby amended to read as follows

All persons engaged in the real estate business must obtain a license and pay for the same three dollars per quarter

All persons engaged in the draying or express business hauling goods for hire must obtain a license and pay for each vehicle three dollars per quarter

Persons companies or corporations engaged in manufacturing and selling gas to the citizens of the City of Modesto must obtain a license and pay for the same twelve dollars per quarter

Persons companies or corporations engaged in selling water to the citizens of the City of Modesto must obtain a license and pay for the same twenty dollars per quarter

Every person company or corporation engaged in the business of slaughtering cattle calves sheep hogs or other live stock must obtain a license and pay for the same five dollars per quarter

Every person company or corporation keeping a laundry used exclusively for that purpose and where two or more persons engage in it must obtain a license for each laundry and pay for the same five dollars per quarter

Every person engaged in the business of bill posting must obtain a license and pay for the same five dollars per quarter

Every person firm or corporation engaged in the business of insurance as agent or agents of or for any insurance company or combination of companies must obtain a license and pay for the same five dollars per quarter

Every person company or corporation engaged in manufacturing soda or mineral water must obtain a license and pay for the same three dollars per quarter

Sec 2 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

Sec 3 This ordinance shall take effect from and after its passage

Introduced Dec 5 1884

Passed Dec 12 1884

Ayes Tracy, Turner Payne Brichman Johnson 5  
Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Herald Dec 18 1884

I W W Granger City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 32 entitled "An ordinance amending Section 16 of Ordinance No 17 entitled 'An ordinance to provide a City License Tax in the City of Modesto'" and that the same has been published according to law

W W Granger City Clerk

Ordinance No 33

See Page 54 for  
Ord as amended

An ordinance amending Section 2 of Ordinance No 30 entitled "An ordinance to prohibit hitching animals within certain limits"

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Section 2 of ordinance No 30 entitled "An ordinance to prohibit hitching animals within certain limits is hereby amended to read as follows

All hitching posts or racks in the above named limits are hereby declared to be nuisances and must be removed forthwith by the parties owning or maintaining the same when notified to do so by the City Marshal and if the party or parties owning keeping or maintaining such posts or racks shall fail to remove and abate such posts or racks after being so notified the City Marshal shall abate the same at the expense of the guilty party or parties which expense may be recovered in civil suit in the name of the City of Modesto

Sec 2 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

Sec 3 This ordinance shall take effect from and after its passage. Introduced Dec 26 1884 Passed Jan 2 1885

Jos Turner Mayor Payne Johnson &

Theodore Turner President of the Board of Trustees  
Attest W W Granger City Clerk

Published in the Daily Republican Jan 2 1885

I W W Granger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 33 entitled "An ordinance amending Section 2 of Ordinance No 30 entitled an ordinance to prohibit hitching animals within certain limits" and that the same has been published according to law

W W Granger City Clerk

## Ordinance No 30 (as amended Jan 2 1885)

An ordinance to prohibit hitching animals within certain limits

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 No animals or teams shall be allowed to be hitched within the following limits in the City of Modesto

On H street between 9th and 11th streets

On I street between 9th and 11th streets

On 10th street between H and J streets

On the east side of 9th street between G and I streets

provided merchants may maintain one hitching post each in front of their places of business to which to hitch their delivery teams by building platforms for the animals to stand on provided said platforms do not obstruct the streets or gutters

Sec 2 All hitching posts or racks in the above named limits are hereby declared to be nuisances and must be removed forthwith by the parties owning or maintaining the same when notified to do so by the City Marshal and if the party or parties keeping owning or maintaining such posts or racks shall fail to remove and abate such posts or racks after being so notified the City Marshal shall abate the same at the expense of the guilty party or parties which expense may be recovered by civil suit in the name of the City of Modesto

Sec 3 It is hereby declared to be a misdemeanor for any one to maintain hitching posts or racks or to hitch teams or animals within the aforesaid limits except as provided in section 1 of this ordinance or to tie or hitch any animal or animals to any tree lamp post sign post or awning post in the City of Modesto

Sec 4 This ordinance shall take effect from and after its passage

Introduced Nov 28 1884 Passed Dec 3 1884

Agnes Turner Susan Payne Brichman Johnson

Modesto Turner President of the Board of Trustees

Attest W W Branger City Clerk

Enacted by Ordinance No 30 Jan 2 1885

Published in the Modesto Daily Republican Jan 22/885

I W W Granger City Clerk of the City of Modesto do  
certify that the above is a true and correct copy of  
Ordinance No 30 entitled "An ordinance to prohibit  
hitching animals within certain limits" as amended  
January 2, 1885 and that the same has been  
published according to law

W W Granger City Clerk

Ordinance No 34

An ordinance establishing Fire Limits in the city of Modesto

The Board of Trustees of the city of Modesto do ordain as follows

Sec 1. The fire limits within the city of Modesto shall comprise Blocks and parts of Blocks hereinafter named to wit all the Blocks and parts of Blocks within the following limits

Commencing at a point where the easterly side of 8th street intersects the northerly line of lot 24 in blocks 56 and running thence in an easterly direction along the northerly line of lots 24 and 25 in said block 56 to 10th street thence across 10th street to where the easterly line of 10th street intersects the northerly line of lot 24 in block 68 thence in an easterly direction along the northerly line of lot 24 in said block 68 to the alley in said block thence in a southerly direction along said alley across I and H streets to its intersection with the northerly line of lot 24 in block 70 thence in a westerly direction along the northerly line of lot 24 in said block 70 to 10th street thence across 10th street in the same direction to the easterly line of block 54 thence in a southerly direction along said line to its intersection with the northerly line of G street thence in a westerly direction along said line to its intersection with the easterly line of 9th street thence in a northerly direction along said line to the place of beginning making said fire limits to comprise all of blocks 54 and 55 the southerly half of block 56 the southerly half of the westerly half of block 68 the westerly half of block 69 and the northerly half of the westerly half of block 70

Sec 2. The exterior and center walls of all buildings hereafter erected within the limits described in section 1 of this ordinance and the exterior and center walls of all buildings hereafter erected in any block or part of block in said city of Modesto after it shall be declared by ordinance to be a fire limit shall be constructed of brick or stone or

iron with parts and fire walls rising at least two feet above the roof on all sides and all roofs shall be covered with such material as shall afford protection against fire

Sec 3 The center and exterior walls of all buildings hereafter to be erected within the fire limits shall for a two story building be not less than twelve inches in thickness and if more than two stories the walls of the first shall be not less than sixteen inches and the second and third stories not less than twelve inches in thickness

Sec 4 No wooden building shall be constructed within the fire limits nor shall any addition be made to any building without permission of the Board of Trustees which permit shall express fully the nature and extent of the additions to be made provided the Board of Trustees may allow the construction of a wooden building within the fire limits should they deem it <sup>to be</sup> for the best interests of the city and provided further that a written certificate be obtained of a majority of the property owners within that portion of the block included within the fire limits in which the proposed building to be erected is situated stating that they consent to the erection of the building

Sec 5 Any person or persons who shall in any manner assist in the construction of any building structure or superstructure or who shall perform labor thereon in violation of the provisions of this ordinance or who shall permit any building structure or superstructure to be constructed, or added to in violation of any of the provisions of this ordinance shall be guilty of a misdemeanor

Sec 6 The President of the Board of Trustees the City Clerk and the City Marshal are hereby constituted a Board denominated the Board of Fire Wardens of the City of Modesto whose duty is to see that the provisions of this ordinance are carried out

Sec 7 Whenever in the judgement of the Board of Fire Wardens any building wall chimney or superstructure from any cause whatever be in a situation to be dangerous to persons or property the City Marshal shall immediately give notice to the owner or

or owners of such building wall chimney or smokestacks or to his her or their agent or the person having control thereof to remove or repair the same forthwith and the person receiving such notice shall within three days after receiving such notice comply with the requirements thereof

Sec 8 If any wooden building shall at any time in the judgement of the Fire Wardens be damaged by fire to the extent of one half its value the City Marshal shall notify the owner or owners or his her or their agent or the person having control of such building that said building cannot be repaired or rebuilt with wood but must be removed in a reasonable length of time provided that if the owner is not satisfied with the judgement of the Fire Wardens as to the extent of the damage the same shall be determined by arbitration of competent mechanics the owner selecting one arbitrator the Board of Fire Wardens one and they two shall select a third and the decision of a majority shall be final and conclusive

All expenses of the arbitration shall be paid by the owner

Sec 9 Any person violating any of the provisions of this ordinance shall be guilty of a misdemeanor and on conviction thereof shall be punished by a fine not more than three hundred dollars or by imprisonment in the City Prison not more than three months or by both such fine and imprisonment

Sec 10 The Board of Fire Wardens are hereby directed to see that the provisions of this ordinance are enforced and it shall be the duty of the City Marshal and he is hereby instructed to immediately arrest and prosecute any person violating any of the provisions of this ordinance

Sec 11 This ordinance shall take effect from and after its passage

Introduced Jan 20 1885 Passed Feb 6th 1885

Agos. Turner Pres. Payas Johnson Sec. Geo. Richardson 1

Theodore Turner President of the Board of Trustees

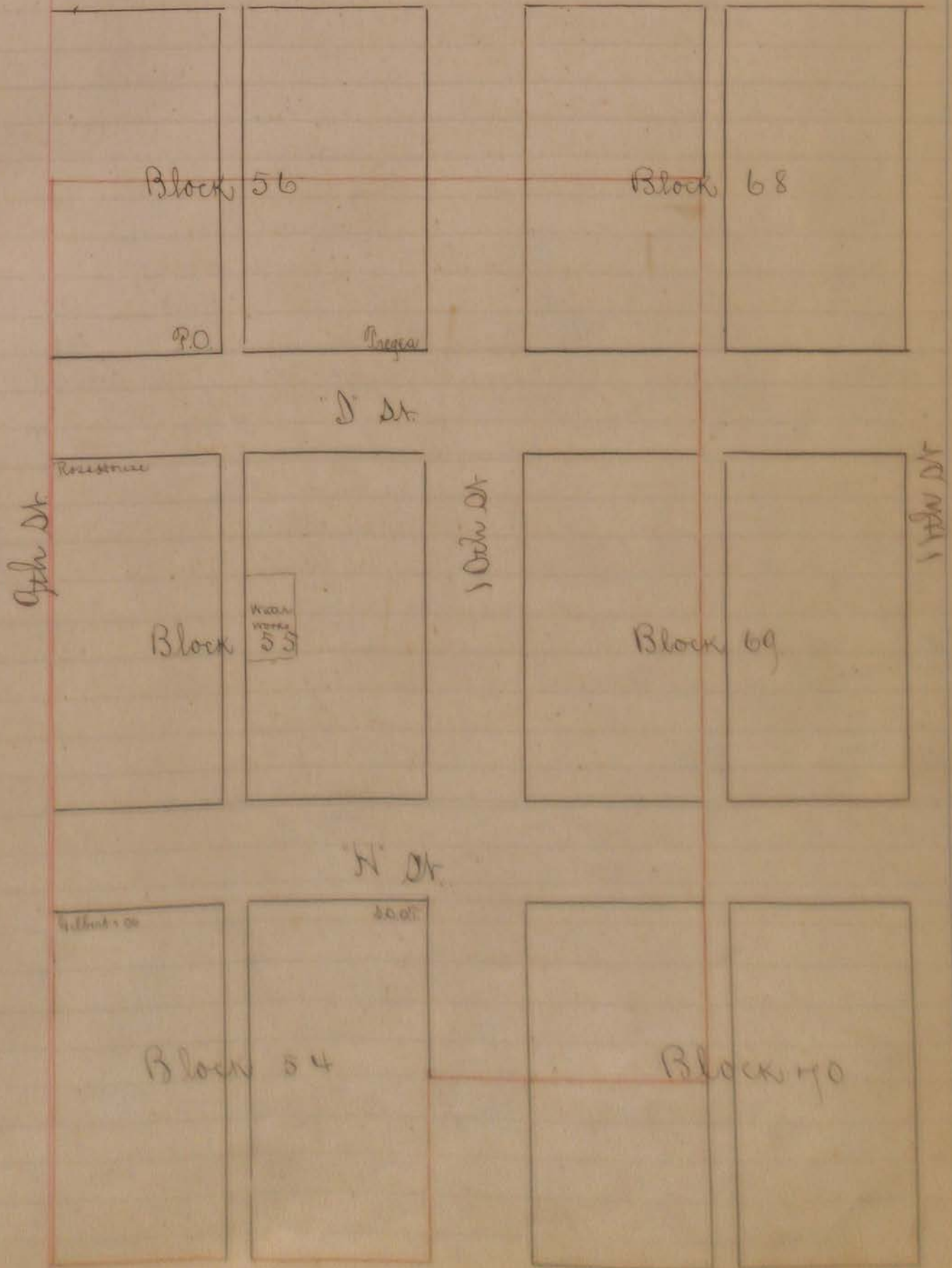
Attest W. W. Stranger City Clerk

Published in the Modesto Daily Republican Feb 11th 12th 1885

I W. W. Granger, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No 34 entitled "an ordinance establishing Fire Limits in the City of Modesto" and that the same has been published according to law

W. W. Granger City Clerk

Map of Fire Limits (within red line)



Ordinance No 35

An ordinance to prevent fast driving to prevent animals from being led or driven on sidewalks and to prevent ball playing on public streets

The Board of Trustees of the City of Modesto do ordain as follows

- Sec 1 Any person who rides drives or leads on a highway any animal at a greater speed than eight miles an hour is guilty of a misdemeanor
- Sec 2 Any person who rides drives leads or ties any animal on a sidewalk is guilty of a misdemeanor
- Sec 3 Every person who upon a highway engages in playing ball or other boisterous game or uses any sling or other missile weapon or throws stones or other missiles is guilty of a misdemeanor
- Sec 4 This ordinance shall take effect from and after its passage

Introduced Oct 17th 1884 Passed Mar 6th 1885

Ayes Turner Drexler Payne Brichman &

Theodore Turner President of the Board of Trustees

Attest Wulsranger City Clerk

Published in the Modesto Republican Mar 12 1885

I Wulsranger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 35 entitled "An ordinance to prevent fast driving to prevent animals from being led or driven on sidewalks and to prevent ball playing on public streets" and that the same has been published according to law

Wulsranger City Clerk

Ordinance No 36

An ordinance to provide for keeping streets alleys sidewalks and gutters clean

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 The occupant of the ground floor of any building or the occupant of any lot or if such building or lot be not occupied then the owner thereof shall keep the streets alleys sidewalks and gutters adjoining such building or lot clean and free from all paper and rubbish to the center of such street or alley.

Sec 2 No person shall deposit or cause to be deposited on any street alley or sidewalks any paper or other rubbish

Sec 3 Any person violating any of the provisions of this ordinance is guilty of a misdemeanor

Sec 4 This ordinance shall take effect from and after its passage

Introduced Dec 2nd 1884 Passed March 1885

Ayes Turner Tucker Payne Brichman & Theodore Turner President of Board of Trustees Attest W W Branger City Clerk

Published in the Modesto Republican Mar 12 1885

W W Branger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 36 entitled "An ordinance to provide for keeping streets alleys sidewalks and gutters clean" and that the same has been published according to law

W W Branger City Clerk

Ordinance No 37

An ordinance to prevent minors from riding on railroad cars

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 It shall be unlawful and it is hereby declared to be a nuisance for any minor to loiter or play about any railroad depot or railroad cars to jump on or off or to ride upon any railroad car engine or truck without the consent of the officers or persons having charge thereof

Sec 2 Any person violating this ordinance or permitting any minor of whom he has control to violate it is guilty of a misdemeanor

Sec 3 This ordinance shall take effect from and after its passage

Introduced Feb 27 1885 Passed March 1885

Ayes Turner Ducker Payne Brichman &

Theodore Turner President of the Board of Trustees

Attest W W Branger City Clerk

Published in the Modesto Republican Mar 12th 1885

I W W Branger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 37 entitled "An ordinance to prevent minors from riding on railroad cars" and that the same has been published according to law

W W Branger City Clerk

Ordinance No 38

An ordinance to prevent minors from engaging in games of chance

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 Any owner lessee or keeper or person having charge of either temporarily or otherwise of any store saloon or other public place who shall permit any minor to engage in any game of cards dice or other game of chance in such store saloon or public place or in any room connected therewith shall be guilty of a misdemeanor

Sec 2 Any minor who shall engage in any game of cards dice or other game of chance in any place forbidden in Section one of this ordinance or on the private property of another without the consent of the owner or person entitled to the possession thereof <sup>shall</sup> be guilty of a misdemeanor

Sec 3 This ordinance shall take effect from and after its passage

Introduced Feb 27th 1885 Passed Mar 6th 1885

Theodore Turner President of the Board of Trustees

Attest W W Stranger City Clerk

Published in the Modesto Republican Mar 12th 1885

I W W Stranger City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No 38 entitled An ordinance to prevent minors from engaging in games of chance and that the same has been published according to law

W W Stranger City Clerk

OK

Repealed by  
Ordinance No 116

## Ordinance No 39

An ordinance imposing an annual Street Poll Tax upon the male inhabitants and providing for the collection thereof

The Board of Trustees of the City of Modesto do ordain as follows

Sec 1 An annual street poll tax of two dollars is hereby levied on every male inhabitant of the City of Modesto between the ages of twenty one and sixty years which must be paid between the first day of April and prior to the first day of July of each year and if not paid during said time a penalty of one dollar shall be added thereto for such delinquency

Sec 2 Street Poll Tax receipts shall be furnished the City Marshal signed by the President of the Board of Trustees and the City Clerk and the Clerk shall charge the Marshal therewith and take his receipt for the same

Sec 3 After the first day of July of each year the said receipts shall also contain the penalty of one dollar for delinquency and such penalty shall be collected at the same time and in the same manner as the two dollars poll tax

Sec 4 No person shall be deemed <sup>or held</sup> to have paid his poll tax unless he is able to exhibit a receipt therefore

Sec 5 The Marshal shall make a list of all persons who have paid a poll tax and file the same with the Clerk the first Monday of every month

Sec 6 To enforce the collection of the poll tax and penalty as provided in this Ordinance the Marshal shall seize without any further process of law any property belonging to the taxpayer refusing to pay such tax and penalty and sell the same upon one days notice and the Marshal shall be allowed three dollars as compensation for seizure and expense of making such sale. Sufficient property shall be seized to pay the tax penalty and three dollars and if the property should sell for more than enough to satisfy such taxes the excess shall be paid to the owner thereof. In no case shall the City of Modesto be held

liable to the Marshal for any deficiency in said three dollars compensation should the property not sell for enough to pay such tax penalty and three dollars compensation for the Marshal

Sec 7 The Marshal may give notice to any one owing any person refusing to pay such poll tax or penalty and such person shall be liable for such tax penalty and one dollar for giving such notice which one dollar the Marshal shall collect for his own benefit

The notice shall state the fact of the liability of the person to pay the tax and his refusal to do so

Sec 8 The Marshal shall have the right to demand of every male person who may be found in the City of Modesto and whom he believes to be liable for the payment of a street poll tax under oath his name age place of residence property and credits and any person refusing to give such information under oath to the Marshal shall be guilty of a misdemeanor and shall be arrested by the Marshal and prosecuted accordingly

Sec 9 The Marshal shall be entitled to <sup>retain</sup> ten per cent of the amount collected for street poll tax for his own use

Sec 10 This ordinance shall take effect and be in force from and after its passage

Introduced March 6th 1885 Passed March 10th 1885

Ayes Turner Tucker Payne Brichman Johnson

Theodor Turner President of the Board of Trustees

Attest W W Branger City Clerk

Published in the Modesto Republican March 31st 1885

I W W Branger City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 39 entitled "an ordinance imposing an annual street poll tax upon the male inhabitants and providing for the collection thereof" and that the same has been published according to law

W W Branger City Clerk

OK

Ordinance No 40

An ordinance providing a system for the assessment  
levy and collection of city taxes

The Board of Trustees of the City of Modesto do  
ordain as follows

Sec 1 An annual tax is hereby levied on all the  
property subject to taxation in the city of Modesto to be  
assessed and collected as provided by this ordinance and  
and by an act of the Legislature of the State of California  
entitled "An act to provide for the organization  
incorporation and government of municipal corporations  
approved March 18th 1883 and the rate of said taxation shall  
be fixed by an ordinance of the Board of Trustees in each  
year prior to the first day of May provided that the  
rate of taxation for the present year A.D 1885 shall be  
forty cents on every one hundred dollars of taxable  
property in said city and that the same shall be  
levied for and paid into the General Fund of the  
City of Modesto

Sec 2 Between the first day of May and the  
first day of August in each year the Assessor  
shall make out a true list of all the taxable  
property within said city which list shall  
describe the property and state its value and contain  
all other matters required to be stated in assessment  
lists by County assessors. The City Assessor shall  
verify said list by his oath and shall deposit the  
same with the clerk on or before the first Monday  
of August of each year and the verification may be  
substantially in the following terms to wit

I, \_\_\_\_\_ Assessor of the City of Modesto do swear  
that between the first day of May and the  
first day of August A.D 188- I made diligent  
inquiry and examination to ascertain all the  
property within the City of Modesto subject to  
assessment by me and that the same has been  
assessed on the assessment roll equally and uniformly  
according to the best of my judgement information  
and belief at its full cash value and that I have fully  
complied with all the duties imposed on the assessor  
under the revenue laws and that I have not  
imposed any unjust or double assessment  
through malice or ill will or any

nor allowed anyone to escape a just and equal assessment through favor or reward or otherwise"

The failure to take or subscribe any affidavit or verification to the assessment roll shall not in any manner affect the validity of the assessment.

Sec 3 Railroad property including franchise road way roadbed rails and rolling stock shall be assessed according to section 3665 of the Political Code at the value certified to in <sup>the copy of the</sup> order of the Board of Supervisors transmitted to the clerk of the Board of Trustees by the clerk of the Board of Supervisors

Sec 4 The assessor must exact from each person a statement under oath setting forth specifically all the real and personal property owned by such person or in his possession or under his control at 12 o'clock M on the first Monday in March

Such statement shall be in writing showing separately

1 All property belonging to claimed by or in the possession or under the control or management of such person

2 All property belonging to claimed by or in the possession or under the control or management of any firm of which such person is a member

3 All property belonging to claimed by or in the possession or under the control or management of any corporation of which such person is President Secretary Cashier or managing agent

4 An exact description of all lands in parcels or subdivisions not exceeding six hundred and forty acres each and the sections and fractional sections of all tracts of land containing more than six hundred and forty acres which have been sectionized by the United States Government, improvements and personal property including all vessels steamers and other water crafts and all taxable state county and city or other unincorporated <sup>public</sup> bonds and the taxable bonds of any person firm or corporation and deposits of money gold dust or other valuables and the names of the persons with whom such deposits were made and the places in which they may be found all mortgage deeds of trust contracts and other obligations by which a debt is secured and the property on the City affected thereby

5 All solvent credits unsecured by deed of trust mortgage or other lien on real or personal property due or owing to such person or any firm of which he is a member or due or owing to any corporation of which he is President Secretary Cashier or managing agent deducting from the sum total of such credits such debts only unsecured by trust deed mortgage or other lien on real or personal property as may be owing by such person firm or corporation to bona fide residents of this State. No debt shall be deducted unless the statement shows the amount of such debt as stated under oath in aggregate provided in case of banks the statement is not required to show the debt in detail or to whom it is owing but the Assessor shall have the privilege of examining the books of such banks to verify such statement. Whenever one member of a firm or one of the proper officers of a corporation has made a statement showing the property of the firm or corporation another member of the firm or another officer need not include such property in the statement made by him but his statement must show the name of the person or officer who made the statement in which such property is included.

Sec 5 The Assessor may fill out the statement at the time he presents it or he may deliver it to the person and require him within an appointed time to return the same to him properly filled out.

Sec 6 An appropriate affidavit shall be affixed to the statement in such form as shall be provided by the Board of Taxation.

Sec 7 The Assessor shall have power to require any person found in the city to make and subscribe an affidavit giving his name and residence and to subpoena and examine any person in relation to any statement furnished to him and to examine such witnesses in relation to any property assessable in the city and any person refusing the requirements of the Assessor as in this section provided is guilty of a misdemeanor.

Sec 8 If any person after demand made by the Assessor neglects or refuses to appear before him under oath

the statement herein provided for or to comply with the other requirements of this Ordinance the Assessor must note the refusal on the Assessment book opposite his name and must make an estimate of the value of the property of such person and the value so fixed by the Assessor must not be reduced by the Board of Trustees

Sec 9 If the owner of property is unknown to the Assessor it shall be assessed to "Unknown Owner" and the name of the person having possession or control of said property shall be noted

Sec 10 When a person is assessed as agent trustee bailee guardian executor or administrator his representative designation must be added to his name and the assessment entered on a separate line from his individual Assessment

Sec 11 The property of <sup>firm</sup> or corporation must be assessed in the name of the firm or corporation

Sec 12 The undistributed or unpartitioned property of deceased persons may be assessed to their heirs guardians executors or administrators

Sec 13 An equal proportion of the franchise and waterfront of ferries and toll bridges connecting the City with other subdivisions of the county must be assessed to the City

Sec 14 Any property wilfully concealed removed transferred or misrepresented by the owner or agent thereof to evade taxation upon discovery must be assessed at not exceeding ten times its value and the assessment so made must not be reduced by the Board of Trustees

Sec 15 Any property discovered by the Assessor to have escaped Assessment for the last preceding year if such property is in the ownership or under the control of the same person who owned or controlled it for such preceding year shall be assessed at double its value

Sec 16 The Assessor must prepare an assessment roll with appropriate headings alphabetically arranged in which must be listed all property within the city subject to taxation and which must be specified in separate columns under the appropriate head

- 1 The description of the property assessed and the value thereof
- 2 The name of the person to whom the property is assessed
- 3 Land by township range section or fractional section and when said land is not a congressional division or subdivision by metes and bounds or <sup>description</sup> sufficient to identify it giving an estimate of the number of acres (not exceeding in each and every tract six hundred and forty acres) locality and the improvements thereon When any tract of land is situate in two or more school road or other revenue districts of the county the part in each township or district must be separately assessed together with the improvements thereon
- 4 City and town lots and the number of the lot and blocks according to the system of numbering in the city and improvements thereon
- 5 All personal property showing the number kind amount and quality
- 6 The cash value of real estate other than city and town lots
- 7 A brief description of the improvements on real estate
- 8 The cash value of improvements on such real estate
- 9 The cash value of city lots
- 10 The cash value of improvements on city lots
- 11 The cash value of improvements on real estate assessed <sup>person</sup> to other than the owners of the real estate
- 12 The cash value of all personal property exclusive of money
- 13 The amount of money
- 14 The assessment of railroad property as apportioned to the city by the Board of Supervisors of the County of Stanislaus
- 15 The total value of all property
- 16 When any property except that owned by a railroad or other quasi-public corporation is subject to or affected by a mortgage deed of trust contract or other obligation by which a debt is secured he must enter in the proper column of the assessment

security and deduct the same. In entering assessments containing solvent credits subject to deductions as provided in section three thousand six hundred and twenty eight of the Political Code he must enter in the proper column the value of the debts entitled to exemption and deduct the same. In making the deduction from the total value of property assessed as above directed he must enter the remainder in the column provided for the total value of all property for taxation. Each franchise must be entered on the assessment Roll without combining the same with other property or the valuation thereof.

17 The figure one (1) in separate columns opposite the name of every person liable to pay a poll tax.

18 Such other things as the State Board of Equalization may require.

Sec 17 The form of the Assessment Roll and the contents thereof shall be varied when necessary to comply with the law and to conform to the requirements of the Assessors books of the County Assessor as provided in section 877 of an act entitled "An act to provide for the organization incorporation and government of municipal corporations" passed by the legislature of the State of California and approved March 13th 1883.

Sec 18 The Assessment Roll shall remain in the office of the Clerk from the first Monday in August to the second Monday in August subject to the inspection of any person assessed and on the second Monday of August it shall be delivered to the Board of Equalization of the City.

### The Board of Equalization

Sec 19 The Board of Trustees meets on the second Monday of August as a Board of Equalization in each year and perform such duties as are prescribed by section 872 of an act of the legislature of the State of California entitled "An act to provide for the organization incorporation and government of municipal corporations" approved March 13th 1883.

Sec 20 The Clerk of the Board of Trustees shall act as

clerk of the Board of Equalization and when the said assessment roll shall have been corrected and equalized by the Board of Equalization and completed the clerk shall apportion the taxes thereon and make out and deliver to the Marshal a tax list in the usual form taking his receipt therefor and the assessment Roll shall remain in the custody of the clerk.

Sec 21 When the assessment roll is equalized the clerk shall affix his certificate thereto which may be substantially in the following form to wit  
"I \_\_\_\_\_ Clerk of the Board of Trustees of the City of Modesto and ex-officio Clerk of the Board of Equalization of said City do certify that the foregoing is a true and correct assessment roll of said City as the same has been corrected and equalized by the said Board of Equalization at its meeting in August in the year 18—

Witness my hand and the seal of said City on this the — day of — 18—

Clerk of the Board of Equalization

Sec 22 The Clerk shall also certify to the list delivered to the Marshal which certified list shall be the Marshals authority for the collection of the taxes and for doing all other things necessary relating thereto

Sec 23 No reduction must be made in the valuation of property unless the person affected thereby or his agent makes and files with the Board a written application therefor verified by his oath showing the facts upon which it is claimed such reduction should be made

Sec 24 Before the Board grants the application or makes any reduction applied for it must first examine on oath the person or the agent making the application touching the value of the property of such person No reduction must be made unless such person or the agent making the application attends and answers all questions pertinent to the inquiry

Sec 25 Upon the hearing of the

the Board may subpoena such witnesses hear and take such evidence in relation to the subject pending as in its discretion it may deem proper

Sec 26 During the session of the Board the Assessor and any Deputy whose testimony is needed must be present and may make any statements ~~or~~ introduce and examine witnesses on questions before the Board

Sec 27 The Board of Equalization may require the Assessor to enter upon the assessment roll any property which has not been assessed and any assessment made as prescribed in this section or any assessment raised has the same force and effect as if made by the Assessor before the delivery of the assessment roll to the Clerk of the Board

Sec 28 The Board may direct the Assessor to add to the amount number or quantity of property when a false or incomplete list has been rendered and to make and enter new assessments (at the same time cancelling previous entries) when any assessment made by him is deemed by the Board incomplete as to render doubtful the collection of the tax but the Clerk must notify the person assessed or whose assessment is raised by letter deposited in the Postoffice at the City of Modesto post paid addressed to the person interested at least one day before action is taken in the matter

### Collection of Taxes

Sec 29 The Marshal shall collect all taxes levied by the Board of Trustees except as herein provided and perform all duties required of him as provided in the said act of the Legislature of the State of California approved March 30th 1889 and as provided by this ordinance

Sec 30 As soon as the Marshal shall receive the tax list from the Clerk he shall proceed to collect all taxes due thereon and shall give his receipt to the person paying the same and write the word "paid" opposite the amount of tax on the

tax list and the date of payment he shall at once a month repair to the Clerk's office and write the word "paid" together with the date of payment <sup>on the assessment Roll</sup> opposite to the assessment and tax which has been paid to him and on the first day of November in each year he shall make out two copies of the delinquent list of all persons and property of which the taxes are unpaid and deliver one copy to the Clerk and retain one copy and at the same time he shall write on the assessment Roll the word "paid" with the date of payment opposite to each assessment on which the taxes have been paid to him and which have not been previously noted. He shall immediately thereafter publish the delinquent list in a newspaper published in the City of Modesto with a notice attached thereto that the taxes enumerated in said list are delinquent and that unless the same shall be paid on or before the first Monday in December following that the property described in said list shall be sold at public auction by him in front of his office in the City of Modesto which delinquent list and notice shall be published at least twenty one days before the date of sale and as often as said newspaper is published during the period of publication.

Sec 31 There shall be added to all delinquent taxes unpaid before the first day of November in each year five percent of said taxes and the costs of publishing the list and notice which said cost of publication shall be equitably distributed and divided among the several assessments contained in said list and the property upon which said taxes are a lien shall be sold by a summary sale to pay said taxes, percentage and costs.

Sec 32 The Marshal shall as soon after he receives the said tax list as practicable publish a notice in a newspaper published in the City of Modesto that the said tax list is in his hands and that the taxes are due and payable and that unless the same are paid prior to the first day of November thereafter they will be delinquent and that five percent will be added thereto on account of said delinquency.

Sec 33 At any time after said taxes shall become delinquent and before the sale of any property for the payment thereof any person owing any of said taxes may pay the same together with the percentage of five percent added thereto and the cost of publication to the Marshal and the Marshal shall give his receipt therefor and make the necessary entries on the delinquent list and Assessment Roll showing that said taxes are paid and the date of payment.

Sec 34 On the day fixed for the sale of any property for the payment of delinquent taxes or on some subsequent day to which he may have postponed it of which he must give notice by announcement or posting the Marshal between the hours of ten o'clock AM and three o'clock PM must commence the sale of the property advertised commencing at the head of the list and continuing alphabetically or in the numerical order of lots and blocks until completed. He may postpone the day of commencing the sale or the sale from day to day but the sale must be completed within three weeks from the day first fixed.

Sec 35 The owner or person in possession of any real estate offered for sale for taxes due thereon may designate in writing to the Marshal prior to the sale what portion of the property he wishes sold if less than the whole but if the owner or possessor does not then the Marshal may designate it and the person who will take the least quantity of land or in case an undivided interest is assessed then the smallest portion of the interest and pay the taxes and five per centum and costs due including fifty cents to the Marshal for the duplicate certificate of sale is the purchaser. But in case there is no purchaser in good faith on the first day the property is offered for sale then when the property is offered thereafter for sale and there is no purchaser in good faith the whole amount of the property assessed shall be struck off to the City of Modesto and a certificate thereof filed with the Recorder of the County. The Marshal in such case shall make an entry opposite the tax 'sold to the city'.

Sec 36 If the purchaser does not pay the taxes and costs before ten o'clock AM of the following day the property on the next sale day bears the regular sale.

must be sold for taxes percentage and costs

Sec 37 The bid of any person refusing to make the payment for property purchased by him must not be received on the sale of any property advertised in the delinquent list of that year

Sec 38 After receiving the amount of the taxes and costs the Marshal must make out in duplicate a certificate dated on the day of sale stating (when known) the name of the person assessed a description of the land sold the amount paid therefore that it was sold for taxes giving the amount and year of assessment and specifying the time when the purchaser will be entitled to a deed

Sec 39 The certificates must be signed by the Marshal and one copy delivered to the purchaser and one copy filed in the office of the County Recorder

Sec 40 The Marshal before delivering any certificate must in a book enter a description of the land sold corresponding with the description in the certificate the date of sale purchasers name <sup>and amount paid</sup> regularly number the description on the margins of the book and put a corresponding number on each certificate. Such book must be kept open to public inspection without fee during office hours when not in actual use and such book when completed shall be filed with the City Clerk and whenever any property is redeemed upon proof thereof the clerk shall make an entry in said book showing the fact

Sec 41 On filing the certificate with the County Recorder the lien of the City of Modesto rests in the purchaser and is only diverted by the payment to him of the purchase money and fifty per cent thereon

Sec 42 If the property is not redeemed within the time allowed by law for its redemption the Marshal or his assigns or his officer must give the purchaser his heirs or assigns a deed to the property and such deed shall be

evidence of all the facts of which a deed executed by the tax collector for property sold for state and county taxes is evidence under the laws of the state

SEC 43 Whenever the Marshal sells any personal property for taxes he shall deliver the same to the purchaser and give to the purchaser a certificate or bill of sale.

Sec 44 The Assessment Roll is prima facie evidence of the Assessment of the property assessed the delinquency the amount of taxes due and unpaid and that all the forms of law in relation to the assessment and levy of such taxes have been complied with

Sec 45 The Marshal shall enter upon the Assessment Roll the payment and date thereof of all taxes collected by him by the sale of property in like manner as when the taxes are paid before delinquency and when any property is redeemed which has been sold for taxes that fact also shall be entered upon the assessment Roll by the Clerk upon proof to him of the fact of redemption

Sec 46 After all the sales are made for delinquent taxes the Marshal shall deliver the delinquent list retained by him to the Clerk taking his receipt therefor The Marshal shall note on said list all taxes that have been paid and property sold with the date of such payment or sale

Sec 47 The Board of Trustees may order the City Attorney to bring suit for any taxes due and unpaid on the delinquent list

Sec 48 The Marshal shall receive two and one half percent on all moneys collected by him for taxes and percentage and shall be entitled to retain such commission in his settlement

Sec 49 Every tax due upon personal property is levied upon such property and upon all the real estate situated in the City of Nevada owned by the owner of such property from and after the first Monday in March in each year and on

tax due upon improvements upon real estate assessed to others than the owner of real estate is a lien upon the land and improvements and all taxes are liens upon the property assessed and every tax has the effect of a judgement against the person and every lien created by such tax has the force and effect of an execution duly levied against all property of the delinquent. The judgement is not satisfied nor the lien removed until the taxes are all paid or the property sold for the payment thereof.

Sec 56 Any person may pay his taxes to the Assessor at the time his property is assessed or at any time thereafter prior to the time <sup>that</sup> the tax list is delivered to the Marshal for the collection of tax and in such case the Assessor shall give the person paying such taxes a receipt and shall keep a list of such taxes paid to him showing the person paying the same a description of the property the time of payment and the amount paid. He shall pay ~~aid~~ taxes into the Treasury immediately. He shall enter such assessment of property upon which the taxes are paid to him upon the assessment roll in the same manner that other assessments are required to be made and shall note the fact thereon opposite to such assessment of payment and the date thereof.

Sec 57 The Assessor must demand the taxes on all personal property as soon as the same is assessed of the owner or the person owning or having the possession thereof when in his opinion said taxes are not a lien upon real property situated in the City of Modesto and belonging to the owner of such personal property sufficient to secure the payment of such taxes and if such taxes are not immediately paid the Assessor shall ~~immediately~~ report the non-payment thereof to the Marshal who shall immediately seize sufficient personal property owned by the delinquent and sell the same

Sec 52 The Assessor shall give a similar receipt and make a like payment and make like entries for taxes received under the preceding section as for taxes collected by him under Section 50

Sec 53 The sale provided for in Section 51 must be at public auction and of sufficient amount of the property to pay the taxes and costs and must be made after one weeks notice of the time and place of sale given by publication in a newspaper published in the City of Modesto or by posting in three public places in said City For seizing and selling such personal property the Marshal may charge in each case the sum of three dollars for his services and expenses

Sec 54 On payment of the price bid for any property sold the delivery thereof with a bill of sale vests the title therein the purchaser

Sec 55 All excess over the taxes and costs of the proceeds of such sale must be paid to the owner of the property

Sec 56 The unsold portion of any property may be left at the place of sale at the risk of the owner

Sec 57 The Marshal may at any time after the tax list is delivered to him upon discovery that there is not sufficient real estate situated in the City of Modesto upon which the taxes of personal property are a lien to pay said taxes seize sufficient personal property of the person owing said taxes to pay the same and costs of sale and shall sell the same in like manner as property is required to be sold under the last preceding section All proceedings for the sale of property for the payment of taxes under this Ordinance shall be applicable to the sales under this section so far as the same are practicable and necessary

Sec 58 When the Marshal discovers that any property has been assessed more than

once for the same year he must collect only the tax justly due and make return of the facts to the Board of Trustees. If the collector discovers before the sale that any land ought not to be sold on account of irregular assessment or other error he must not sell the same and the property shall be assessed at the next succeeding year for the taxes for both years

Sec 59 When property is sold for taxes correctly imposed no misnomer of the owner or supposed owner or other mistake relating to the ownership thereof affects the sale or renders it void or voidable

Sec 60 In case property assessed for taxes is purchased by the city it shall be assessed for taxes the next year in the same manner as if it had not been purchased and the sale thereof under such assessment shall be adjourned until the time of redemption under the previous sale shall have expired

Sec 61 In case property is sold to the city as purchaser and is subsequently assessed no person shall be permitted to redeem from such sale except upon payment also of the amount of such subsequent assessment percentage costs fees and interest

Sec 62 In all sales of personal property under this Ordinance if there be no bidders for the property the Marshal shall strike the same off to the city of Modesto and report the same to the Board of Trustees immediately who shall make such order respecting the disposition of such property as the circumstances may require

Sec 63 Any taxes percentage or costs erroneously or illegally collected may be refunded by order of the Board of Trustees

Sec 64 All monies collected for taxes under this Ordinance shall be settled for and paid as provided in Sec 810 of an act entitled an act to provide for the...

incorporation and government of municipal corporations" unless otherwise provided in this Ordinance

Sec 65 Whenever property is advertized for sale for the nonpayment of delinquent taxes and the assessment is valid in part and invalid in part the sale shall not for that cause be deemed invalid nor shall any grant subsequently made thereunder be insufficient to pass a title to the grantee unless the owner of the property or his agent shall not less than six days before the time at which the property is advertized to be sold deliver to the Marshal a protest in writing signed by the respective owner specifying the portion of the tax which he claims to be invalid and the grounds upon which such claim is based and in case such protest be made the Marshal shall either sell the property assessed for the whole amount appearing upon the Assessment Roll or withdraw the property from sale and report the case to the Board of Trustees who may direct the foreclosure of the lien of such tax by action or order the Marshal to proceed with the sale

Sec 66 The City Clerk after the equalization must enter in the Assessment Roll the respective sums in dollars and cents rejecting the fractions of a cent to be paid as a tax levied on the property assessed and foot up the column showing the total value of property and total taxes For his compensation he shall receive such sum as the Board of Trustees shallow for services not otherwise provided for

Sec 67 Any defect omission mistake or error in the Assessment Roll may be amended corrected and supplied by the Board of Equalization or the Clerk under their direction

Sec 68 The necessary books receipts statements blanks and lists to carry out the provisions of this Ordinance shall be furnished the respective officers by the Board of Trustees

Sec 69 All property must be assessed to the person who

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was the owner thereof on the first Monday of March  
next preceding the assessment when such person is  
known to the assessor

Sec 40 This ordinance shall take effect and be in force  
from and after its passage

Introduced March 6th 1885 Passed March 13th 1885  
Ayes Turner Tucker Payne Buchanan Johnson

Theodore Turner President of the Board of Trustees

Attest W W Granger City Clerk

Published in the Modesto Republican Mch 24th 1885

I, W W Granger, City Clerk of the City of Modesto  
do certify that the foregoing is a true and correct  
copy of Ordinance No 40 entitled "an ordinance  
providing a system for the assessment levy  
and collection of city taxes" and that the  
same has been published according  
to law

W W Granger City Clerk

OK

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## Ordinance No 41

An Ordinance to keep minors out of places where intoxicating liquors are sold

The Board of Trustees of the City of Modesto do ordain as follows:

Sec I Any person in charge temporarily or otherwise of any drinking establishment where intoxicating liquors are sold as a business who shall permit any minor under the age of eighteen years to be or remain or drink in such establishment shall be guilty of a misdemeanor

Sec II Any minor under the age of eighteen years who may be found in or who drinks in any drinking establishment where intoxicating liquors are sold as a business shall be guilty of a misdemeanor

Sec III All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed

Sec IV This ordinance shall take effect from and after its passage

Introduced April 17<sup>th</sup> 1885

Passed April 20<sup>th</sup> 1885

Alps Tucker, Payne, Brickman and Johnson

James Johnson

President of the Board of Trustees

Attest Geo Parley City Clerk

Published in the Modesto Republican April 30<sup>th</sup> 1885

I George Parley City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No 41 entitled 'An Ordinance to keep minors out of places where intoxicating liquors are sold' and that the same has been published according to law

George Parley  
City Clerk

Ordinance No. 42.

An Ordinance to provide for the collection of License Tax by civil action.

The Board of Trustees of the City of Modesto do ordain as follows:-

Sec. I. That when by ordinance a license is required to carry on business and the person whose duty it is to obtain such License, does not obtain it, the tax for such License may be recovered by civil action.

Sec. II The remedy herein prescribed is cumulative and does not save the person violating the ordinance from criminal prosecution.

Sec. III This ordinance shall take effect immediately.

Introduced June 5<sup>th</sup>. 1885

Passed June 12<sup>th</sup> 1885

Ayes - Tucker, Turner, Brichman,

Thos. Turner

President Board of Trustees

Attest

Geo Perley

City Clerk

Published in the Modesto Republican June 13, 1885

I, Geo Perley, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No. 42, "An Ordinance to provide for the collection of License Tax by civil action" and that the same has been published according to law.

Geo Perley City Clerk

Ordinance No. 43

An ordinance fixing the time and place of holding the Regular Meetings of the Board of Trustees of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows-

Sec. I. The regular meetings of the Board of Trustees of the City of Modesto shall be held on the first and third Thursdays of each and every month at the County Court House in said City at nine (9) o'clock A.M.

Sec. II This ordinance to take effect immediately.

Sec. III All ordinances in conflict with this Ordinance are hereby repealed.

Introduced June 19, 1885

Passed June 26, 1885

Ayes - Sackett, Turner, Breckman, Johnson and Payne.  
The Turner  
President Board of Trustees.

Attest: George Perley, City Clerk  
Published in the Modesto Republican June 28, 1885

I, George Perley, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No. 43 entitled  
An Ordinance fixing the time and place of holding the Regular Meetings of the Board of Trustees of the City of Modesto and that the same has been published according to Law.

George Perley  
City Clerk

Ordinance No. 44.

An Ordinance prohibiting Public Laundries except within certain limits in the City of Modesto.

The Board of Trustees of the  
City of Modesto do ordain as follows -

Sec. I. It shall be unlawful for any person to establish, maintain or carry on the business of a public laundry or wash house where articles are washed and cleaned for <sup>hire</sup> within the City of Modesto except within that part of the City which lies west of the railroad track and south of G. St.

Sec. II. Any public laundry or wash house within the forbidden limits of said City as prescribed in Section One is declared to be a nuisance and shall be abated by the Marshal without notice.

Sec. III. Any person who shall establish, maintain, or carry on, or who shall assist in establishing, maintaining, or carrying on any public laundry or wash house in violation of this Ordinance shall be guilty of a misdemeanor: and upon conviction shall be punished by a fine not exceeding three hundred (300) dollars, or by imprisonment not exceeding three months or by both such fine and imprisonment.

Sec. IV. Any person who shall violate any of the provisions of this act shall forfeit his license for keeping a laundry in addition to the other penalties imposed by this Ordinance and such license is hereby revoked.

Sec. V. This Ordinance shall take effect on the first day of August A.D. 1885

Introduced June 26, 1885

Passed July 2, 1885

## Ordinance No. 44 continued

Ayes - Tucker, Turner, Johnson and Payne.  
 Theo. Turner  
 President Board of Trustees.

Attest: George Peck City Clerk  
 Published in the Modesto Republican  
 July 4<sup>th</sup> 1885.

I, George Peck, City Clerk of the City  
 of Modesto, do certify that the foregoing  
 is a true and correct copy of Ordinance No. 44  
 entitled "An Ordinance prohibiting Public Laundries  
 except within certain limits in the  
 City of Modesto."

George Peck  
 City Clerk

Ordinance No. 45

An ordinance amending Section One (1) of Ordinance No. 5 entitled "An ordinance defining vagrancy and fixing the punishment thereof."

The Board of Trustees of the City of Modesto do ordain as follows:-

Section 1 Section 1 of ordinance No. 5 entitled "An ordinance defining vagrancy and fixing the punishment thereof" is hereby amended to read as follows: "Every healthy beggar who solicits alms; Every person who lives or lodges in or about, or frequents houses of ill fame or houses of assignation; every common prostitute or common drunkard is guilty of vagrancy."

Section 2 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3 This ordinance shall take effect from and after its passage.

Introduced Aug. 6th. 1885

Passed Aug. 20th. 1885

Ayes. - Tucker, Turner, Johnson and Payne.

Theo. Turner

President Board of Trustees

Attest George Perley

City Clerk

Published in the Modesto Republican Aug. 21. 1885

I, George Perley, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No. 45 entitled "An ordinance amending Section One of Ordinance No. 5 entitled "An ordinance defining vagrancy and fixing the punishment thereof"

Geo Perley  
City Clerk

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## Ordinance No. 46.

An ordinance imposing a penalty to be recovered in civil action for the violation of City Ordinances and providing for the trial and enforcement of the same.

The Board of Trustees of the City of Modesto do ordain as follows:-

Section 1

Any person who shall violate any ordinance of the City of Modesto shall pay a penalty in such sum as may be demanded in the complaint not exceeding forty-nine dollars to be recovered by civil action as provided in Title XII of Part II of the Code of Civil Procedure.

Section 2

The Court in its Discretion may give judgement in any sum less than the amount demanded in the complaint.

Section 3

The officers prosecuting said suit or persons conducting the same on the part of the City of Modesto are authorized and directed whenever they deem it expedient or necessary to resort to and apply all the remedies provided by law for the enforcement of the penalty and judgement and particularly the remedies provided for in Chapter I Title VII and in Article I Chapter 16 Title II Part II of the Code of Civil Procedure to enforce the penalty and judgement by arrest and imprisonment.

Section 4

The penalty and remedies herein provided for are not intended to be exclusive and all imprisonment and fines provided for and imposed in any ordinance shall be and remain in full force and effect the same as if this ordinance had never been passed; and nothing in this ordinance shall be construed to amend, modify or repeal any ordinance so far as to affect any criminal proceeding or any proceeding of a criminal nature, but nothing herein shall be construed to authorize both a civil and a criminal prosecution for the violation (and)

of any ordinance.

Section 5 All prosecutions under this ordinance shall be in the name of the City of Modesto and the name of said city shall be used as plaintiff whenever any officer of said City shall deem it expedient or necessary without any further authority.

Section 6 In addition to the penalty recovered, judgment shall be given for costs of suit as in other civil cases, and any appeal may be taken from a judgment against the plaintiff by the officer prosecuting, or person conducting the suit in behalf of the city as in other civil cases.

Section 7 This ordinance shall be in force and take effect from and after its passage.

Introduced Aug. 20th 1885

Passed Sept. 17. 1885

Ayes. Turner, Tucker, Payne, Brichman, Johnson.  
Thos. Turner

Allent

Pres. Board of Trustees  
George Perley

Published in the Modesto Republican City Clerk  
Sept 22<sup>nd</sup> 1885

I George Perley, City Clerk of the City of Modesto, do certify that the foregoing is a true and correct copy of ordinance No 26 entitled "An Ordinance imposing a penalty to be recovered in civil action for the violation of City Ordinances and providing for the trial and enforcement of the same."

Geo Perley  
City Clerk

Ordinance No 405

The Ordinance fixing the salary of City Marshal, City Clerk, <sup>and</sup> City Attorney

The Board of Trustees of the City of Modesto, do ordain as follows

Section 1 The Salary of the City Marshal shall be Six Thousand Dollars for each <sup>and</sup> every year excluding of the fees allowed him by law payable monthly

Section 2 The Salary of the City Clerk shall be Three Thousand Dollars for each <sup>and</sup> every year payable monthly

In addition to this the City Clerk or his Deputy for each day of at least eight hours work while engaged in assessing the City property and making up the assessment roll shall receive the sum of five dollars per day, provided that the sum allowed for making said assessment and in writing up the assessment roll, shall in <sup>any</sup> year exceed the sum of Three Thousand Dollars

Section 3 The Salary of the City Attorney shall be Forty Dollars per month excluding of fees allowed him by law payable monthly

Section 4 All ordinances or part of Ordinances in conflict with the ordinance is hereby repealed

Section 5 This ordinance shall take effect from and after the second Monday in April Eighteen Hundred <sup>and</sup> Eighty Six

Introduced February 4<sup>th</sup> 1886  
Passed February 18<sup>th</sup> 1886

Ayes Turner, Tucker, Payne and Brichman

Present  
President of the Board of Trustees

Attest Geo Perley  
City Clerk

Published in the Modesto Republican  
February 1886

I, George Perley, City Clerk of the City  
of Modesto, do certify that the foregoing  
is a true and correct copy of Ordinance  
No. 44, Entitled "An Ordinance fixing  
the Salary of City Marshal, City Clerk  
and City Attorney"

Geo Perley  
City Clerk

Ordinance No. 48

The Ordinance providing for the holding of the General Municipal Election in the City of Modesto and for giving notice thereof

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 There shall be but one election precinct and one polling place in the City of Modesto for holding of the General Municipal Election on the second Monday in April in each even numbered year

Section 2 The Board of Trustees shall appoint a Board of Election to consist of one Inspector and two judges and two Clerks to hold said Election who shall each receive for their services four dollars and they shall perform similar duties as are required of like officers under the general Election laws of the State

Said polling place shall also be designated by the Trustees

Section 3 Notice of the time and place of holding said Election and the members of the Board of Election and the Officers to be filled shall be given by publication in a Newspaper published in said City at least three weeks prior of said Election

Section 4 The Board of Election shall immediately after the Election deliver and cause to be delivered to the City Clerk the Election returns who shall produce the same to the Board of Trustees who they meet to canvass the votes and to declare the result

Section 5 The Board of Trustees, shall meet  
on the next day after the Election  
to canvass the votes, and shall canvass  
the same, declare the result and  
order it to be entered of record  
The Clerk shall attend such meeting

Section 6 The Clerk shall issue Certificate  
of Election to the persons Elected

Section 7 In all other respects, said Election  
shall be held in accordance with the  
general Election laws of the State so  
far as the same may be applicable  
and the Board of Trustees as far as  
Necessary or proper shall perform  
the like duties as the Board of Super-  
visors, and the Clerk of the City  
so far as Necessary or proper shall  
perform the like duties as County  
Clerk in similar matters as nearly  
as practicable to carry out the provisions  
of the Statutes in such cases made  
and provided, and of this Ordinance  
relating to Elections

Section 8 This Ordinance shall take effect  
from and after its passage

Introduced February 11<sup>th</sup> 1886  
February 18<sup>th</sup> 1886

Ayes Turner, Tucker, Payne, and  
Brickman

This I certify  
Secretary of the Board of Trustees

attest

Geo. Parley  
City Clerk

Published in the Modesto Republican  
February 19<sup>th</sup> 1886

I, George Perley, City Clerk of the  
City of Modesto do Certify that the  
foregoing is a true and correct copy  
of Ordinance No. 48, Entitled "An  
Ordinance providing for the holding  
of the Annual Municipal Election  
in the City of Modesto and for  
giving Notice thereof"

Geo Perley  
City Clerk

# Ordinance No. 49

An Ordinance amending Section 48 of Ordinance No. 40, entitled "An Ordinance Providing a System for the Assessment, Levying and Collection of City Taxes." The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 48 of Ordinance 40 Entitled "An Ordinance Providing a System for the Assessment, Levying and Collection of City Taxes" is hereby amended to read as follows:

The City Assessor, and City Marshal shall receive five (5) per Cent on all money collected by them on personal property where the taxpayer has no real property to secure the payment thereof, situated within the limits of the City of Modesto and shall be entitled to retain such Commission in their settlement.

Section 2. All ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Section 3. This Ordinance shall take effect from and after its passage.

Introduced February 18<sup>th</sup> 1886, and  
 March 4<sup>th</sup> 1886

Attest, *Geo. Turner, Treasurer* and  
*Johnson,*  
*Geo. Turner, President*  
 Board of Trustees  
*George Peckley*  
 City Clerk

Published in the Modesto  
 Republican, March 6<sup>th</sup> 1886

I George Peck, City Clerk of the City  
of Madras, do Certify that the foregoing  
is a true and correct Copy of Ordinance  
No 49, Entitled "An Ordinance amend-  
ing Section 48 of Ordinance No 40  
Entitled "An Ordinance Providing  
a System for the Assessment, Levy  
and Collection of City Taxes"

G. Peck  
City Clerk

Ordinance No 50

An Ordinance fixing the rate of taxation in the City of Modesto, for the year 1886

The Board of Trustees of the City of Modesto, do ordain as follows:

Section 1 The rate of taxation for the year 1886, in the City of Modesto, shall be Twenty five (25) Cents on each one hundred Dollars of value of the taxable property of said City, and the same is hereby levied and shall be paid into the General Fund of the Treasury of said City

Enacted March 18<sup>th</sup> 1886

Wm. Turner, Treasurer, James, <sup>and</sup> Buchanan

Theo. Turner  
President Board of Trustees

Attest George Peley, City Clerk

Published in the Modesto Daily Evening News, April 1<sup>st</sup> 1886

I, George Peley, City Clerk of the City of Modesto, do certify that the foregoing is a true and correct copy of an Ordinance No 50, entitled an Ordinance fixing the rate of taxation in the City of Modesto for the year 1886

George Peley  
City Clerk

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# Ordinance No. 51

An Ordinance Altering and abandoning  
Certain highways in the City of Modesto

The Board of Trustees of the City  
of Modesto, do ordain as follows:

Section 1 Whereas it has been erroneously  
Claimed that the County bridge at  
Modesto on the Truckee River  
and the trestle work and Embank-  
ment thereto adjoining is a highway  
of the City of Modesto, and whereas  
Said Claim is a mere Pretense  
the City of Modesto Never having  
Ever repaired, taken Charge of or in  
any manner recognized Said  
bridge trestle and Embankment as  
a Highway Now therefore on account  
of said Pretense and in order to  
set the matter at rest and to define  
the relations of said City toward  
Said County bridge, trestle and  
Embankment while distinctly dis-  
claiming any responsibility of said  
City to Care for and repair said bridge  
trestle and Embankment and while  
declaring that said bridge, trestle and  
Embankment are a Highway of said  
City of Modesto. It is ordered that  
the Superintendent of Streets of said  
City of Modesto do not perform any  
labor or Expended any money in the  
repair of said bridge, trestle or Embankment  
and it is ordered that said Superintendent  
of Streets do not take Charge of or in  
any manner recognize said bridge  
trestle or Embankment as a Streeted  
Highway of said City

Section 2 And whereas it has been erroneously

pretended and claimed that the County  
bridge across Dry Creek in the City of  
Modesto is a highway of said City

Now therefore it is hereby declared  
that no part of said bridge across  
Dry Creek is or ever has been a highway  
of said City and the Superintendent  
of Streets is hereby ordered not to  
perform any labor or to expend any  
money in repairing said County bridge  
or approaches thereto

Section 3 This Ordinance shall take effect  
from and after its passage

Introduced March 18<sup>th</sup> 1886 Passed  
April 15<sup>th</sup> 1886

Alex. Turner, Tucker, Parrie and  
Brickman Theo. Turner, President  
Board of Trustees  
Attest George Seiler City Clerk

I George Seiler, City Clerk of the  
City of Modesto, do certify that  
the foregoing is a true and correct  
copy of Ordinance No 51 entitled  
"An Ordinance Altering and abolishing  
certain highways in the City of  
Modesto"

Geo Seiler  
City Clerk

Ordinance No 52.

An ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows.

Section 1.

The regular meetings of the Board of Trustees of the City of Modesto shall be held on the first and third Thursdays of each and every month, at the Grollman building corner of 10th and N. Streets in said City at 9 o'clock A.M.

Section 2.

This ordinance shall take effect immediately.

Section 3.

All ordinances in conflict with this ordinance are hereby repealed.

Introduced April 22<sup>nd</sup> A.D. 1886. Passed April 29<sup>th</sup> 1886.

Attest  
Wallace Ingra Simon Robinson  
City Clerk  
Attest  
S. B. Farish  
City Clerk  
James G. James  
President of the Board of Trustees

Published in the Modesto Daily Evening News April 30<sup>th</sup> 1886.

S. B. Farish City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No 52 of said City of Modesto, entitled an Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto, and that the same has been published according to law.

Ordinance No. 53.

The Board of Trustees of the City of Modesto.  
do ordain as follows.

Section 1 The office of Night Watchman of the City of Modesto. is hereby created with such duties and powers as are thereby or may hereafter be conferred.

Section 2 For the violation of any of the laws of the state. or of any ordinances of the City within its corporate limits he shall have such powers as are now or may hereafter be conferred upon Constables by the laws of the State.

Section 3 He shall be on duty within the corporate limits of the City of Modesto from the hours of nine o'clock P. M. to seven o'clock A. M. of each and every day.

Section 4 His Compensation shall be sixty five Dollars per month which shall be in full for all services

Section 5 This Ordinance <sup>shall be in force</sup> from and after its passage  
Passed May 6th 1886.

James Robinson  
Ayer James Wallace  
H. James  
President of the Board of Trustees

Attest J. B. Farish  
City Clerk

Published in the

Modesto Daily Evening News May 7th 1886.

J. B. Farish City Clerk of Modesto do  
Certify that this foregoing is a true and correct  
Copy of Ordinance No 53. and that the same has been  
published according to law

J. B. Farish  
City Clerk

103

# Ordinance No 54

An ordinance amending sections of Ordinance No 29, entitled, An Ordinance to define and punish nuisances and offences, against the Public Health and safety.

Section 1. The Board of Trustees of the City of Modesto do ordain as follows;  
Section 1. Of Ordinance of No 29, is hereby amended to read as follows;

Any of the following acts or things done, or being within the City of Modesto is hereby declared to be a nuisance.

Section 2. First all filth garbage rubbish or refuse of any kind thrown or being in or upon, any part yard, Courtyard, Street, Alley, public square or gutter and or upon any place accustomed to be traveled by the public, though not a public highway.

All filth garbage rubbish or refuse of any kind thrown or being in any street premises when the same emits any noxious odor or is in any way prejudicial to the public health.

Section 3. Every privy Cess pool, still sewer gutter or drain emitting any noxious odor gas or effluvia, prejudicial to the public health or in such condition by reason of defective construction or want of repair, as to be liable to emit such odor gas or effluvia.

Section 4. Every slaughter house and every carcass of any dead animal except such as are killed and kept for food.

Section 5. All pools of stagnant water

Section 6. Every business trade occupation or act by which any odor gas effluvia is created annoying to the public or directly prejudicial to the public health.

Section 7. Any cesspool or other excavation in any street, or alley whether covered or otherwise and every excavation or private property which is not enclosed by a substantial fence except as are expressly allowed by licenses granted by the Board of Trustees.

Section 8. Every obstruction in any part of any street alley sidewalk gutter or cistern or in any place though not a public highway through or over which the public travel and <sup>passing</sup> in such highway or place likely to render travel on the same dangerous.

Section 9. All water which shall be caused or suffered to run across or upon any sidewalk street or alley in such a manner as to cause inconvenience to persons traveling on the same.

Section 10. All dry grass weeds or other rubbish or things standing or growing on private premises or lots in said City and liable to ignite and endanger the public safety.

Section 11. Every act or thing which necessarily and naturally produces annoyance or injury to the public.

Section 2. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This Ordinance shall take effect from and after its passage.

Introduced June 17<sup>th</sup> 1886.  
Passed July 1<sup>st</sup> 1886.

Ayes T. J. Robinson and James  
Absent Wallace and Simon  
K. W. James President of the Board  
of Trustees

Attest. J. B. Parish City Clerk  
in name of the City of Modesto.

J. B. Parish City  
Clerk of the City of Modesto do hereby certify that the above  
and foregoing is a true and correct copy of  
Ordinance No 54 entitled an Ordinance

amending Section 1 of Ordinance No 29 entitled  
an ordinance to define and punish nuisances  
and offenses against the public health and  
safety. ~~That~~ the same has been published according  
to law

B. Smith  
City Clerk

Ordinance No. 55.

An ordinance to prevent <sup>fast</sup> driving to prevent animals from being led or driven on sidewalks to prevent foot racing ball playing or stone throwing on public streets.

Section 1

The Board of Trustees of the City of Modesto as herein as follows

Section 2

Any person who rides, drives, or leads on a highway any animal at a greater speed than eight miles an hour is guilty of a Misdemeanor

Section 3

Any person who rides, drives or leads any animal on a sidewalk is guilty of a Misdemeanor

Section 4

Every person who upon a highway engages in playing ball foot racing or any other ball or dice game or uses any sling, sling shot or other missile or missiles or rifle or throws stones or other missiles is guilty of a Misdemeanor

Section 5

all ordinances or parts of ordinances in conflict with ordinance are hereby repealed

This Ordinance shall take effect from and after its passage

Introduced August 5th 1886.

Passed August 19th 1886.

Attest J B Tarishy City Clerk  
W Wallace, Simon and Robinson  
Agree James Tregear  
A G James President of Board Trustees

I J B Tarishy City Clerk of the City of Modesto do certify that the above foregoing is a true and correct copy of ordinance No 55 and that the same has been published according to Law  
J B Tarishy City Clerk

Vertical text on the left margin, possibly a date or reference: "Filed for record August 20th 1886"

Ordinance No 56.

An Ordinance amending section 13 of Ordinance No 17, entitled an Ordinance to provide a City License Tax in the City of Modesto by including Siver and Feed Stables or Feed Stables Keepers Therein, and repealing Section 14 of said Ordinance No 17.

The Board of Trustees of the City of Modesto do ordain as follows

Section 13

Section 13 of Ordinance No 17, entitled an Ordinance to provide for a City License Tax in the City of Modesto is amended to read as follows

Every <sup>person</sup> who at a fixed place of business sells any goods wares or Merchandise wine or distilled liquors in in quantities of more than one quart drugs medicines jewelry or wares of precious Metals whether on Commission or otherwise except such as are sold by Auctioneers at publick sale under license and all persons who keep liver and feed stables or feed stables must obtain from the City Marshal a license and per quarter an amount to be determined by the class in which such person is placed by the City Marshal. Such businesses to be classified and arranged by the average monthly sales made at the following rates

This section amended by Ord No 65 - Page 129

First

Those who are estimated to make sales to the amount of twenty thousand dollars or more per month constitute the first class and must pay ten dollars per month

Second

Those who are estimated to make sales to the amount of ten thousand, and less than twenty thousand dollars per month constitute the second class and must pay seven dollars per month

Third Those who are estimated to make Sales to the amount of five thousand dollars per month and less than ten thousand per month constitute the third class and must pay three dollars per month

Fourth Those who are estimated to make Sales to the amount of two thousand dollars and less than five thousand dollars per month constitute the fourth class and must pay two dollars and fifty cents per month

Fifth Those who are estimated to make Sales to the amount of One thousand and less than two thousand dollars per month constitute the fifth class and must pay one dollar and fifty cent per month

Sixth Those who are estimated to make Sales of less than one thousand dollars per month constitute the sixth class and must pay one dollar per month

Section 7 Section 14 of Ordinance No 17 entitled an Ordinance to provide a City License Tax in the City of Modesto is hereby repealed

This Ordinance shall take effect from and after its passage

Introduced Oct 7<sup>th</sup> 1886

Passed Oct 22<sup>nd</sup> 1886

Ayes Simon  
Wallace  
Robinson  
Anderson

H. G. James

President of Board of Trustees

W. B. Tarish

City Clerk

I, W. B. Tarish City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 56 and that the same has been published according to Law  
W. B. Tarish City Clerk

City of Modesto  
City Clerk  
W. B. Tarish

# Ordinance No 57

An Ordinance amending Section 12 of Ordinance No 17, entitled an Ordinance to provide a City licence tax in the City of Modesto

The Board of Trustees of the City of Modesto do Ordain as follows

Section 1

Section 12 of Ordinance No 17 entitled an Ordinance to provide a City licence tax in the City of Modesto is hereby amended to read as follows

Licences must be obtained for the purposes hereinafter named and the City Marshal must require payment as follows

First

For each Billiard Baggabelle or Pool table not kept exclusively for family use three dollars per quarter for each bowling alley four dollars per quarter for each Alley

For each shooting gallery ten dollars per quarter for each gallery

Second

For each Caravan Menagerie or any Collection of Animals Circuses or other acrobatic performance for pay one hundred dollars per day for each side show or shows for pay of any figures Necromancers jugglers Magicians wire or rope performance or slight of hand exhibition ten dollars per day

Third

For each Theater or other place of amusement if three days three dollars per day for each day exceeding three days three dollars per day for each day provided that subdivision three of this section does not apply to exhibitions or entertainments given for the benefit of Churches schools or other charitable or any amateur dramatic association or library society

entertainment

Section 2

All Ordinances or parts of Ordinances in conflict with this ordinance are hereby repealed

Section 3

This Ordinance shall take effect from and after its passage

Introduced February 3rd 1887.

Passed February 17th 1887.

Ayes  
Simon Wallace Robinson, Dodge  
and James

H. C. James  
President Board of Trustees

Attest

S. B. Farish  
City Clerk

I, S. B. Farish City Clerk of the City of Modesto do certify that ~~the foregoing is a true and correct copy of Ordinance No 57 of said City of Modesto~~ <sup>entitled an ordinance amending of Sect 12 of Ordinance No 17</sup> entitled an Ordinance to provide a City license Tax, in the City of Modesto, and that the same has been published according to law.

111

## Ordinance No 58.

An Ordinance establishing Water Rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the year

The Board of Trustees of the City of Modesto do Ordain as follows

- Sec 1 For Tenements occupied by a single family of not more than five persons per month one dollar and fifty Cents
- Sec 2 For each additional person twenty five Cents Children of seven years and under are exempt from the above Rates
- Sec 3 For small families occupying Rooms in second and third stories per month one dollar
- Sec 4 For private boarding houses from two to three dollars
- Sec 5 For restaurants and eating houses per month from two to three dollars
- Sec 6 For lodging houses in addition to family rates for each bed per month twenty five Cents
- Sec 7 For Hotels in addition to family rates for each bed occupied per month twenty five Cents
- Sec 8 For small Stores per month one dollar
- Sec 9 For large Stores and Warehouses per month two dollars
- Sec 10 For Saloons per month one and a half to three dollars
- Sec 11 For Rooms in second and third stories occupied as Offices each per month fifty Cents
- Sec 12 For Photograph galleries per month from three to five dollars

- Sec 13. For public Water Closets where there is only one seat per month one dollar and fifty Cents
- Sec 14. Each additional seat one dollar
- " 15. For private Water Closets per month fifty Cents
- " 16. For public bath Tubs in bathing establishments boarding and lodging houses Hotels and barber shops for each tub per month two two dollars
- " 17. For bath tubs used in private dwellings per month fifty Cents
- " 18. For Drug Stores per month one dollar and fifty Cents
- " 19. For Drug Stores with fountain per month five dollars
- " 20. For blacksmiths and Wagon Shops per Month from one and half to two and a half dollars
- " 21. For livery stables including Water for Washing Buggies and Carriages per month from five to sixteen dollars based upon an estimate of fifty Cents for each stall per month
- " 22. Private stables for one horse and Buggy per month fifty Cents
- " 23. For each additional horse or Cow fifty Cents
- " 24. For hack stables for each hack and two horses per month two dollars and fifty Cents
- " 25. For plasters for each barrel of lime plaster or Cement twenty five Cents
- " 26. For Water used by bricklayers to make Mortar and dampen brick for each one thousand brick fifteen Cents
- " 27. For Barber shops where on Chair is used per month one dollar and fifty Cents
- " 28. For each additional Chair fifty Cents
- " 29. For irrigation for use of hoses for sprinkling flowers and grass plots of not more than fifty square yards per month fifty Cents for each square yard seeding fifty half Cent per square yard per month
- " 30. For Water brought for each trough on the side walk per month two dollars and fifty Cents
- " 31. For boundaries and Chinese Wash houses per month from three to ten dollars

Section 32. When the quantity is more than twenty thousand <sup>gallons</sup> per month for each one thousand gallons over that amount <sup>consumed</sup> thirty five Cents,

The owner or the agent or other Officers of the Company or Corporation supplying Water as herein provided shall have the power in all cases to ascertain by Meter the quantity of Water used and fix the price as provided in sections thirty two and three

This Ordinance shall <sup>take</sup> effect on the first day of July 1887 and remain in force for and during the space of one year thereafter

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed

Introduced February 11th 1887

Passed February 17th 1887

Ayes  
James Wallace Simon Robinson and  
Troger

H. G. James  
President Board of Trustees

Attest  
S. B. Tarish  
City Clerk

S. B. Tarish City Clerk  
of the City of Modesto do Certify that the above and foregoing is a true and correct copy of Ordinance No 58 of said City of Modesto entitled an Ordinance establishing water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the year and that the same has been published according to law.

Sheet 33.  
When the quantity is more than 28,000 gallons per month for each one thousand gallons over that amount consumed 35 cents.

111  
An Ordinance to be known as  
Ordinance No 59.

In relation to horses  
mules or other animals having the  
disease known as glanders or farcy  
or any other contagious or infectious  
diseases  
The Board of Trustees of the  
City of Modesto do ordain as follows

Section 1

any person who shall own keep  
or have in his possession within  
the limits of the City of Modesto any  
horse or other animals afflicted  
with the disease known as glanders  
or farcy shall within twenty four  
hours after having knowledge or  
being notified thereof by any  
person kill and bury the same  
or remove it without the limits  
of said City and any such owner  
or person omitting or refusing to  
comply with the provisions of this  
section shall be guilty of Misdemeanor

Section 2

Any person who shall knowingly  
sell or offer for sale or use or exchange  
or who shall cause or procure to be  
sold or offered for sale or used to be  
exposed any horse or other animal  
having the disease known as glanders  
or farcy or <sup>any</sup> other contagious or infectious  
disease by such person known to  
be dangerous to human life or  
which shall be delayed past recovery  
shall be guilty of a Misdemeanor

Section 3

Every animal having glanders or farcy  
within the limits of the City of Modesto  
and found running at large without  
any known owner or any person  
in charge of the same and any such  
animal not disposed of by its

Owner or the person in charge thereof as provided by Section one of this Ordinance shall be taken possession of the City Marshal of said City and at once killed and buried, who shall receive for such animal so killed the sum of two dollars and be allowed the cost necessarily incurred in burying such animal.

Section 4.

All Ordinances or parts of Ordinances in conflict with Ordinance are hereby repealed.

This Ordinance shall take effect from and after its passage.

Introduced

March 17th 1887.

Passed

April 11th 1887.

Ayes

Simon Wallace Robinson Trego and James H. G. James

President of the Board Trustees

Attest

J. B. Parish  
City Clerk

J. B. Parish City Clerk of the City of Modesto do Certify that <sup>the above and</sup> when <sup>being</sup> is a true and correct copy of Ordinance No 57 of said City of Modesto, entitled an ordinance in relation to horses, mules, or other animals having a disease known as glanders.

or farcy or any other contagious or infectious diseases, and that the same has been published according to law.

An Ordinance to be known as Ordinance  
No 60.

An Ordinance fixing  
the rate of taxation in the City of  
Modesto for the year 1887.

The Board of Trustees of the City of  
Modesto do ordain as follows

Section 1

The rate of Taxation for the year 1887, in  
the City of Modesto shall be thirty three  
and one third Cents on the one hundred  
dollars of Value of the taxable property  
in said City and the same is hereby  
levied and shall be paid into the  
general fund of the Treasury  
of said City.

Introduced

April 11th 1887.

Passed

April 28th 1887.

Ayes

James Wallace Simen Treger

Attest

J B Farish President of the Board of Trustees  
City Clerk

I J B Farish City  
Clerk of the City of Modesto do  
certify that the foregoing is a true  
and correct copy of Ordinance  
No 60 of said City of Modesto entitled an Ordinance  
fixing the rate of taxation in the City of Modesto  
for the year 1887.  
and that the same  
has been published  
according to law

J B Farish  
City Clerk

Ordinance  
No 61.

117  
An Ordinance ~~to be~~  
~~known as Ordinance No 61~~ ~~was introduced~~  
establishing water rates to be charged by the  
Modesto Water Company for the use of  
water furnished by it in the City of Modesto  
per month and by the year

The Board  
of Trustees of the City of Modesto do  
Ordain as follows.

Section One.

For tenements  
occupied by a single family of not more  
than five persons, per month one dollar  
and fifty Cents

Sect 2.

For each additional person twenty five  
Cents, Children of seven years and under  
are exempted from the above rates

Sect 3.

For small families occupying rooms in  
second and third stories per month, one  
dollar

Sect 4.

For private boarding Houses per month,  
from two to three dollars

Sect 5.

For restaurants and eating Houses, from  
two to three dollars per month

Sect 6.

For lodging Houses - in addition to family  
rates - for each bed per month twenty  
five Cents

Sect 7.

For Hotels in addition to family rates  
for each bed occupied per month  
twenty five Cents

Sect 8.

For small Stores per month one  
dollar

- Sect 9. For large Stores and warehouses per Month two dollars
- Sect 10. For saloons per month ~~to~~ one and a half to three dollars per month
- Sect 11. For rooms in second and third stories occupied as Offices each per month fifty cents
- Sect 12. For Photograph galleries per month from three to five dollars
- Sect 13. For public water closets when there is only one seat per month one dollar and fifty cents
- Sect 14. For each additional seat one dollar
- Sect 15. For private water closets per month fifty cents
- Sect 16. For public bath tubs bathing establishments boarding and lodging Houses Hotels and barber shops for each tub per month two dollars
- Sect 17. For bath tubs used in private dwellings per month fifty cents
- Sect 18. For Drug Stores per month one dollar and fifty cents
- Sect 19. For Drug Stores with fountain per month five dollars
- Sect 20. For blacksmith and wagon shops per month from one and a half to two and a half dollars
- Sect 21. For livery stables including water for washing Buggies and Cabriages per month five to sixteen dollars per

Month based upon an estimate of fifty Cents for each stall per month.

Sect 22.

Private stables for one horse and Buggy per month fifty Cents

Sect 23.

For each additional horse or Cow fifty Cents per month

Sect 24.

For Hack Stable, for each Hack and two horses, per month, two dollars and fifty Cents

Sect 25.

For plasters for each barrel of lime plaster or Cement twenty five Cents

Sect 26.

For water used by bricklayers to make Mortar and dampen brick for each one thousand brick, fifty Cents

Sect 27.

For Barber Shops when one chair is used, per month one dollar and fifty Cents

Sect 28.

For each additional Chair fifty Cents

Sect 29.

For irrigating for use of hoses for sprinkling flowers and grass plots, of not more than fifty square yards per month fifty Cents; for each square <sup>yard</sup> exceeding fifty one half Cent per yard per month.

Sect 30.

For water troughs for each trough on the side walk two dollars and fifty Cents

Sect 31.

For laundries and Chimneys Washhouses per month from three to ten dollars

Sect 32.

For large quantity of water where the quantity of water is used does not exceed twenty thousand gallons per month, there may be charged for each one thousand gallons, to be ascertained by Meter or otherwise, fifty cents

Sect 33. Where the quantity is more than twenty thousand gallons per month, for each one thousand gallons over that amount consumed, thirty five cents

Sect 34. The owner or the agent or other Officers of the Company <sup>or Corporation</sup> supplying water as herein provided shall have the power in all cases to ascertain by meter the quantity of water used and fix the price as provided in Sections thirty two and thirty three

Sect 35. This Ordinance shall take effect on the first day of July 1888. and remain in full force from said during the space of one year thereafter

~~It is ordered that the Clerk cause a copy duly certified to him of the Report and statement of the Modesto Water Company to be filed in the Office of the County Recorder of Stanislaus County California~~

Introduced February 9<sup>th</sup> 1888 } Ayes. James  
Passed February 16<sup>th</sup> 1888 } Wallace Tyea  
Jmes Robinson

Attest  
W B Parish  
City Clerk  
President of the Board of Trustees

I W B Parish City Clerk, of the City of Modesto do Certify that the above and foregoing is a true and correct copy of Ordinance No 61 of said City of Modesto, entitled ~~an Ordinance establishing water rates to be charged by the Modesto Water Company for the use of water furnished by the City of Modesto, per month and~~ published according to law.

Ordinance No 62

An Ordinance fixing the rate of Taxation in the City of Modesto for the Year 1888

The Board of Trustees of the City of Modesto do Ordain as follows

Section 1. The rate of Taxation for the City of Modesto shall be thirty three and a thirty cents on each one hundred dollars of Value of the taxable property in said City and the same is hereby levied and shall be paid into the general funds of the Treasury of said City

Introduced

March 22<sup>nd</sup> 1888

Passed

April 9<sup>th</sup> 1888

Attest

J B Parish  
City Clerk

James Wallace and  
Robinson

H G James

Forward of the  
Board of Trustees

J B Parish City Clerk of the City of Modesto do certify that <sup>the</sup> ~~the~~ foregoing is a true and correct copy of Ordinance No 62 of said City of Modesto ~~entitled an Ordinance fixing the rate of taxation in the City for the year 1888~~ ~~and that the same has been published according to law~~ and that the same has been published according to law  
J B Parish  
City Clerk

122  
Ordinance No 63.

An Ordinance amending Section  
two of Ordinance No 47, entitled an Ordinance  
fixing the salary of City Marshal City  
Clerk and City Attorney is hereby amended  
to read as follows. The salary of the  
City Clerk shall be six hundred dollars  
for each and every year payable monthly  
in addition to the sum the Clerk  
or his deputy for each day of at least  
eight hours work while engaged in  
assessing the city property and making  
up the assessment Roll shall receive  
the sum of four dollars per day, provided  
the sum allowed for making said  
assessment and writing up. The assess-  
ment Roll shall in no year exceed  
the sum of three hundred dollars

Ordinance No 63.

An Ordinance amending Section two of Ordinance No 47. entitled. An Ordinance fixing ~~the~~ salary of City Marshal City Clerk and City Attorney

The Board of Trustees of the City of Modesto as Ordain as follows,

~~Section 1. Section 2. of Ordinance No 47. entitled an Ordinance fixing the salary of City Marshal City Clerk and City Attorney is hereby amended to read as follows. the salary of City Clerk shall be six hundred dollars for each and every payable monthly, in addition to this sum. the Clerk or his deputy for each day of at least eight hours work while engaged in assessing the City property and making up the assessment Roll shall receive the sum of four dollars per day provided that the sum allowed for making said assessment and in writing up the assessment Roll shall in no year exceed the sum of three hundred dollars~~

Section 2.

All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed

Section 3.

This Ordinance shall take effect from and after the first day of May 1858

Introduced March 22<sup>nd</sup> 1858

Passed April 9<sup>th</sup> 1858.

atw James Wallace and Rebenjamin H. James, president of the Board of Trustees

attest  
J. B. Pascoe  
City Clerk

I, J. B. Pascoe, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No 63 and that the same has been published according to law

Ordinance No 64.

The Board of Trustees of the City of Modesto do Ordain as follows

Section 1. The right is hereby granted to Frank A. Cresssey, L. W. Fullkroth, Chas. Maza, Junr and G. A. Whitby, their successors and assigns to lay down, maintain, construct and operate a single Rail road <sup>tracks</sup> over and upon the following routes in the City of Modesto  
To wit:

Commencing at a point where the center lines of I. Street is intersected by the west boundary <sup>line</sup> of said City <sup>according to the published maps of said City</sup> thence along the center <sup>line</sup> of said I. Street in an easterly direction to the east boundary line of said City of Modesto (according to the published map of said City) where the center line of said I. Street intersects said easterly line and the right is hereby granted to the said Frank A. Cresssey, L. W. Fullkroth, Chas. Maza, Junr and G. A. Whitby and their successors and assigns to transport and propel cars on said road and convey passengers and freight not exceeding five hundred pounds per car thereon, for hire at the rate hereinafter fixed, the rails to be of the most improved pattern and of the best materials for street-railways and the cars to run thereon at convenient hours of every day and night to the traveling public, and for the transportation of passengers.

Section 2.

The Grantes herein named their successors and assigns, shall construct their tracks on those portions of the streets designated in the Ordinance granting the same which must be as nearly as possible in the middle thereof they shall plant pavements Macadamize

the entire length of the streets used by their tracks between the rails and for two feet on each side thereof and keep the same constantly in repair flush to the street. And with good crossing and the tracks must not be more than five feet wide within the rails and a space between the tracks sufficient to allow the cars to pass each other freely. they shall also keep said tracks and a width of two feet on each side thereof so sprinkled and watered that no dust will arise therefrom on all such streets or portions of streets along the entire length of said tracks as are sprinkled by the owners of property fronting on said streets or portions of streets or by the City of Modesto

Section 3 The tracks of said Railway shall not exceed fifty inches in width from outside to outside of the rails and shall be laid flush with the level of the streets and at such grade or elevation as may be approved by the Board of Trustees of the City of Modesto, before the actual construction of the road-bed of said road is commenced the cost of establishing said grade on all streets over which it shall pass the grade of which has not already been established shall be paid by the Grantor herein their successors and assigns and the said tracks shall be so laid as to offer as little obstruction as possible to the crossing of vehicles and when the route herein provided shall intersect any other route the rails of each shall be so cut or altered as to permit the cars to pass without obstruction or delay. Said Grantors their successors and assigns shall agree and be bound to amend under penalty of five thousand

Dollars in Gold Coin of the United States to fully comply with the provisions of this Ordinance. Said bond to be given and become operative on the completion of said road.

Section 4 For the purpose of Constructing or repairing said railroad not more than the length of one block shall be obstructed at any one time or for a longer period of time than ten working days the rate or price of fare shall not exceed Ten Cents for each passenger carried either way for any distance under three miles for the first five years of the existence of this franchise and shall not exceed five Cents for each passenger carried either way thereafter.

Section 5 The Cars run upon said road shall be of the most approved construction for comfort and convenience of passengers and provided with brakes to stop the same when required and shall be propelled by Horse or Mules or by Wire Rope running under the struts and moved by stationary steam engines and at a speed not exceeding eight miles per hour and in case of a violation of this provision said <sup>or</sup> ~~loggers~~ their successors or assigns shall be subject to a fine not exceeding one hundred dollars for each offense.

Section 6 Nothing in this Ordinance shall be so construed as in anyway to prevent the Authorities of said City of Modesto for grading, sewerage, plankings, macadamizing, altering, repairing or changing the grade <sup>of the struts</sup> along and over which the road herein proposed to be constructed shall run.

Section 7 The said Frank A. Crosser, J. W. Farkner, Charles Maze Jr and G. A. Whelby, their successors and assigns pay to the said City of Modesto the sum of not exceeding twenty five dollars per annum as a license upon

Section 8

each year used or run by them upon the said railway payable quarterly in United States Gold Coin in advance.

The Franchise and privileges hereby granted shall continue for the period of Twenty five years from and after the approval of this Ordinance and work to construct said road must be commenced within one year from the passage of this Ordinance and the said railway completed and cars running thereon within three years thereafter and if the said Grantors their successors and assigns do not commence the construction of said work within one year from and after the passage of this Ordinance all rights of said Grantors their successors and assigns under this Ordinance shall be forfeited and shall thenceforth cease and determine and if the entire length of said line shall not be completed within three years after the passage of this Ordinance and cars run thereon all rights of said Grantors their successors and assigns shall be forfeited and shall thenceforth cease and determine provided that the time or anytime that the Grantors herein named their successors and assigns may be restrained by process of Law Court or order of any competent Court shall not be computed as part of time in this section specified.

Section 9

The Grantors herein named their successors and assigns shall plank between rails at crossings and at intersections of streets now opened or to be opened over and along which said railway shall be constructed and to the full width of such Cross Street of said railway and two feet additional on each outside of rails and from town to town.

as required to repair the same

~~Section 10 Whenever any part of any street  
 over which this road shall run shall  
 be altered improved or repaired and  
 the work of improving such street  
 shall be let by contract the part of said  
 street or streets occupied by said  
 track or tracks and two feet on either  
 side thereof shall be let together with the  
 rest of the street or streets and the  
 grantee herein named their successors  
 and assigns shall be held for the payment  
 of the costs of said improvements which  
 costs shall be assessed to the proper  
 proportions of the width of the track and  
 two feet on either side thereof to the whole  
 width of the street or streets so improved  
 and collected in the manner provided  
 for the collection of other street assessment  
 and shall become a lien upon the Roadbed  
 rolling stock and franchises of said Road~~

Section 11 At anytime upon demand by the  
 Board of Trustees of said City of Modesto  
 the said Grantee their successors and assigns  
 shall within thirty days file a sworn  
 statement of the total cost upon a Basis  
 of Gold Coin of the United States of the several  
 portions of the Road hereby authorized to  
 be built

Section 12 This Ordinance shall take effect  
 and be in full force from and after its  
 passage

Introduced April 9<sup>th</sup> 1888 Passed  
 April 19<sup>th</sup> 1888, Published in Modesto Herald  
 Angus Wallace Robinson, James P Christ  
 No Foreign

William Torgue  
 President Board of Trustees

Attest  
 L. D. Larnest  
 City Clerk

~~I. J. Farish City Clerk of the City of Modesto  
do certify that the foregoing is the true  
and correct copy of Ordinance No. 64  
of said City of Modesto, entitled an Ordinance  
granting to J. C. Green, J. M. Smith, Charles Magee  
according to law J. M. Smith, Charles Magee  
their successors and  
assigns to lay down.~~ J. J. Farish

~~I. J. Farish City Clerk of the City of Modesto  
do certify that the above and foregoing Ordinance  
No. 64, of said City of Modesto, entitled an Ordinance  
granting the right to J. M. Green, J. M. Smith, Charles  
Magee, J. M. Smith, Charles Magee, their successors  
and assigns, to lay down, maintain, construct and  
operate, a single track road over and upon  
certain rods in the City of Modesto.~~ J. J. Farish  
City Clerk

Ordinance  
No. 65.

An Ordinance amending Section 1, of  
Ordinance No. 56, entitled, <sup>an ordinance</sup> amending Section  
13, of Ordinance No. 17, entitled, an Ordinance  
to provide a City license tax in the City of  
Modesto by including livery and feed  
Stables or feed stables keepers, <sup>therein</sup> and repealing  
Section 14, of said Ordinance No. 17, passed  
October 22<sup>nd</sup> 1886

The Board of Trustees of  
the City of Modesto do Ordain as follows:  
Section 1. Section 1 of Ordinance No. 56,  
passed October 22<sup>nd</sup> 1886 is hereby amended  
so as to read as follows:

(Section 1.) every person  
who at aforesaid place of business sells any  
goods wares or merchandise wares or distilled  
liquors in quantities of more than one  
quart, drugs, medicines, jewelry, or wares of  
precious metals whether in commission  
or otherwise, except such as are sold by  
auctioneers at public sale under license,

and persons who keep hired and feed stables or feed stables must ~~obtain~~ obtain from the City Marshal a license and pay per quarter an amount to be determined by the class in which such person is placed by the City Marshal. Such business is to be classified and arranged by the average monthly sales made or hiring or feeding done at the following rates.

First.

Those whose average monthly sales hiring or feeding exceeds the sum of twenty thousand dollars or more per month. Constitutes the first class, and must pay a license tax of ten dollars per month.

Second.

Those whose average monthly sales hiring or feeding amounts to the sum of ten thousand dollars and less than twenty thousand dollars per month constitute the second class, and must pay a license tax of seven dollars per month.

Third.

Those whose average monthly sales hiring or feeding amounts to the sum of five thousand dollars and less than ten thousand dollars <sup>per month</sup> constitute the third class, and must pay a license tax of four dollars per month.

Fourth.

Those whose average monthly sales hiring or feeding amounts to ~~two thousand dollars~~ <sup>two thousand</sup> dollars and less than five <sup>thousand</sup> dollars per month constitute the fourth class, and must pay a license tax of two dollars and a half per month.

Fifth.

Those whose average monthly sales feeding or hiring amount to one thousand dollars and less than two thousand dollars per month constitute the fifth class, and must pay a license tax of one dollar and a half per month.

Sixth. Those whose average monthly sales, hiring or feeding, amount to five hundred dollars and less than one thousand dollars per month, constitute the six class, and must pay a license tax of one dollar per month

Seventh. Those whose average monthly sales, hiring or hiring amount to <sup>two</sup> hundred and fifty dollars, and less than five hundred dollars, per month constitute the seventh class, and must pay a license tax of fifty cents per month

Eighth. Those whose average monthly sales, feeding or hiring, amount to less than two hundred and fifty dollars per month constitute the eighth class, and must pay a license tax of twenty five cents per month

Section 2. all Ordinances, or parts of Ordinances in conflict with this Ordinance are hereby repealed

Section 3. This Ordinance shall take effect from and after the ~~first~~ Tuesday of October A.D. 1888.

Introduced September 6th 1888  
Passed September 20th 1888

Wm. Wallace, Robinson, Christ and Tragea  
William Tragea  
President of the Board of Trustees

Attest J B Parish  
City Clerk

J B Parish City Clerk  
of the City of Modesto do certify that the foregoing is a true and a correct copy of Ordinance No 657 of said City of Modesto, as amended according to law No 56, entitled an ordinance amending Section 13 of Ordinance No 7, entitled an Ordinance to provide a City

Copy of Ordinance No 657 of said City of Modesto, as amended according to law No 56, entitled an ordinance amending Section 13 of Ordinance No 7, entitled an Ordinance to provide a City

# Ordinance No 66

an ordinance establishing fire limits in the City of Modesto and repealing Ordinance No 34 of said City, passed February 6th A D 1885

The Board of Trustees of the City of Modesto do Ordain as follows

## Section 1.

The fire limits within the City of Modesto shall comprise the Blocks and parts of Blocks hereinafter named, to wit, all the Blocks and parts of Blocks within the following limits

Commencing at a point where the easterly side of 9th Street intersects the northerly line of lot 24 in Block 56, and running thence in an easterly direction along the northerly line of lots 24 and 9, in said Block 56, to 10th Street, thence across 10th Street to where the easterly line of 10th Street intersects the northerly line of lot 24 in Block 68, thence in an easterly direction along the northerly line of lot 24, in said Block 68, to the alley in said Block, thence in a southerly direction along said alley across I and H Streets to its intersection with the northerly line of lot 24, in Block 70, thence in westerly direction, along the northerly line of lot 24, in Block 70, to 10th Street, thence across 10th Street in the same direction to the easterly line of Block 54, thence in a southerly direction along said line to its intersection with the northerly line of G Street, thence in a westerly direction along said line to its intersection with the easterly line of 9th Street, thence in a northerly direction along said line to the place of beginning, making said fire limits to comprise all of Blocks 54 and 55, the southerly half of Block 56, the southerly

half of the westerly half of Block 68, the westerly half of the westerly Block 69, and the northerly half of the westerly half of Block 70.

Sec 2.

The exterior and center walls of all buildings hereafter erected within the limits prescribed in Section 1. of this Ordinance and the exterior and center walls of all buildings hereafter erected in any Block or part of Block in said City of Modesto, after it shall be declared by Ordinance to be a fire limit shall be constructed of brick, stone or iron, with party and fire walls rising at least two feet above the roof on all sides, and all roofs shall be covered with tin or some <sup>other</sup> incombustible material.

Sec 3.

The center and exterior walls of buildings hereafter to be erected within the fire limits shall for a two story building be not less than twelve inches in thickness, and if more than two stories the walls of the first shall not be less than sixteen inches and the second and third stories not less than twelve inches in thickness.

Sec 4.

No modern building shall be built, erected or constructed within said fire limits, provided the Board of Trustees may allow the construction of a modern building within said fire limits should they deem it for the best interest of the said City, and provided further that a written Certificate be obtained from a majority of the property owners within that portion of the Block included within the fire limits in which the proposed building is to be erected or situated, stating that they consent to the erection of the building.

Sec 5.

No modern building within said fire limits shall be altered, repaired or added to without permission so to do from

the Board of Trustees, such permit shall fully state the alterations, repairs or additions allowed to be made, and such permit must be filed with the City Clerk, no permit shall be granted to increase the size of any such building, except in regard to its height

Sec 6,

No wooden building, now within the fire limits, shall be removed except to a lot wholly without the said fire limits, provided, the Board of Trustees may allow the removal of a wooden building now within <sup>the</sup> fire limits to any other place within said fire limits should they deem it for the best interest of the said City, and provided further a written certificate be obtained of a majority of the property owners within that portion of the Block included within the fire limits to which the proposed building is to be removed, stating that <sup>they</sup> consent to such removal.

Sec 7,

Every house building or other structure erected built or removed in violation of this Ordinance, shall be deemed and is hereby declared to be a public nuisance, and shall be abated as such. The Marshal is hereby authorized to remove any such house or other structure erected or removed in violation of this Ordinance at the expense of the person so offending.

Sec 8,

Any persons or persons who shall in any manner assist in the construction, erection alteration, repairing, adding to, or removal of any building <sup>or</sup> shall perform labour thereon in violation of the provisions of this Ordinance, or who shall permit any building, structure or superstructure to be built, erected, added to or removed in violation of the provisions of this Ordinance, shall be guilty of a misdemeanor.

Sec 9. The President of the Board of Trustees, the City Clerk and the City Marshal are hereby constituted, a Board denominated, the Board of Fire Wardens of the City of Modesto, whose duty it is to see that ~~the~~ the provisions of this Ordinance are carried out.

Sec 10. When ever in the judgement of the Board of Fire Wardens, any building, wall, chimney or smokestack, from any cause whatever be in a situation to be dangerous to persons or property, the City Marshal <sup>shall</sup> immediately give notice to the Owner or owners of such buildings, walls, chimney, or smokestacks or to his <sup>or their</sup> agent, or the persons, having control thereof, to remove or repair the same forthwith, and the person receiving such notice shall, within three days after receiving such notice, comply with the requirements thereof.

Sec 11. If any wooden building shall at any time in the judgement of the Fire Wardens, be ~~damaged~~ damaged by fire to the extent of one half of its value, the City Marshal shall notify the Owner or Owners or his, or her or their, agent, or the person having control of such building that ~~the~~ said building cannot be repaired or rebuilt with ~~it~~ it, but must be removed in a reasonable length of time, provided that if the owner is not satisfied with the judgement of the Fire Wardens as to the extent of the damage, the same shall be determined by arbitration of competent mechanics, the owner selecting one arbitrator, the Board of Fire Wardens one, and they two shall select a third, and the decision of a majority shall be final and conclusive, and all expenses of arbitration shall be paid by the owner.

Sec 12, Any person or persons violating any of the provisions of this Ordinance, shall be guilty of a misdemeanor, and on a conviction thereof shall be punished by fine not more than ~~three~~ <sup>three</sup> hundred dollars, or by imprisonment in the City Prison for not more than three months, or by both such fine and imprisonment.

Sec 13, The continuance of every act prohibited by this Ordinance, shall for each day of its continuance constitute a distinct offense and shall be punished accordingly.

Sec 14, The Board of Police Wardens are hereby directed to see that the provisions of this Ordinance are enforced, and it shall be the duty of the City Marshal and he is hereby instructed to immediately arrest and prosecute any person violating any of the provisions of this Ordinance.

Sec 15, Ordinance No. 34, passed February the 6th A.D. 1885, is hereby repealed.

Sec 16, All Ordinances or parts of Ordinances in conflict with this Ordinance, are hereby repealed.

Sec 17, This Ordinance shall take effect from and after its passage.

Introduced October 4th A.D. 1888  
Passed October 18th A.D. 1888

Attest  
Wallace, Christ. James, and Tregua  
William Tregua  
President of the Board of Trustees  
J. S. Parish  
City Clerk

J. S. Parish, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No. 34 and that the same has been published according to law.

City of Modesto, California  
I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 34 and that the same has been published according to law.

# Ordinance No. 67.

An Ordinance establishing water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the Year

The Board of Trustees of the City of Modesto, do Ordain as follows

Sec 1

For tenements occupied by a single family of not more than five persons per month \$1.50

Sec 2

For each additional person 25 cents  
Children of five years and under are exempt from <sup>the</sup> above rates

Sec 3

For small families occupying rooms in second and third stories per month \$1.00

Sec 4

For private boarding house per month from 2.00 to \$3.00

Sec 5

For restaurants and eating houses per month from 2.00 to \$3.00

Sec 6

For lodging houses in addition to family rates for each bed per month 25 cents

Sec 7

For hotels in addition to family rates for each bed occupied per month 25 cents

Sec 8

For small stores per month \$1.00

Sec 9

For larger stores and warehouses per month \$2.00

Sec 10

For saloons per month \$1.50 to \$3.00

See 11 For rooms in second and third stories occupied as offices each per month 50 cents

See 12 Photograph galleries per month from 3.00 to \$5.00

See 13 For public water closets where there is only <sup>one</sup> seat per month \$1.50

See 14 Each additional seat \$1.00

See 15 For private water closets per month 50 cents

See 16 For public bath tubs in bathing establishments, resorts, boarding <sup>and</sup> lodging houses, hotels and barber shops for each tub per month \$2.00

See 17 For bath tubs used in private dwellings per month 50 cents

See 18 For drug stores per month \$1.50

See 19 For drug stores with fountain per month \$5.00

See 20 For blacksmith and wagon shops per month from 1.50 to \$2.50

See 21 For livery stables including rate for washing buggies and carriages per month from \$5. to \$16.00. based upon an estimate of 50 cents for each stall per month

See 22 Private stables for <sup>one</sup> horse and buggy per month 50 cents

See 23 For each additional horse or cow 50 cents

See 24 For hack stables for each hack which has two horses per month \$2.50

Sec 25 For plaster for each barrel of lime plaster  
or cement 25 cents

Sec 26

For water used by bricklayers to make mortar  
and dampen brick for each 1,000  
brick 15 cents

Sec 27

For barber shops where one chair is  
used per month \$1.50

Sec 28

For each additional chair 50 cents

Sec 29

For irrigation for use of hose for sprinkling  
flowers and grass plots of not more  
than fifty square yards per month  
50 cents for each square yard exceeding  
fifty one half cent per square yard  
per month

Sec 30

For water troughs for each trough on  
the side walk per month \$2.50

Sec 31

For laundries and Chinese washhouses  
per month from \$3. to \$10.00

Sec 32

For larger quantity of water where  
the quantity of water used does not  
exceed 20,000 gallons per month there  
may be charged for each 1,000 gallons  
to be ascertained by meter or otherwise  
50 cents

Sec 33

Where the quantity is more than  
20,000 gallons per month for each  
1,000 gallons over that amount consumed  
35 cents.

Sec 34

The owner or the agent or other Officers  
of the Company or Corporation supply-  
ing water as herein provided shall <sup>be</sup> the  
person in all cases to ascertain by meter  
the quantity of water used and for the  
price as provided in Sections 32 and 33

Sec 35. This Ordinance shall take effect on the first day of July 1889, and remain in force for and during the space of one year thereafter.

Sec 36.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Introduced  
February 7th AD 1889.  
Passed  
February 21st 1889.

Ayero, Wallace, James, Robinson, Christ  
Tregoe, Wm, Tregoe.  
President of the Board of Trustees

attest  
J. B. Farish  
City Clerk

~~I, J. B. Farish, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of Ordinance No. 67, and that the same has been published according to law.~~

~~J. B. Farish  
City Clerk~~

of the City of Modesto entitled an Ordinance establishing Water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the year and that the same has been published according to law.

J. B. Farish  
City Clerk

Ordinance No 68.

An Ordinance fixing the rate of taxation in the City of Modesto for the year 1889. The Board of Trustees of the City of Modesto do ordain as follows

Section 1.

The rate of Taxation for the year 1889 in the City of Modesto shall be forty Cents for each one hundred dollars of value of the taxable property in said City, and the same is hereby levied and shall be paid into the general fund of the Treasury of said City.

Introduced April 4th 1889.

Passed April 18th 1889.

Wm Robinson Agts. Wallace  
Christiana  
Tregan

attest William Tregan  
President of the Board of Trustees

J W Farish City Clerk

I J W Farish City Clerk of the City of Modesto, do certify that the above and foregoing Ordinance is a true and correct copy of Ordinance No 68 of said City of Modesto, entitled an Ordinance fixing the rate of taxation in the City of Modesto for the year 1889, and that the same has been published according to Law.

J W Farish  
City Clerk

Ordinance No 69.

~~An Ordinance providing how demands against the City of Modesto shall be presented to and audited by the Board of Trustees of the City of Modesto.~~

Section 1.

~~No demands against the City of Modesto shall be allowed or paid~~

Ordinance No 69.

An Ordinance providing how demands against the City of Modesto shall be presented to and audited by the Board of Trustees of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Section 1.

No demand against the City of Modesto shall be allowed or paid unless it be itemized and the claimant or his agent affix thereto his affidavit stating that it is a true and true account against the City of Modesto, that the services or material were actually rendered or furnished, that the items thereto annexed are true and correct in every point and particular, that no part thereof has been paid, and that the claim has not occurred within one year.

Section 2.

No money shall be paid by the Treasurer of said City and no warrant drawn or being except by order of the Board of Trustees of said City.

Section 3.

All ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Introduced 29th 1889. Passed May 10th 1889.  
Agrees Wallace Robinson Clerk Garrison

and. Wm. Puga  
Wm Puga.

President of the Board  
of Trustees of the City of Modesto

attest J. W. Farish

City Clerk of J. W. Farish

City Clerk of the City of Modesto do  
certify that the above annexed  
Ordinance is a true and correct  
copy of Ordinance No 69 of said City  
of Modesto, entitled an Ordinance  
providing for damages against the  
City of Modesto shall be presented and  
approved by the Board of Trustees of  
the City of Modesto and that the same  
has been published according to law.

J. W. Farish  
City Clerk

# Ordinance No 70

An Ordinance Creating a Board of Health and defining its Powers

The Board of Trustees of the City of Modesto do ordain as follows

Section 1 A Board of Health for the City of Modesto is hereby established to consist of five members to be appointed by and shall hold their office at the pleasure of the Board of Trustees of said City. One at least of said Board of Health shall be a practising Physician and a graduate of some reputable School of Medicine, and one if practicable a Civil Engineer.

Section 2 The Board of Health shall meet within ten days after receiving their certificates of appointment and choose a President and Secretary of said Board from their number to hold their offices during the pleasure of said Board of Health. The members of the Board of Health shall receive no compensation whatever.

Section 3 The Board of Health shall have power to adopt such measures as will in their judgment best promote the health of said City and prevent the spread of disease to enter into and examine in the daytime all buildings lots and places in said City to prevent or forbid communication with infested families or houses and by and with the consent of the Board of Trustees of said City to establish a Pesthouse or hospital and to exercise a supervision over Hospitals Prisons School Houses and Public Buildings and all matters pertaining to the sanitary condition of said City and to make rules and regulations relative thereto as

Necessary and proper and not contrary to Law. And report to the Secretary of the State Board of Health at Sacramento at such time as the State Board of Health shall determine.

- 1<sup>st</sup> The Sanitary Condition of their Locality.

- 2<sup>nd</sup> The number of Deaths with the Cause of each as near as can be ascertained within their jurisdiction during the preceding month.

3. The presence of Epidemic, or other dangerous contagious or infectious disease, and such other matters within their knowledge as the State Board may require.

Section 4 It shall be the duty of the Board of Health to recommend to the Board of Trustees <sup>of said City</sup> in writing whenever they shall deem necessary such sanitary measures as they may consider advisable and to cooperate with them in carrying the same into effect - and they may appoint - when deemed advisable by and with the Consent of the Board of Trustees of said City a suitable person to act as a Health Officer who shall receive as Compensation Fifty dollars per month when actually and necessarily employed in the performance of the duties prescribed by Law.

Section 5 The Board of Health may enforce compulsory vaccination on persons or passengers coming from infected places or ports.

Section 6 The President of the Board of Health in the absence of the Health Officer or in case of his sickness or when none has been appointed may perform the duties of Health Officer and when acting as such shall receive the Compensation in this

Ordinance provided for the Health Officer. It shall be the duty of the Health Officer under the direction and control of the Board of Health to enforce all laws Ordinances and regulations relating to Causes of sickness Nuisances and sources of filth existing within said City.

Section 7) The Health Officer may under the direction of the Board of Health remove any person who is not a resident of the City and who is known to be infected with any dangerous contagious or infectious disease to the Plot House when such action shall be deemed necessary to prevent the spread of such disease and when such removal can be made without danger to the life of such person and supply the same with nurses and attendants at the expense of said City.

Section 8) Whenever a nuisance endangering in the opinion of the Health Officer the public health shall be ascertained to exist in any premises or in any house or other place in said City he shall with the approval of the Board of Health notify in writing any person or persons owning or having control of or acting as Agent for such premises House or other place to abate or remove such nuisance within a reasonable time to be stated in such notice.

Section 9) Upon the neglect or refusal of any owner, occupant or Agent or other person having control of such house or other place within said City to comply with such notice the Health Officer may abate such nuisance and the owner, Agent or occupant or other person having control of such house or place in addition to the penalty provided by this Ordinance shall be

liable to said City for the cost of such abatement to be recovered by a civil action in any Court of competent jurisdiction within said City.

Section 10 It shall be the duty of any Member of the Board of Health the Health Officer or any Public Officer when necessary to secure the Public Health to enter upon the premises or in any house or <sup>other</sup> ~~any~~ <sup>any</sup> place of any person ~~within~~ <sup>in</sup> the said City to ascertain any nuisance that may there exist - to inspect drains vaults Cesspools Water Closets Privies or Sinks or the Yards of such premises to examine into their condition and when satisfied that apartments used for Lodgings or other purposes are unpropably constructed or liable from overcrowding or filth to become dangerous to the Public Health or disseminate Contagions or infectious disease or are not properly provided with Privies Water Closets or with Sinks drains or Cesspools properly trapped they or any of them shall serve a written Notice upon the Owner or other person in charge of said premises to remove the nuisance therein named. And if such Owner or other person in charge neglect to obey such Notice said Board or Officer may put the same in paper order at the expense of the Owner or other person in charge thereof.

Section 11 Whenever a nuisance exists on the property of a Nonresident of the City of Modesto the Board of Trustees of said City may on their recommendation of the Board of Health cause the nuisance to be abated and may allow an order paid out of the General Fund for all proper charges and expenses incurred in abating said nuisance and all sums so allowed and

said shall become a charge upon the property upon which the nuisance existed and may be removed by an action against such property and said property sold to satisfy the same.

Section 12 Every person practising Midwifery under whose charge or superintendence any birth shall occur within the City shall fill up and deliver to the Board of Health or Health Officer within forty eight hours after said Birth a Blank Schedule to be furnished on application by said Board containing the particulars of said birth as to sex color residence and names of Parents and in case the birth of any child has occurred without the attendance of a practitioner of Midwifery or should no other person or nurse have been in attendance immediately thereafter then it shall be the duty of the Parents of such child to report its birth to said Board within the manner and form above described and the said Board shall keep a record of the certificates of Births furnished in a Book kept for that purpose and shall report a transcript of the same monthly to the Secretary of the State Board of Health.

Section 13 Every Sexton Undertaker or other person wishing to inter any human body shall first obtain and file with the Superintendent of the Cemetery a Certificate of death as prepared by said Local Board of Health signed by the attending Physician or in his absence by the President or other Officer of the Board of Health or by the Coroner and it shall be the duty of said Superintendent to examine such Certificate and if satisfied of its correctness and conformity with this Section then to issue a permit of burial of such person to the applicant and in no case shall a permit of burial be issued otherwise unless it is satisfactory

Show through the Superintendent of the Cemetery to one or more members of the Board of Health that it is beyond the power of the applicant to comply with these requirements

Section 14

Every Undertaker or other person or persons before removing the dead body from the City of Modesto to any other place beyond the jurisdiction of the Board of Health shall first procure from the Health Officer or any member of the Board of Health a written permit granting such removal and said permit shall in all cases be annexed to the Certificate of death as provided in Section 13 of this Ordinance

Section 15

It shall be the duty of each Physician of this City to report to the Health Officer or to a member of the Board of Health every patient he shall have laboring under Asiatic Cholera Dysentery Scarlet-Fever Small Pox or other dangerous contagious or infectious diseases as soon as he shall become satisfied of the nature of the disease and to report to the same Officer or member of the Board of Health every case of death from such disease immediately after it shall have occurred

Section 16

It shall be the duty of every householder in the City of Modesto to report in writing to the Health Officer or to a member of the Board of Health immediately the name of every person boarding at his or her house whom he or she shall have reason to believe to be sick with scarlet fever Dysentery Cholera Small Pox or other dangerous or contagious or infectious disease and any deaths occurring at his or her home from such disease

Section 17 Whenever a Case of Small Pox or Cholera shall exist in any house or tenement and it shall be deemed expedient to remove the person or persons so affected to the proper Hospital it shall be the duty of the Health Officer to require all such persons to be kept closely confined to their respective dwellings or places of abode and shall immediately cause to be erected in a conspicuous place in front of such dwelling or place of abode a Yellow Flag or other suitable notice setting forth the fact and it shall be unlawful for the occupants thereof or any other person to remove such Flag or Notice as long as in the opinion of the Health Officer or Board of Health the same ought to remain on the said premises

Section 18 No person or persons except the Physician Clergyman or Undertaker and those having a written permit from the Board of Health or Health Officer shall enter or depart from <sup>any house</sup> ~~any house~~ <sup>where</sup> ~~where~~ <sup>Small Pox or Cholera</sup> ~~Small Pox or Cholera~~ or other contagious or infectious diseases ~~are present or as provided in Section 17 of this Ord.~~ exists or while the corpse of any person who shall have died of such disease remains within the house nor within ten days thereafter or until said building and its contents shall have been disinfected or otherwise disposed of to the satisfaction of the Board of Health or Health Officer

Section 19 No Privy Vault Privy Cess Pool or Water Closet shall be allowed by the owner or other person in charge of the premises upon which the same may be situated to become foul or offensive and when in the opinion

of the Board of Health or Health Officer any such Privy Vault or Closet or Cesspool shall need cleaning or disinfecting it shall be the duty of the Officer to notify such owner or other person having control to abate the same by disinfecting or cleaning as in the judgment of the Board may be prudent

Section 20 No Butchers offal or garbage nor any dead animal or ~~any~~ any putrid or offensive animal or vegetable matter shall be allowed to remain upon the premises of any person or deposited upon any street - alley or vacant lot or in any standing water or excavation

Section 21 All expenses necessarily incurred by the Board of Health in carrying out the provisions of this Ordinance must be provided for and audited by the Board of Trustees of said City who may make an appropriation out of the General Fund or by taxation provide a Fund therefor

Section 22 Any person who shall violate ~~any of the provisions of this Ordinance~~ or fail to comply therewith shall upon conviction thereof be punished by a fine not exceeding Fifty Dollars or by imprisonment in the City Prison or County Jail of Stanislaus County not exceeding thirty days and it shall be the duty of the City Marshal, his Deputies and every Police Officer and Watchman to report forthwith to the Board of Health or Health Officer any violation of the provisions of this Ordinance and diligently to aid in enforcing them without personal observation or upon complaint of any citizen

Section 23. This Ordinance shall be in force from and after its passage and approval.

Ayes Wallace, Christ, Robinson  
Nays None

Passed June 6<sup>th</sup> 1889  
F. G. James  
President Pro Tem  
of the Board of Trustees

Approved this 6<sup>th</sup> day of June 1889  
F. G. James  
President Pro Tem  
of the Board of Trustees

Attest  
J. B. Parish  
City Clerk

I J. B. Parish City Clerk of the City of Modesto do certify that the above and foregoing ordinance is a true and correct copy of Ordinance No 70. of said City of Modesto entitled an Ordinance creating a Board of Health, and defining its powers and that the same has been published according to law.

J. B. Parish  
City Clerk

# Ordinance No 71.

An Ordinance determining the public interest and necessity for the acquisition Construction and Completion of permanent water rights, and Water Works, and a system of Water Works, and the usual and necessary structures and appliances necessary and proper for supplying water for the use of the City of Modesto and its inhabitants and for irrigating purposes therein,

the cost of which is too great to be paid for out of the ordinary annual income and revenue of said City.

The Board of Trustees of the City of Modesto do Ordain as follows.

Section 1.

It is hereby determined and declared that the public interest and necessity of the City of Modesto, demand the acquisition Construction and Completion of permanent water rights, water works, and a system of water works, with the usual and necessary structures and appliances necessary and proper for the completion and the use of the same, for supplying water for the use of the City of Modesto and its inhabitants, and for irrigating purpose therein,

And such acquisition Construction, and completion are hereby determined, and declared, to be a public interest and necessity for the City of Modesto, according to the plans and specifications to be hereafter adopted and it is also determined and declared that the cost of said water rights water works and structures and appliances is too great to be paid out of the ordinary annual income and revenue of said City.

Section 11. This Ordinance shall be in force from and after its passage, approval and publication.

Passed this 10th day of June A.D. 1889.

Ayes.

James Wallace Robinson and Christ  
Now, None.

William Page  
President of the Board of <sup>of the City of Modesto</sup> Trustees,  
Approved, this 10th day of June A.D. 1889.

William Page  
President of the Board of Trustees  
of the City of Modesto.  
Attest, J. W. Farish  
City Clerk

I J. W. Farish City Clerk of the City of Modesto do certify that the above and foregoing Ordinance is a true and correct copy of Ordinance No 71 of said City of Modesto, entitled an Ordinance determining the public interest and necessity for the acquisition, construction and completion of permanent rights and water works and a system of water works and the usual and necessary structures and appliances necessary and proper for supplying water for the use of the City of Modesto and its inhabitants and for irrigating purposes therein.

The Cost of which is too great to be paid for out of the ordinary annual income and revenue of the said City and that the same has been published according to Law J. W. Farish for at least two weeks in the City Clerk Daily Evening News a Newspaper printed and published in said City.

Ordinance No 72.

An Ordinance to prevent the sale giving or furnishing of Cigarettes, or any of the material such as ~~pieces~~ paper, Opium, or other drugs, out of which the same are made. to minors, under the age of sixteen years, within the corporate limits of the City of Modesto, and to prevent minors from smoking the same, on the public streets, or in any public place within said City.

The Board of Trustees of said City, do Ordain as follows:

Section 1.

Any person who sells, gives or furnishes to any person under sixteen years of age, within the corporate limits of the City of Modesto, any Cigarette or Cigarettes, or other material such as paper, Opium or other drugs, of which Cigarettes are made shall be guilty of a misdemeanor.

Section 2.

Any minor under the age of sixteen years, who shall use or smoke any Cigarette or Cigarettes, on the public streets or in any public place, in the City of Modesto, shall be guilty of a misdemeanor.

Section 3.

It shall be the duty of the Marshal of said City, and he is hereby instructed to immediately arrest and prosecute any person violating any of the provisions of this Ordinance.

Section 4.

Any person who shall violate any of the provisions of this Ordinance shall be fined in the sum of not more than one hundred dollars, or imprisoned in the jail of the City of Modesto, or

the County Jail of the County of Stanislaus, for not more than ten days, or both such fine and imprisonment.

Section 5.

This Ordinance shall take effect from and after its passage, and publication.

Passed June 10th 1889.

Attest

Wallace Christ and Tregea.  
nos. Robinson's James

William Tregea  
President of the Board of Trustees  
Approved this 10th day of June A.D. 1889.  
William Tregea.

President of the Board of Trustees  
attest  
J. P. Farish  
City Clerk

J. P. Farish City Clerk of the City of Modesto, do certify that the above and foregoing is a true and correct copy of Ordinance No 72, of said City of Modesto, entitled an Ordinance to prevent the sale giving or furnishing Cigarettes, or any of the material such as "rice paper, tobacco" of which the same ~~is made to minors and six years~~ ~~of age, and that the same has~~ ~~been published according to law~~ or other drugs out of which the same are made to minors ~~within the corporate limits of the City of Modesto~~ and to prevent minors from smoking the same on the public streets or in any public place within said City, and that the same has been published according to Law.  
J. P. Farish  
City Clerk

## Ordinance No. 73.

Any Ordinance calling a special election and submitting to the qualified voters of the City of Modesto the proposition of incurring indebtedness for the acquisition, construction and completion of permanent water rights works, and a system of water of water works and the usual and necessary structures and appliances, necessary and proper for supplying water for the use of the City of Modesto, and its inhabitants, and for irrigating purposes therein.

Section 1. The Board of Trustees of the City of Modesto do Ordain as follows:

A special election in and for the City of Modesto, is hereby called to be held in said City on the 24th day of August 1889, submitting to the qualified voters of the City of Modesto the proposition of incurring indebtedness on the part of said for the purpose of the acquisition, construction and completion of permanent water rights and water works and a system of water works, and the usual and necessary structures and appliances necessary and proper for supplying water for the use of the City of Modesto, and its inhabitants and for irrigating purposes therein, to promote and protect the health and cleanliness of said City and its inhabitants estimated to cost \$45,000 said water rights and water works and a system of water works, with its structures and appliances, shall consist of Mills steam pumping machinery, a water tower and tanks, water mains and distributing and fire hydrants according to the plans and estimates adopted by the Board of Trustees of said City of Modesto on the 5th day of July A. D. 1889.

Section 2. It is further considered, that the cost

of said water rights and water works and a system of water works, with the usual and necessary structures and appliances, is too great to be paid for out of the ordinary annual revenue and income of the City provided for such purposes, and it is hereby ordained, That the acquisition, construction, and completion, of such permanent water rights and water works, and a system of water works, with the usual and necessary structures and appliances, named in Section 1 of this Ordinance, are a public necessity and that it is necessary to incur municipal indebtedness therefor, and the bonds of the City for municipal improvements of the character known as serials, will be issued for the payment of <sup>the</sup> cost of such improvement as in this Ordinance set forth, and named, if the proposition to incur said indebtedness, be accepted by the qualified voters of the City as required by law. Said bonds will be issued, and made payable so that one twentieth part of the aggregate amount of such indebtedness, shall be paid annually together with the interest, on all sums unpaid at each date, at rate of five per cent per annum at a place, and on a day of each and every year, to be fixed by the Board of Trustees of the said City of Modesto, and to be specified in said bonds until the entire debt is paid.

### Section 3

The City Clerk shall prepare, and have printed for use of the voters at said election no less than four ballots to each elector of the City, computed upon the basis of the whole number of votes cast at the municipal election, for City Officers held on the 9th day of April 1888 to be distributed to the electors and used as hereinafter provided. The ballots shall be of the same character as those used at the municipal elections.

but must be of the form and with the caption and heading preceeding the proposition to be voted upon as follows.

Proposed Municipal Indebtedness  
For the acquisition, construction and completion of permanent water rights and water works and a system of water works and the usual and necessary structures and appliances necessary and proper for supplying water for the <sup>city</sup> of Modesto, and its inhabitants, and for irrigating purposes therein.

For the Indebtedness

Against the Indebtedness  
A blank margin half an inch wide shall be at the left of the printing on the ballot. The proposition to be voted for, must be separately printed in the order set forth in this Ordinance, and the words for the indebtedness, or the words against the indebtedness, shall be printed below said proposition next to the left hand margin of the ballot in the order set forth herein.

#### Section 4.

Electors of said City voting at said election and desiring to accept the proposition set forth in this Ordinance, and said ballot, shall before voting have written or printed on said ballot, under the proposition to be accepted the words, For the Indebtedness. And those desiring to reject said proposition must in like manner have written or printed on said ballot under the proposition to be rejected the words against the Indebtedness, and thereafter deposit the same with the election Board.

#### Section 5.

The City Clerk is hereby directed and required to prepare a Notice of said election in conformity with the provisions of Section 3 of an act of the Legislature of the State of California, entitled an

act authorizing the incurring of indebtedness by Cities, Towns and Municipal Corporations incorporated under laws of this State, for the construction of Water Works, Sewers and necessary public improvements, or for any other whatever, and to repeal the act approved March 9. th 1885, entitled an act to authorize Municipal Corporations of the fifth class, containing more than three thousand and less than ten thousand inhabitants, to obtain Water Works, also to repeal an act approved March 15th 1887, entitled an act authorizing the incurring of indebtedness by Cities, Towns and Municipal Corporations, incorporated under the laws of this State approved March 19th 1889, to be approved by the Board of Trustees of said City, and the expiration of ten days publication of this Ordinance, to cause said Notice so approved to be published for a period of two weeks, next before said election in each of the newspapers of this City and said City Clerk, is hereby directed to cause this Ordinance to be published once a day for ten days in the daily Evening News, a news paper published and printed in this City.

Section 6.

The place of voting shall be designated in the notice of said election hereafter to be given, and the officers to conduct said election are hereby appointed as follows.

Inspectors George Ruck, P. H. Medley  
 Judges Henry Lewis, O. S. Wakefield  
 Clerks J. S. Sorrells, T. D. Jones  
 and the said inspectors, Judges and Clerks must prior to entering upon their respective duties each take the oath of office prescribed by law for such officers of State and County elections, and in case any of the officers of election designated shall

fail to attend these places must be supplied in the manner provided by Law for such cases. in State and County Elections, the polls shall be opened at sunrise and remain open untill five o'clock of the afternoon, of the day of election, all returns of said election, shall be made out and signed by the Officers of said election in the usual form and deposited with the City Clerk of said City. No person shall be entitled to vote at such election unless he shall be a qualified elector for State and County Officers, and shall have actually resided within the City for thirty days next preceding said election

Section 7.

This Ordinance shall take effect and be in force from and after its passage and publication.

Passed this 5th day of July 1889.

Ayes.

James Wallace Christ Robinson  
Noes None

William Tregua  
President of the Board  
of Trustees of the City of Modesto  
Approved

This 5th day of July 1889.

William Tregua  
President of the Board  
of Trustees of the City of Modesto.  
attest

J. W. Parish  
City Clerk

J. W. Parish City Clerk of the City of Modesto do certify that the above and foregoing is a true and correct copy of Ordinance No 73. of said City of Modesto, entitled an Ordinance calling a special election and submitting to the qualified voters of the City of Modesto, the proposition

of incurring indebtedness for the acquisition  
construction and completion of permanent  
water rights, and water works and a system  
of water works, and the usual and necessary  
structures and appliances, necessary and  
proper for supplying water for the use  
of the City of Modesto, and its inhabitants  
and for irrigating purposes therein  
and that the same has been published  
according to law.

J. W. Farish  
City Clerk

Ordinance No 74.

An Ordinance approving of the form of special election notice and directing the publication thereof

The Board of Trustees of the City of Modesto do Ordain as follows

Section 1

The City Clerk having prepared and presented the notice of special election in all respects conformable to Ordinance No 73 of said City, entitled an Ordinance calling a special election and submitting to the qualified voters of the City of Modesto the proposition of incurring indebtedness for the acquisition, construction and completion of permanent water rights, and water works, and a system of water works, and the usual and necessary structures, and appliances, necessary and proper for supplying water for the use of the City of Modesto and its inhabitants, and for irrigating purposes therein.

Now on Motion of Trustee Wallace seconded by Trustee James it is ordered, that said notice of election be and the same is hereby approved and adopted, and the City Clerk ordered to have said notice with its order published in the Daily Evening News, and the Modesto Herald, papers printed and published in said City, for the period of two weeks next before the election to be held, pursuant to said notice, as often as said newspapers are regularly issued

Section 2

This Ordinance shall take effect and be put in force from and after its approval, passage and publication

Passed this 18th day of July 1889, by the following vote.

Wm Wallace James Christ  
Wm Rogers

164  
President of the Board of Trustees of  
the City of Modesto  
Approved this 18th day of July 1889.

William Degea  
President of the Board of Trustees of  
the City of Modesto.  
Attest S. B. Farish  
City Clerk

S. B. Farish City Clerk of the City  
of Modesto, do certify that the above  
and foregoing, is a true and correct  
copy of Ordinance No 74. of said  
City of Modesto, entitled an Ordinance  
approving of the form of special  
election notice and directing the  
publication thereof, and that the same  
has been published according to law.  
S. B. Farish  
City Clerk

## Ordinance No 75.

The Ordinance establishing water rates to be charged by the Modesto Water Company for the use of water furnished by it in the city of Modesto, per month and by the year.

The Board of Trustees of the city of Modesto, do ordain as follows.

Section 1.

For tenements, occupied by a single family of not more than five persons per month \$1.00.

Section 2.

For each additional person 25 cents. Children of seven years and under are exempt from the above rates.

Section 3.

For small families, occupying rooms in second and third stories per month \$1.00.

Section 4.

For private Boarding houses, from \$2.00 to \$3.00 per month.

Section 5.

For restaurants, and eating houses per month from 2.00 to \$3.00.

Section 6.

For lodging houses in addition to family rates, for each bed per month, 25 cents.

Section 7.

For hotels, in addition to family rates for each bed occupied per month 25 cents.

Section 8.

For small stores, per month \$1.00.

Section 9.

For large stores and warehouses per month \$2.00.

Section 10.

For saloons per month 1.00 to \$3.00.

Section 11.

For rooms in second and third stories occupied as offices, each per month 50 cents.

- Section 12. Photo galleries from 3.00 to \$5.00 per month.
- Section 13. For public water closets, where there is only one seat, per month, \$1.50.
- Section 14. Each additional seat, \$1.00.
- Section 15. For private water closets, per month 80 Cts.
- Section 16. For public bath tubs, in bathing establishments, boarding and lodging houses, hotels and barber shops for each tub, per month \$2.00.
- Section 17. For bath tubs, used in private dwellings, per month 50 cents.
- Section 18. For drug stores, per month 10%.
- Section 19. For drug stores, with fountain per month \$5.00.
- Section 20. For blacksmiths, and wagon shops per month 150 to \$2.00.
- Section 21. For livery stables, including water for washing buggies, and carriages, per month, from 800 to \$16.00 based upon an estimate of 50 cents, for each stall per month.
- Section 22. Private stables, for one horse, and buggy per month 50 cents.
- Section 23. For each additional horse or cow per month 50 cents.
- Section 24. For hack stables, for each hack and two horses per month \$2.50.
- Section 25. For plaster, for each barrel of lime, plaster or cement 20 cents.
- Section 26. For water used by bricklayers to make mortar and dampen brick, for each 1000 bricks, 100

Section 27 For barber shops where one chair is used, per month \$1.50.

Section 28 For each additional chair 50 Cents.

Section 29 For irrigation for use of hose for sprinkling flowers and grass plots, of not more than 50 square yards per month, 50 cents. For each square yard exceeding 50, 1/2 Cent per square yard, per month.

Section 30 For water troughs, for each trough on the sidewalk per month \$2.00

Section 31 For lounsaanes, and Chines wash houses, per month from 3.00 to \$10.00.

Section 32 For large quantity of water, where the quantity of water used does not exceed 20,000 gallons per month, this may be charged, for each 1,000 gallons, to be ascertained, by meter or otherwise, 50 cents,

Section 33 When the quantity is more than 20,000 gallons per month, for each 1,000 gallons over that amount, consumed 33 cents,

Sect 34 The owner or agent or other Officers of the Company or Corporation, supplying water as herein provided, shall have the power in all cases, to ascertain by Meter, the quantity of used and fix the price as provided in sections, 32 and 33.

Section 35 For water for fire purposes, and extinguishing fires in said City, the sum of two hundred and fifty dollars per annum.

Section 36 For water used for the purpose of sprinkling streets, of said City, the sum of 12 cents for each cart of six hundred gallons so used.

Section 37. This Ordinance shall take effect on the first day of July A D 1890. and remain in force for and during the space of one year thereafter.

Section 38.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

Introduced the 20th day of February. A D 1890

Passed the 27th day of February A D 1890, by the following vote.

Ayes. James Robinson and Tricea.  
Noes. None.

William Tricea.

President of the Board of Trustees of the City of Modesto

Approved this 27th day of February A D 1890.

William Tricea.

President of the Board of Trustees of the City of Modesto.

Attest.

J. W. Jarvis

City Clerk

J. W. Jarvis City Clerk of the City of Modesto, do certify that the above and foregoing is a true and correct copy of Ordinance No 75. of said City of Modesto, entitled an Ordinance establishing Water Rates to be charged by the Modesto Water Company, for the use of water furnished by it in the City of Modesto, per month and by the year, and that the same has been published according to law.

J. W. Jarvis

City Clerk

Ordinance No 76,

An Ordinance fixing the rate of Taxation in the City of Modesto for the year 1890.

The Board of Trustees of the City of do Ordain as follows  
Section 1.

The rate of Taxation for the year 1890, in the City of Modesto shall be forty Cents on each one hundred dollars of value of the Taxable property in said City and the same is hereby levied and shall be paid into the general fund of the Treasury of said City

Introduced April 3<sup>rd</sup> AD 1890

Passed April 17<sup>th</sup> AD 1890

Ayes, James Wallace  
Robinson and Christ.  
Noes, none.

Wm Pegea, President  
of the Board of Trustees  
Approved this 17<sup>th</sup> day of April AD 1890  
Wm Pegea

President of the  
Board of Trustees of the City of Modesto  
Attest

City Clerk

I D B Farish City Clerk of the City of Modesto do certify that the above and foregoing is a true and correct copy of Ordinance No 76 of said City of Modesto entitled an Ordinance fixing the rate of Taxation in the City of Modesto for the year 1890 and that the same has been published according to law

D B Farish  
City Clerk

# Ordinance 77.

An ordinance amending section - 15 - of ordinance No. 6 -  
entitled "An ordinance to prevent animals from running at  
large in the city of Modesto, & to establish a city pound"

The Board of Trustees of the City of Modesto do ordain as follows.

Sec 1. Section - 15 - of ordinance No. 6 - "entitled an ordinance to  
prevent animals from running at large in the City of Modesto  
& to establish a City Pound" is hereby amended in and  
as follows "The location of the City Pound shall be,  
& it is at the building built and owned by the said city of  
Modesto for that purpose, on Lots Nos. (14) (15) & (16) in  
Block No. (50) of said City of Modesto - as per the  
official map of said city.

Sec 2. - All ordinances or parts of ordinances in conflict with this  
ordinance are hereby repealed.

Sec 3. This ordinance shall take effect & be in force from & after  
its passage.

Introduced May 1<sup>st</sup> A.D. 1890. Passed May 15<sup>th</sup> A.D. 1890.  
Ayes: Allen, Wallau, Chis  
Nays: None.

President pro Tem. of the Board of Trustees S. Christ  
of the City of Modesto.

Approved this 15<sup>th</sup> day of May A.D. 1890  
President pr. Tem. of the Board of Trustees of the Board of  
City of Modesto.

Attest: Geo. H. Golden

I Geo. H. Golden City Clerk of the City  
do certify that the foregoing is a true & correct copy  
Ordinance No. 77. entitled an ordinance to prevent animals from  
and that the same has been published according to law

Geo. H. Golden  
City Clerk

Ordinance No. 77.

An ordinance amending section - 15 - of ordinance No. 6 - entitled "An ordinance to prevent animals from running at large in the city of Modesto, & to establish a city pound." The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 15 - of ordinance No. 6 - entitled an ordinance to prevent animals from running at large in the City of Modesto & to establish a City Pound is hereby amended to read as follows: The location of the City Pound shall be and is at the building built and owned by the said city of Modesto for that purpose, on Lots Nos. (112) (113) and (16) in Block No. (50) of said City of Modesto - as per the official map of said city.

Section 2. All ordinances or parts of ordinances in conflict with this ordinance, are hereby repealed.

Section 3. This ordinance shall take effect & be in force from & after its passage.

Introduced May 1<sup>st</sup> A.D. 1890.

Passed May 15<sup>th</sup> A.D. 1890.

Wm. Allen Wallace Clerk

None of none.

President pro Tem of the Board of Trustees of the City of Modesto

Approved this 15<sup>th</sup> day of May A.D. 1890. H. Clinton  
President pro Tem of the Board of Trustees of the City of Modesto  
Attest: Geo. H. Golden

City Clerk  
I Geo. H. Golden City Clerk of the City of Modesto do certify that the foregoing is a true & correct copy of Ordinance No. 77 <sup>entitled as above</sup> amending sect. 15 of Ordinance No. 6 entitled an ordinance to prevent animals from running at large, & that the same has been published according to law.  
Geo. H. Golden  
City Clerk

Ordinance No. 48.

An Ordinance to be known as Ordinance No. 48 entitled  
an Ordinance.

To provide a City License Tax in the City of  
Modesto, <sup>and</sup> repealing Ordinance No. 17 of said City, entitled  
any Ordinance to provide a City License Tax in the City of  
Modesto, <sup>and</sup> repealing all Ordinances amendatory of said  
Ordinance No. 17. <sup>as introduced by Trustee Wallace.</sup>

The Board of Trustees of said City of Modesto do  
ordain as follows:

The Ordinance  
repealed by 2198

Sec 1

An annual license tax is hereby levied on all business  
occupations, calling, the doing, keeping, or having of things named in  
his ordinance within the corporate limits of the city of Modesto.

Sec 2.

A license must be procured before the commencement of any  
business, occupation or the doing, keeping or having of anything liable  
to a license tax within the corporate limits of the city of Modesto,  
<sup>and</sup> for any business, occupation, or the doing, keeping or having of  
anything already established, or commenced to be had, kept or done,  
within the limits of said city subject to a license tax, as hereinafter  
provided.

Sec 3.

The City Clerk, must prepare <sup>and</sup> have printed blank  
licenses to comply with the provisions of his ordinance, with a  
blank receipt attached for the signature of the City Marshal when  
sold.

Sec 4.

The City Clerk, must affix the City Seal to, number  
<sup>and</sup> sign all licenses, <sup>and</sup> from time to time deliver them to the City  
Marshal in such quantities as may be required, taking his receipt  
therefor. <sup>and</sup> charging him therewith, giving in the entry the num-  
ber <sup>and</sup> classes thereof. He must also keep in his office the stubs  
of all licenses delivered to the City Marshal, and a ledger  
in which he must keep the Marshal's account for all licenses  
delivered to him, sold or returned unsold by him.

A copy of statement of the Marshal's account must be certified  
to the City Treasurer each month by the City Clerk.

All licenses sold by the City Marshal must be countersigned  
by him.

Sec 5.

Against any person required to take out a license who fails,  
neglects or refuses to take out such license, or who carries on,  
or attempts to carry on business, without such license, the City  
Marshal may distress such in the name of the City of Modesto  
<sup>and</sup> in such cases either the City Marshal, or the City Attorney  
may make the necessary affidavit for, <sup>and</sup> a writ of attachment  
may issue.

without any bonds being given on behalf of the plaintiff.

Fifteen dollars must be added to the judgment, and costs, to be collected from the defendant, and when collected five dollars thereof must be paid to the City Marshal & ten dollars to the City Attorney prosecuting the suit.

Sec 6.

The City Marshal must make diligent inquiry as to the persons in the corporate limits of the City of Worcester liable to pay license as provided in the ordinance, & must require each person to state, under oath or affirmation, the probable amount of business which he, or the firm of which he is a member, or for which he is an agent or attorney, or the association or corporation of which he is President, secretary or managing agent, will do in the next succeeding three months or the time for which he desires to take such license, not exceeding the remainder of the license year, & thereupon such person, agent, attorney, president, secretary or other officer must procure a license from the City Marshal for the term desired and the class for which such party is liable to pay.

In all cases where an under estimate has been made by the party applying, the party making such under estimate, or the company he represents, is required to pay for a license for the next quarter double the sum otherwise required.

Sec 7.

Upon the trial of any action authorized by the ordinance the defendant is deemed not to have procured the proper license unless he either produces it or proves that he did procure it: but he may plead in bar of the action a recovery against him, & the payment by him in a civil action of the proper license fee, together with damages and costs incurred by the city thereon.

Sec 8.

A license must be procured immediately before the commencement of any business, occupation or the keeping, doing or having of any thing within the City of Worcester liable to a license tax, from the City Marshal which license authorizes the party obtaining the same, in the particular locality in the city, to transact the business or to keep, do or have the thing described in such license, separate licenses may be obtained for each branch establishment or separate house of business.

Sec 9.

The license year must commence on the 15<sup>th</sup> day of October in each year, & each quarter shall commence on the fifteenth of October, the fifteenth of January, the fifteenth of April or the fifteenth of July.

Licenses for business established, or for the keeping, doing or having of anything already commenced, must commence from the first of a quarter & must not be issued for less than three months, nor longer than the license year in which they are issued.

For persons commencing business, or the keeping, doing or having of anything subject to a license, the license must date from the commencement of the business or the keeping, doing or having of the thing sought, to be licensed. And if more than one month of the quarter in which it is issued has expired it must extend to the end of the next succeeding quarter or to the close of the license year.

Sec 10. On the first Monday in each month the City Marshal must return to the City Clerk all licenses unsold, & be credited herewith, & shall report to him the names of all persons to whom licenses have been issued, the date of each for what, the time when each expires, and the amount of each, and must with the City Clerk appear at the City Treasury, for the same office and pay into the City Treasury, for the use of the general fund, all moneys collected for licenses sold during the preceding month, taking the Treasurers receipt therefor and filing a duplicate thereof with the City Clerk. The City Clerk must credit the City Marshal and charge the City Treasurer herewith.

Sec 11. Auctioneers are divided into two classes and must obtain licenses from the City Marshal as follows:

- 1st. Those whose average monthly sales amount to more than three thousand dollars, constitute the first class and must pay a license tax of twenty-five dollars per quarter.
- 2nd. Those whose average monthly sales amount to less than three thousand dollars, constitute the second class and must pay a license tax of eight dollars per quarter, provided, that if the person by or for whom the auctioneering is done is an itinerant merchant or vendor of goods, wares or merchandise temporarily located in the city, he shall pay a license tax of fifty dollars per day.

Sec 12. Persons, companies or corporations engaged in banking, loaning money at interest or in buying or selling notes, bonds, or other evidences of indebtedness of private persons, or in buying or selling State, County or City stocks, or other securities of State, County or City indebtedness or stock or notes, bonds or other evidences of indebtedness, of incorporated companies, or in buying or selling gold dust, gold or silver, bullion, or gold or silver coin, within said City, are divided into five classes & must pay license as follows:

1st. Those doing business to the amount of eighty thousand dollars or over per quarter, constitute the first class and must pay twenty dollars per quarter.

The above amount is 177

30

Second: Those doing business to the amount of forty thousand dollars and less than eighty thousand dollars per quarter, constitute the second class and must pay twenty dollars per quarter.  
 # 20 00

Third: Those doing business in the aggregate to the amount of twenty thousand dollars and less than forty thousand dollars per quarter, constitute the third class and must pay twelve dollars per quarter.  
 # 12

Fourth: Those doing business to the amount of five thousand dollars and less than twenty thousand dollars per quarter constitute the fourth class and must pay six dollars per quarter.  
 # 6 00

Fifth: Those doing business in any amount under five thousand dollars per quarter constitute the fifth class and must pay a license of three dollars per quarter.  
 # 3

All persons engaged in the real estate business within said city must obtain a license and pay for the same three dollars per quarter.  
 # 3.00 96

Every person who runs or uses for hire any job, trash or refuse wagon, must obtain a license and pay for each vehicle the sum of fifty cents per month.  
 50/00

Persons, companies, or corporations engaged in manufacturing and selling gas to the citizens of the City of Medford, must obtain a license and pay for the same twelve dollars per quarter.  
 # 12 00

Persons, companies or corporations, engaged in the business of selling water to the citizens of the City of Medford, must obtain a license and pay for the same twenty dollars per quarter.  
 # 20. 00

Every person, company or corporation engaged in the business of slaughtering cattle, calves, hogs, sheep or other live stock within the limits of the said city, must obtain a license and pay for the same five dollars per quarter.

Every person, company or corporation, keeping a laundry, used exclusively for that purpose and where two or more persons engage in it must obtain a license for each laundry and pay for the same five dollars per quarter.  
 # 5.00

Every person engaged in the business of billposting must obtain a license and pay for the same one dollar and a half per quarter.

Every person, company or corporation, engaged in the business of insurance as agent or agents, of or for any insurance company or combination of companies, must obtain a license and pay for the same five dollars per quarter.  
 # 5.00

Every person, company or corporation engaged in manufacturing soda or mineral water, must obtain a license and pay for the same three dollars per quarter.  
 # 3.00

Sec 14. Every person, firm, company or corporation who in this city sells spirituous malt or fermented liquor or wines in less quantities than one quart, must obtain a license from the City Marshal, which must be for the sum of twenty dollars per quarter, which license is to be known as a retail liquor license, and in no case shall the payment of such license exempt a party from the payment of the license required under Sections 15. and 18 of this ordinance.

Sec 15. Every person, firm, company or corporation who, in this city, sells spirituous malt, or fermented liquors or wines or distilled liquors in quantities of one quart or more than one quart, must obtain a license from the City Marshal, which must be for the sum of \$5.00 per quarter, which license is to be known as a wholesale liquor license.

And in no case shall a party be exempt from the payment of his license by reason of the payment of the license required under Sections 14 and 18 of this ordinance. No license must be required of physicians, surgeons, apothecaries, or chemists, for any wines, malt or spirituous liquors they may use in the preparation of medicines.

Sec 16. Licenses must be obtained for the purpose hereinafter named, and the City Marshal must require payment as follows:

First: For each proprietor of a billiard, bagatelle, or pool table, not kept exclusively for family use, or for use exclusively without charge, for each table five dollars per quarter.

For each bowling alley, five dollars per quarter for each alley not kept exclusively for family use, or for use exclusively without charge.

For each shooting gallery, ten dollars per quarter for each gallery.

Second: For each caravan, menagerie, or any collection of animals, & circus, or other acrobatic performance for pay, one hundred dollars per day.

In each and all cases where such caravan, menagerie, collection of animals, or circus, parade, and have a procession through the streets of Modesto, & have their permanent exhibition out of the limits of said city, a license tax of \$50.00 for such street procession & parade must be paid.

For each side show, or show for pay of any figures, necromancers, jugglers, magicians, wire or rope performance, or slight of hand exhibition, ten dollars per day.

Participants, managers or conductors of any boxing or sparring match or exhibition whether with or without boxing gloves, shall for every such exhibition or match to which an admission fee is charged, pay a license tax of \$200.00 for each exhibition.

Sec 15.  
The license  
of \$5.00  
is to be  
paid  
in advance

at least 4 days

For every merry-go-around, swing, other appliance or machine for riding, for pay three dollars per day.

Third: For each theatre or other place of amusement, if for three days or less, five dollars per day; for each day exceeding three days, three dollars per day, provided that subdivision two of this section does not apply to exhibitions or entertainments given for the benefit of churches, schools, or other charitable entertainments by any amateur dramatic association or literary society.

Sec 17.

Every corn doctor, travelling merchant, solicitor of insurance, lawler, vendor of books, charts maps, patent medicines or minor articles of trade, or peddler who vends goods, wares, merchandize, or fish, or meats of any kind, other than agricultural productions of his own raising or the manufactures of his State, within the limits of the City of Modesto, must pay a license tax of five dollars per month. And every travelling merchant, hawker, or peddler who uses a wagon or one or more animals for the purpose of vending such goods, wares or merchandize of any kind, must pay a license tax of ten dollars per month. In cases where any of such persons are engaged in such occupation for a less time than one month they shall pay a license of two dollars per day for each day or part of a day or night while so occupied, and when obtaining license such person shall state the number of days for which they require the same, which shall be inserted herein by the City Clerk and on the expiration thereof, they shall before engaging further in such occupation procure a new license.

Sec 18.

Every person who, at a fixed place of business, within the City of Modesto, sells any goods wares or merchandize, hay, barley, or other feed for stock, wood or coal, drugs or medicines, jewelry or wares of precious metals, whether on commission or otherwise, except such as are sold by auctioneers at public sale under license. And all persons who keep livery and feed stables, or feed stables, must obtain from the City Marshal a license, and pay per quarter an amount to be determined by the class in which such person is placed by the City Marshal. Such business is to be classified and arranged by the average monthly sales made at the following rates:

First: Those who are estimated to make sales by the amount of twenty thousand dollars or more per month, constitute the first class and must pay ten dollars per month.

Second: Those who are estimated to make sales by the amount of ten thousand dollars and less than twenty thousand dollars per month, constitute the second class and must pay seven dollars per month.

Amended by  
Ord No 146759  
See  
also  
Ord 77  
Page 210

Third: Those who are estimated to make sales to the amount of five thousand dollars per month, & less than ten thousand dollars per month, constitute the third class and must pay four dollars per month.

Fourth: Those who are estimated to make sales to the amount of two thousand dollars & less than five thousand dollars per month constitute the fourth class and must pay two dollars and fifty cents per month.

Fifth: Those who are estimated to make sales to the amount of one thousand dollars and less than two thousand dollars per month, constitute the fifth class and must pay one dollar and fifty cents per month.

Sixth: Those whose average monthly sales amount to five hundred dollars and less than one thousand dollars per month, constitute the sixth class and must pay a license tax of one dollar per month.

Seventh: Those whose average monthly sales amount to two hundred & fifty dollars, and less than five hundred dollars per month, constitute the seventh class, and must pay a license tax of fifty cents per month.

Eighth: Those whose average monthly sales amount to less than two hundred and fifty dollars per month, constitute the eighth class and must pay a license tax of twenty five cents per month.

Persons who solicit trade in this City as representatives of non-resident retail dealers, and sell at retail either directly or by sample shall pay a license tax of two and one half dollars per month or for any fraction of a month, provided that nothing in this section shall apply to the sale of agricultural, viticultural and piscicultural products of this State, or other products enumerated as exceptional in Section 17 of this ordinance.

To stand, temporary or permanent on the streets of said city to vend refreshments of any kind, fruit, agricultural productions, merchandise, or articles of any kind, shall be established or kept within & kept having obtained the written consent of the Board of Trustees of said City, who in granting such permission shall designate the time for which such stand shall be kept and be liable to be paid therefor.

Every person within the City of Modesto who commences or carries on any business, profession or calling, keeps, does or has anything for the liquors or carrying on keeping doing, or having of which a license is required by this ordinance, without having such or procuring the license prescribed by this ordinance, is guilty of a

Sec 22. <sup>misdemeanor.</sup> Ordinance No. 17 of said city, entitled "An Ordinance to provide a City License Tax for the City of Modesto" and all ordinances heretofore passed amendatory of said Ordinance No. 17, are each and all of them hereby repealed.

Sec 23. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Sec 24. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced this 7 day of August, 1890

Passed this 18 day of September, 1890

Ayes Wallace, Allen, Reedy, Robinson, Christ, ~~Stone~~

John Robinson  
President of the Board of Trustees of the City of Modesto.

Approved this 18 day of September 1890

John Robinson  
President of the Board of Trustees of the City of Modesto.  
Attest

Geo H Golden  
City Clerk

Printed in the Daily and Evening Times. September 22 1890.

I Geo H Golden, City Clerk of the City of Modesto do hereby certify, that the above and foregoing is a true and correct copy of Ordinance No. 18 of said City of Modesto entitled "An ordinance to provide a city license tax in the city of Modesto and repealing ordinance No. 17 of said city, entitled, an ordinance to provide a city license tax in the city of Modesto" and repealing all ordinances amendatory of said ordinance No. 17 and the same has been published according to law.

Geo H Golden  
City Clerk

# Ordinance 79.

An Ordinance to grant a franchise to A. C. Swain, his successors & assigns.

to use the streets & other public places of the City of Modesto for electric lights & power.

The Board of Trustees of the City of Modesto do ordain as follows:

Sec 1.

The City of Modesto hereby grants to A. C. Swain, a private person, his successors and assigns, the privilege to erect and maintain in the streets, alleys and public places in this city, such poles, wires and other appliances as may be necessary or convenient for the transmission and application of electricity for light or power, or other useful purposes for the period of Twenty five Years.

Sec 2.

In granting said privilege said Board of Trustees reserves the right to grant similar privileges to other persons or companies: and requires of said A. C. Swain, his successors and assigns, and makes said grant on the following terms and conditions, to-wit:

That the points for erecting said poles be designated by the Superintendent of Streets of this city, as directed by its Board of Trustees:

That if said Trustees see proper, they shall have the right and power, in the name of this city and for its benefit, without recompense to said grantee, to require the removal of said poles and wires upon thirty days notice in writing, whenever they shall deem it expedient for said city, and to require that said wires be in such manner as said Board deems best for the protection of the people of said city, maintained or placed under ground, and that the manner of placing and using the machinery, wire and other appliances in the use of said element, shall be under the control of said Board in consideration of the grant made to said party.

Sec 3.

This privilege is granted pursuant to the provisions of Section 19 of Article 11 of the Constitution of the State of California, and upon the condition in said section contained (in addition to the conditions set forth in Section 2. of this ordinance) that the municipal government of said City of Modesto shall have the right to regulate the charges for such electric light as may be furnished to said city, or its inhabitants.

Sec 4.

Said grantee must commence the prosecution of said work within thirty days from and after the passage of this ordinance, and complete the same within four months after the passage hereof. And this privilege is granted upon the conditions in this

section set forth, that it must be commenced and completed within designated times, and unless so commenced and finished, its privilege to become void.

Sec 5. This ordinance shall be in force from and after its passage and publication.

Introduced: this 2nd day of October, 1890.

Passed: this 16th day of October, 1890.

Ayes - Christ, Needy, and Robinson.

Nays - None.

President of the Board of Trustees of the city of Modesto. John Robinson

Approved this 16th day of October, 1890.

President of the Board of Trustees of the city of Modesto. John Robinson.  
Attest: Geo. H. Golden.

Printed in Daily Evening News, October 17, 1890.

I, Geo. H. Golden, City Clerk of the City of Modesto, do hereby certify, that the above and foregoing is a true and correct copy of Ordinance No. 77 of said City of Modesto, entitled "An ordinance to grant a franchise to A. C. Dowson, his successors & assigns, to use the streets & other public places of the City of Modesto for electric lights & power. & the same has been published according to law.

Geo. H. Golden  
City Clerk

Ordinance No. 80.

An Ordinance to Grant a Franchise to Jeremiah Miller, his successors and assigns; to use the streets and other public places of the City of Modesto, for electric lights and power:

The Board of Trustees of the City of Modesto, do ordain as follows:

Sec 1

The City of Modesto hereby grants to Jeremiah Miller, a private person, his successors and assigns, the privilege to erect and maintain in the streets, alleys and public places in this city such poles, wires and other appliances as may be necessary or convenient for the transmission and application of electricity for light or power, or other useful purposes for the period of twenty - five years.

Section 2

In granting said privilege said Board of Trustees reserves the right to grant similar privileges to other persons or companies; and requires of said Jeremiah Miller, his successors and assigns, and makes said grant on the following terms and conditions to wit:

Granting franchise to Jeremiah Miller for 25 Years

That the points for erecting said poles be designated by the Superintendent of Streets of this city as directed by its Board of Trustees: that if said Board of Trustees see proper, they shall have the right and power, in the name of this city, and for its benefit, without recompense to said grantee, to require the removal of said poles and wires upon thirty days notice in writing, whenever they shall deem it expedient for said city, and to require that said wires be, in such manner as said Board deems best for the protection of the people of said city, maintained or placed under ground; and that the manner of placing and using the machinery, poles, wire and other appliances in the use of said element, shall be under the control of said Board, in connection of the grant made to said party.

Section 3

The privilege is granted pursuant to the provisions of Section 14 of Article 11, of the Constitution of the State of California; and upon the condition in said section contained (in addition to the conditions set forth in Section 2 of this ordinance) that the municipal government of said City of Modesto shall have the right to regulate the charges for such electric light as may be furnished to said city or its inhabitants.

Section 4

Said grantee must commence the prosecution of said work within thirty days from and after the passage of this ordinance and complete the same within four months after the passage hereof, and his privilege is granted upon the conditions in this section set forth, that it must be commenced and finished, his privilege to become void.

Section 5. This ordinance shall be in force from and after its passage and publication.

Introduced this 20<sup>th</sup> day of November 1890.

Passed this 21<sup>st</sup> day of December 1890.

Byes — Allen, Christ, Rudy & Robinson.

Attest: President of the Board of Trustees of the City of Modesto. Approved this 21<sup>st</sup> day of December 1890.

President of the Board of Trustees of the City of Modesto. Attest: Geo. H. Golden City Clerk.

Printed in Daily Evening News December 6. 1890.

I Geo. H. Golden City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 80 of said City of Modesto entitled An Ordinance to grant a franchise to Jeremiah Miller, his successors and assigns, to use the streets and other public places of the City of Modesto for electric light and power and the same has been published according to law.

Geo. H. Golden City Clerk

# Ordinance No. 81.

An Ordinance providing for the fees of the City Recorder in criminal cases ~~and repealing ordinance No. 27, of said City, entitled~~  
An ordinance providing for the fees of the City Recorder in criminal cases.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1.

The City Recorder shall receive for his services in criminal prosecutions for the violation of City Ordinances the sum of One Dollar and fifty cents (\$1.50) for each case, which said sum to be in full for all services rendered in any one case.

Sec 2.

For all services and proceedings in a criminal action brought in the Recorder's Court of said city pursuant to jurisdictions conferred by Section 884 of an Act of the Legislature of the State of California, entitled: "An Act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1853, the sum of one Dollar and fifty cents (\$1.50) for each case, which said sum is to be in full for all services rendered in any one case.

Sec 3.

Ordinance No. 27, entitled an Ordinance providing for the fees of the City Recorder in criminal cases, is hereby repealed.

Sec 4.

This ordinance shall be in force from and after its passage and publication.

Introduced this 2nd day of January, A. D. 1891  
Attest: Christ. Allen, Verdy and Wallace;  
Treas. Tons.

John Robinson  
President of the Board of Trustees of the City of Modesto  
Approved this 13th day of January, A. D. 1891

John Robinson  
President of the Board of Trustees of the City of Modesto  
Attest: Geo. H. Golden City Clerk  
Published in Daily Evening News January 16, 1891.

Geo. H. Golden City Clerk of the City of Modesto  
do hereby certify that the above is a true and correct copy of Ordinance No. 81 of said City of Modesto, entitled  
An Ordinance providing for the fees of the City Recorder in criminal cases ~~and repealing Ordinance No. 27 of said City published~~  
by Ordinance providing for the fees of the City Recorder in criminal cases.  
The same has been published according to law.

Geo. H. Golden  
City Clerk

Ordinance No. 82.

An Ordinance repealing Section fifteen of Ordinance No. 78  
entitled

An Ordinance to provide a City License Tax in the City of Modesto,  
and repealing Ordinance No. 17 of said City, entitled,

An Ordinance to provide a City License Tax in the City of Modesto,  
and repealing all Ordinances amendatory of said Ordinance No. 17.

The Board of Trustees of the City of Modesto, do ordain as  
follows:

Section 1

Section fifteen of Ordinance No. 78 of said City, entitled,  
the Ordinance to provide a City License Tax in the City of  
Modesto, and repealing Ordinance No. 17 of said City, entitled,

An Ordinance to provide a City License Tax in the City of Modesto,  
and repealing all Ordinances amendatory of said Ordinance No. 17, is  
hereby repealed.

Sec 11

This Ordinance shall take effect immediately.

Introduced this 2nd day of January 1891

Passed this 15th day of January 1891

Attest Allen Vandy Trust Wallace  
Kane Tone

John Robinson  
President of the Board of Trustees of the City of Modesto

Approved this 15th day of January, 1891

John Robinson  
President of the Board of Trustees of the City of Modesto

Attest Geo. H. Golden City Clerk  
Published in Daily Evening News January 17 1891

I, Geo. H. Golden City Clerk of the City  
of Modesto do hereby certify that a true and correct copy of Ordinance No. 82 of said City of Modesto entitled

An Ordinance repealing Section fifteen of Ordinance No. 78 entitled

An Ordinance to provide a City License Tax in the City of Modesto,  
repealing Ordinance No. 17 of said City, entitled

An Ordinance to provide a City License Tax in the City of Modesto & repealing all Ordinances  
amendatory of said Ordinance No. 17

and the same has been published according to law.

Geo. H. Golden  
City Clerk

## Ordinance No. 83.

An Ordinance to grant a franchise to Jeremiah Miller, his successors and assigns, to use the streets and other public places of the City of Modesto for Electric Lights and Power.

The Board of Trustees of the City of Modesto do ordain as follows:

Sec 1 The City of Modesto hereby grants to Jeremiah Miller a private person, his successors and assigns, the privilege to erect and maintain in the streets, alleys, and public places in this City, such poles, masts, and other appliances as may be necessary or convenient for the transmission and application of Electricity for Light, or Power or other useful purposes for the period of Twenty Two Years.

Sec 2 In granting said privilege, said Board of Trustees reserves the right to grant similar privileges to other persons or Companies.

Sec 3 The poles to be used in the construction of the said lines, shall be of such length as when in place, the wires thereon shall not be less than Twenty-five feet from the ground.

Sec 4 All work hereunder shall be performed on the public streets, alleys, etc. in excavating or repairing the same, in strict compliance with the rules, regulations or orders, which may during the continuance of this privilege, be adopted from time to time by the Board of Trustees, and said work shall be done under the direction and to the satisfaction of said Trustees.

Sec 5 The rights and privileges enumerated and granted in this Ordinance are granted to and shall be possessed and enjoyed by, said grantee, his successor and assigns, upon such terms, conditions and restrictions, as are now or may hereafter be imposed by the constitution and the laws of this State and of the Ordinances of this City.

Sec 6 Said grantee must commence the prosecution of said work within thirty days from and after the passage of this Ordinance and complete the same within four months after the passage hereof. And this privilege is granted upon conditions in this section set forth, but it must be commenced and finished, completed in said designated times, and unless so commenced and finished, this privilege shall become void.

Sec 7 This Ordinance shall be in force from and after its passage and publication.

Introduced January 15<sup>th</sup> 1891 Passed February 5<sup>th</sup> 1891  
By Christ, Robinson and Rudy  
Yes      None

John Robinson  
President of the Board of the City of Modesto.  
Approved this 5<sup>th</sup> of February 1891

John Robinson  
President of the Board of Trustees of the City of Modesto.

Attest: Geo. H. Golden City Clerk  
Published in the Daily Evening News February 10<sup>th</sup> 1891

I Geo. H. Golden, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 85 of said City of Modesto entitled

An Ordinance to grant a franchise to Jeremiah Kellie, his successors and assigns to use the streets and other public places of the City of Modesto for Electric Light and Power. and the same has been published according to Law.

Geo. H. Golden City Clerk

# Ordinance No. 84.

An Ordinance Establishing Water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto, per month and by the Year:

The Board of Trustees of the City of Modesto do ordain as follows:

- Section 1. For tenements occupied by a single family of not more than five persons per month. 1 <sup>50</sup>/<sub>100</sub> 50
- Sec II For each additional person, 25 cents, 25c  
Children of seven years and under are exempt from the above rates.
- Sec III For small families occupying rooms in second & third stories, per month \$1.00 1 00
- Sec 4 For private boarding houses, from \$2.00 to \$3.00 per month. 2 00 to 3 00
- Sec 5 For restaurants & eating houses, per month from \$2.00 to \$3.00. 2 00 to 3 00
- Sec 6 For lodging houses, in addition to family rates, for each bed per month. 25 cents 25c
- Sec 7 For hotels, in addition to family rates, for each bed occupied, per month, 25 cents 25c
- Sec 8 For small stores, per month. \$1.00 1 00
- Sec 9 For large stores & warehouses per month \$2.00 2 00
- Sec 10 For saloons, per month  $1 \frac{50}{100}$  to \$3.00 1 50 to 3 00
- Sec 11 For rooms in second and third stories, occupied as offices, each per month 50 cents 50c
- Sec 12 Photograph galleries, per month from \$3.00 to \$5.00 3 00 to 5 00
- Sec 13 For public water closets, where there is only one seat, per month.  $1 \frac{50}{100}$  1 50
- Sec 14 Each additional seat \$1.00 1 00
- Sec 15 For private water closets, per month, 50 cents 50c
- Sec 16 For public bath tubs in bathing establishments, boarding and lodging houses, hotels & bath shops for each tub per month. \$2.00 2 00
- Sec 17 For bath tubs used in private dwellings, per month, 50 cents 50c
- Sec 18 For drug stores, per month, 25c 25c
- Sec 19 For drug stores with fountain, per month. \$5.00 5 00
- Sec 20 For blacksmith and wagon shops, per month, from \$2.00 to \$3.00 2 00 to 3 00
- Sec 21 For horse stables, including water for washing harness & carriages, per month, from \$5.00 to \$8.00. Based upon an estimate of 50 cents per stall per month. 5 00 to 8 00
- Sec 22 For horse stables for one horse and buggy, per month, 50 cents 50c
- Sec 23 For each additional horse or cow, per month, 50 cents 50c
- Sec 24 For bull stables for each bull & two horses per month \$2.00 2 00

- Section 25 For plaster for each barrel of lime, plaster, or cement 25 cents 752
- Section 26 For water used by brick layers to make mortar & dampen brick, for each 1000 brick. 15 cents 150
- Sec 27 For barber shops, where one chair is used, per month, 50 50
- Sec 28 For each additional chair 50 cents.
- Sec 29 For irrigation for use of hose for sprinkling flowers & grass plots of not more than 50 square yards, per month 50 cents.  
For each square yard exceeding 50 1/2 cent per square yard per month
- Sec 30 For water troughs for each trough on the sidewalk, per month 50 50
- Sec 31 For laundries and Chinese wash houses, per month, from 3.00 to 10.00
- Sec 32 For large quantity of water where the quantity of water used does not exceed 20,000 gallons per month, there may be charged for each 1000 gallons to be contained by meter or otherwise, 50 cents.
- Sec 33 When the quantity is more than 20,000 gallons per month, for each 1000 gallons over that amount consumed, 50 cents.
- Sec 34 The owner or agent or other officers of the company or corporation supplying water as herein provided, shall have the power in all cases to ascertain by meter, the quantity of water used & for the price as provided in section 32 & 33.
- Sec 35 For water for fire purposes and extinguishing fires in said city, the sum of 300 three hundred dollars per annum, to be paid monthly.
- Sec 36 For water used for the purpose of sprinkling streets in said city, the sum of 12 1/2 cents for each cart of six hundred gallons so used.
- Sec 37 This ordinance shall take effect & be in force from and after the first day of July A. D. 1894, and continue in force for one year thereafter.
- Sec 38 All ordinances or parts of ordinances in conflict with the above are hereby repealed.

Passed this 19<sup>th</sup> day of February, A. D. 1891.

Attest: Ledy Allen Robinson  
Mayor

John Robinson  
President of the Board of Trustees of the City of Modesto.  
Approved this 19<sup>th</sup> day of February, A. D. 1891.

John Robinson  
President of the Board of Trustees of the City of Modesto

Attest: Geo. H. Golden  
City Clerk

Published in the Daily Evening News. February 24, 1891.

I, Geo. H. Golden, City Clerk of the City of Modesto, do hereby certify, that the above and foregoing is a true and correct copy of Ordinance No. 84 of said City of Modesto entitled:

"An Ordinance Establishing Water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto for month and by the Year."  
The same has been published according to law.

Geo. H. Golden  
City Clerk

Ordinance No. 85

An Ordinance fixing the rate of taxation in the City of Modesto for the year 1891.

Section 1

The Board of Trustees of the City of Modesto do ordain as follows: The rate of taxation for the year 1891, in the City of Modesto, shall be forty cents (40c) on each one hundred dollars of value of the taxable property in said City, and the same is hereby levied & shall be paid into the general fund of the Treasury of said City.

Introduced April 2nd A.D. 1891

Passed April 16th A.D. 1891

Attest: Christ. Wallace & Robinson  
Notaries

President of the Board of Trustees of the City of Modesto  
Approved this 16th day of April A.D. 1891

John Robinson  
President of the Board of Trustees of the City of Modesto

Attest: Geo. H. Golden City Clerk

Published in the Daily Evening News April 17th 1891

I, Geo. H. Golden, City Clerk of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No. 85 of said City of Modesto entitled:

An Ordinance Establishing & fixing the rate of taxation in the City of Modesto for the year 1891 & the same has been published according to law.

Geo. H. Golden City Clerk

# Ordinance No. 86.

An Ordinance fixing the official width of sidewalk space, and grades of streets and sidewalks in the City of Modesto, and repealing Ordinance No. 25 of said city, entitled "An Ordinance fixing the official width of sidewalks in the City of Modesto"

The Board of Trustees of the City of Modesto do ordain as follows:

- Section 1 The official width of sidewalk space on streets in the City of Modesto shall be twelve feet, measuring from the line of the blocks and including the curbing.
- Sec II The sidewalks for all that portion of said City of Modesto bounded by the center line of "J" street, the center line of "12<sup>th</sup>" street, the center line of "I" street and the southeast line of "H" street, shall extend to the middle of the whole sidewalk space, and in the remaining portion of said city the sidewalks shall occupy such width of the sidewalk space as the Board of Trustees may from time to time by resolutions or order establish; the slope of all sidewalks shall be up from the outer sidewalk grade as herein fixed, and at the rate of one eighth of an inch to each foot.
- Section 3 The base or datum plane of the levels or heights fixing the street and sidewalk grades shall be the sea level, above which level the floor of that building known as the "Tyrann Building," at the west corner of "10" and "H" streets, in the City of Modesto, is ninety four and seventy three hundredths feet.
- Sec 4 A certain plan entitled "Profiles showing elevations of streets and sidewalk grades in the City of Modesto," made by J. D. Atherton and marked filed in the City's office of the City Clerk of the City of Modesto this 7 day of May A. D. 1891. Also H. Golden City, Cal., a duly made a part of his Ordinance, and all grades of streets and sidewalks shall be fixed by the lines and elevations on said plan.
- Sec 5 The red ink numbers on said plan represent in feet and hundredths of a foot the outer or curb grade of the sidewalks at the corresponding street intersections and between adjacent streets. The grade shall run uniformly between the grades of the intersections of said streets.
- Sec 6 The depth of gutters shall be eight inches below the outer or curb grade of the sidewalk.

Sec 7. The elevation of the crown of the street shall be such as the Board of Trustees of said City may from time to time establish.

Sec 8. Ordinance No. 25. of said City entitled "Any Ordinance fixing the official width of sidewalks in the City of Modesto." is hereby repealed.

Sec 9. All ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

Sec 10. This Ordinance shall take effect from and after its passage.

Introduced May 4<sup>th</sup> 1891.

Passed May 22<sup>d</sup>. 1891.

By Christ, Rudy and Wallace  
Wares Wares.

President pro tem of the Board of Trustees of the City of Modesto.

Approved this 22<sup>d</sup> day of May A. D. 1891.

President pro tem of the Board of Trustees of the City of Modesto

Attest.

Geo. H. Golden City Clerk

Published in the Daily Evening News May 27<sup>th</sup> 1891.

I Geo. H. Golden City Clerk of the City of Modesto do hereby certify, that the above foregoing is a true and correct copy of Ordinance No. 26 of said City of Modesto entitled "An Ordinance fixing the official width of side walk space, and grades of streets and sidewalks in the City of Modesto, and repealing Ordinance No. 25 of said City entitled "An Ordinance fixing the official width of sidewalks in the City of Modesto" and the same has been published according to law.

Geo. H. Golden  
City Clerk

# Ordinance No. 86.

An Ordinance fixing the official width of sidewalk space, <sup>and</sup> grades of streets and sidewalks in the City of Modesto, and repealing Ordinance No. 25 of said city, entitled "An Ordinance fixing the official width of sidewalks in the City of Modesto"

The Board of Trustees of the City of Modesto do ordain as follows:

- Section 1. The official width of sidewalk space on streets in the City of Modesto shall be twelve feet, measuring from the line of the blocks & including the curbing.
- Sec II. The sidewalks for all that portion of said City of Modesto, bounded by the center line of "G" Street, the center line of "12<sup>th</sup>" Street, the center line of "I" Street and the southeast line of "H" Street, shall extend to the middle of the whole sidewalk space, and in the remaining portion of said city the sidewalks shall occupy such width of the sidewalk space as the Board of Trustees may from time to time by resolutions or order establish; the slope of all sidewalks shall be up from the outer sidewalk grade as herein fixed, and at the rate of one eighth of an inch to each foot.
- Section 3. The base or datum plane of the levels or heights fixing the street & sidewalk grades shall be the sea level, above which level the floor of that building known as the "Sunan Building," at the west corner of "10" and "H" streets, in the City of Modesto, is ninety four and one hundredths feet.
- Sec 4. A certain plan entitled, "Profiles showing elevations of streets and sidewalk grades in the City of Modesto," made by J. D. Atherton and quoted first in the City's office of the City Clerk of the City of Modesto his 7<sup>th</sup> day of May A. D. 1891. See J. Golden city Book, is hereby made a part of this Ordinance, and all grades of streets and sidewalks shall be fixed by the lines and elevations on said plan.
- Sec 5. The red ink numbers on said plan represent in feet and hundredths of a foot the outer or curb grade of the sidewalks at the corresponding street intersections and between adjacent streets. The grade shall run uniformly between the grades of the intersections of said streets.
- Sec 6. The depth of gutters shall be eight inches below the outer or curb grade of the sidewalk.

Sec 7. The elevation of the crown of the street shall be such as the Board of Trustees of said City may from time to time establish.

Sec 8. Ordinance No. 25. of said City entitled "Any Ordinance fixing the official width of sidewalks in the City of Modesto." is hereby repealed.

Sec 9. All ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

Sec 10. This Ordinance shall take effect from and after its passage.

Introduced May 4<sup>th</sup> 1891.

Passed May 22<sup>d</sup>, 1891.

Ayes Christ, Rudy and Wallace  
Noes None.

President pro tem of the Board of Trustees of the City of Modesto, H. Christ

Approved this 22<sup>d</sup> day of May A. D. 1891,

President pro tem of the Board of Trustees of the City of Modesto, H. Christ

Attest,

Geo. H. Golden City Clerk

Published in the Daily Evening News May 27 1891.

I Geo. H. Golden City Clerk of the City of Modesto do hereby certify, that the above foregoing is a true and correct copy of Ordinance No. 26 of said City of Modesto entitled "An Ordinance fixing the official width of side walk space, and grades of streets and sidewalks in the City of Modesto, and repealing Ordinance No. 25 of said City entitled "An Ordinance fixing the official width of sidewalks in the City of Modesto" and the same has been published according to law.

Geo. H. Golden  
City Clerk

# Ordinance No 87.

An Ordinance fixing the time & place of holding the regular meetings of the Board of Trustees of the City of Modesto, and repealing Ordinance No 57 of said city entitled

An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto."

The Board of Trustees of the City of Modesto do ordain as follows:

Section I The regular meetings of the Board of Trustees of the City of Modesto shall be held on the first and third Thursday of each and every month, at the Court building on Tenth Street, in said City of Modesto, near to the corner of Tenth and J streets of said City of Modesto, at nine O'clock A.M.

Section II Ordinance No 57, of said city, entitled  
An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto, is hereby repealed.

Section III This Ordinance shall take effect and be in force from and after its passage and publication

Introduced on the 20<sup>th</sup> day of August 1891

Passed this third day of Sept 1891

Clerks - Rudy, Wallace, Robinson and Zander.  
None.

John Robinson  
President of the Board of Trustees of the City of Modesto.  
Approved this 3rd day of September A.D. 1891.

John Robinson  
President of the Board of Trustees of the City of Modesto.

Attest: Geo. H. Tolden City Clerk.

Published in the Daily Herald, this 3 day of Sept 1891  
I, Geo. H. Tolden City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No 87 of said City of Modesto, entitled

An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto, and repealing Ordinance No 57 of said City entitled

An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto and the same has been published as required by law.

## Ordinance No. 88

An Ordinance, granting to the Western Union Telegraph Company, Comp<sup>y</sup> the right to place and maintain its poles and lines in the streets, alleys and public ways of the City of Modesto State of Calif<sup>a</sup> on the terms and conditions hereinafter stated.

The Board of Trustees of the City of Modesto do ordain as follows:

Section I.

Do it ordained by the Board of Trustees of the City of Modesto State of California that the Western Union Telegraph Company, its successors and assigns, are authorized to erect and maintain on the streets, alleys and public ways of said City the poles and fixtures and wires necessary for the purposes of supplying the citizens of said City and the public, communication by telegraph, or other improved electrical device, such use to be and continue upon the terms and conditions hereinafter stated.

Sec II.

The location of the poles and lines now in use, is hereby approved; and the location of all poles and lines hereafter to be erected, and any change in the location of the poles and lines now in use, or extensions thereof, shall be under the direction and control of the Board of Trustees of said City.

Sec III.

Said poles and wires shall be placed and maintained so as not to interfere with travel on said highways and said Company shall hold said City free and harmless from all damages arising by reason of any abuse of said occupancy. This grant is made, and is to be enjoyed, subject to such reasonable regulations and ordinances of a police nature, as said Board of Trustees of said City is authorized and sees proper at any time to adopt not destructive to the rights herein granted.

Sec 4.

The right of use herein given shall not be exclusive, and the Board of Trustees of said City reserves the power to grant a like right of way to any other Telegraph Company; the same however not to interfere with the reasonable and proper exercise of the privileges herein granted.

Section 5.

In consideration whereof, said Western Union Telegraph Company hath, and by the acceptance of this Ordinance does agree to allow the Board of Trustees of said City to attach at any time to the top cross-arm of any of said poles, when prescribed by City Law - chains and poles wires & any poles are hereby made a municipal instrumentality for that purpose; provided however, said attachment shall be so made as not to interfere with said Company's use, and said attachment shall be made and maintained under the direction of said Company's Manager in said City of Modesto.

The said Company shall and will furnish for the said City the use of its poles for the attachment thereto of its Fire-alarm bells, without charge to said City.

Section 6

This Ordinance shall take effect on and after its passage and publication and the filing by said Company of unconditional acceptance thereof in the office of the Clerk of said City of Modesto.

Sec 7

That whenever said Company ceases to operate a telegraph line in said City of Modesto and ceases to use the said poles and lines herein provided for, in the operation of its line of telegraph, then said Company shall remove said lines and poles from the streets and alleys of said City within sixty days from date that said Company so ceases to use and operate said lines.

Sec 8

All Ordinances and parts of Ordinances, orders and resolutions upon the subject of telegraph poles, wires, &c., of previous date, in so far as the same relate to the Western Union Telegraph Company, are hereby repealed and annulled.

Introduced October 7 a. d. 1891

Alfred Zander Wallace, Rudy, Robinson  
Caro J. Jones  
President of the Board of Trustees of the City of Modesto  
Approved this 13th day of October, A. D. 1891

John Robinson  
President of the Board of Trustees of the City of Modesto  
Attest: J. H. Golden

Published in the Modesto Daily Evening News, Oct 12 1891

J. H. Golden, City Clerk of the City of Modesto  
do hereby certify that the above and foregoing is a true and correct copy of Ordinance No 88 of said City of Modesto  
enacted.

An Ordinance giving the permanent place of holding the regular meetings of the Board of Trustees of the City of Modesto.  
By Ordinance, granting to the Western Union Telegraph Company the right to place and maintain the poles and lines in the streets, alleys and public ways of the City of Modesto State of California on the terms and conditions herein stated and the same has been published according to law.

J. H. Golden  
City Clerk.

Ordinance No. 89.

An Ordinance to provide a City License Tax in the City of Modesto, to be paid by any or persons who may engage in the business of furnishing Electric Light within the corporate limits of said City.

The Board of Trustees do ordain as follows:

Section II Any person or persons, company or corporation, engaged in the business of furnishing Electric Light within the corporate limits of the City of Modesto, must obtain a license therefor and pay \$12.00 per quarter.

Sec II This Ordinance shall take effect and be in force from and after its passage and publication.

Introduced the 15<sup>th</sup> day of October 1891

Passed the 5<sup>th</sup> day of November 1891

Ayes - Zander, Keedy and Morton  
Nays - None

Passed November 5<sup>th</sup> 1891

John Robinson,  
President of the Board of Trustees of the City of Modesto  
Approved this 5<sup>th</sup> day of November A.D. 1891

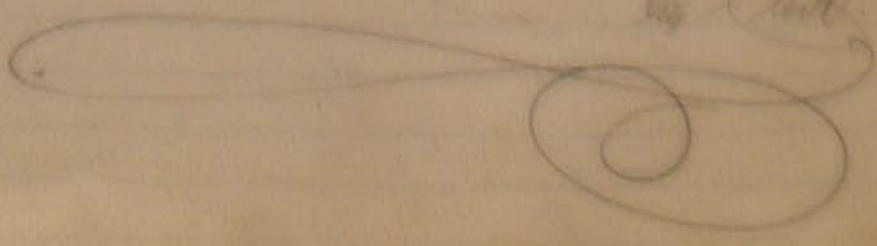
John Robinson,  
President of the Board of Trustees of the City of Modesto.  
Attest: J. H. Selden. Clerk.

Published in the Modesto Daily News Nov. 12<sup>th</sup> 1891

J. H. Selden, Clerk of the City of Modesto  
do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 89 of said City of Modesto, entitled

An Ordinance to provide a City License Tax in the City of Modesto, to be paid by any or persons who may engage in the business of furnishing Electric Light within the corporate limits of said City and the same has been published according to law.

J. H. Selden,  
Clerk.



Repealed by  
Ord. 1087-N.S.

# Ordinance No 90

An Ordinance regulating the making keeping, and repairing of sidewalks within the city of Madeste.

Section 1

The Board of Trustees of the city of Madeste do ordain as follows:  
Each person owning property abutting on any street in the city of Madeste, shall construct, or cause to be constructed; where not heretofore constructed, and shall keep in repair and in good order and condition the sidewalks adjoining all property belonging to them, & if any person shall fail so to do, the City Marshal is hereby authorized and empowered, upon five days notice to such owner, to construct or repair, so that the same shall be in good order and condition any and all sidewalks abutting upon the property of such person as neglecting or refusing to construct or repair such sidewalk or sidewalks and the cost and expense of such construction or repair shall be assessed upon the lots and lands fronting thereon, each lot or portion of lot being separately assessed for the full depth thereof sufficient to cover the total expense of such work.

Section 2

The City Marshal shall keep an accurate account of all expenses incurred under the provisions of this ordinance, and shall report the same immediately to the Board, whereupon the amount of any expenses so incurred, shall, by an order of the Board, be declared an assessment against and a lien upon the property affected; and such an assessment shall be a lien on the property affected until fully paid and discharged, or foreclosed in the manner provided by Law.

Sec 3

All sidewalks so constructed or repaired shall conform in all respects to the requirements of ordinance No 86 of said city of Madeste.

Section 4

This ordinance shall take effect from and after its passage.

Introduced by 5<sup>th</sup> day of Nov. A.D. 1891

Passed the 19 day of November 1891

Attest: J. J. Wallace, Robinson  
Kane

John Robinson  
President of the Board of Trustees of the City of Madeste

Approved the 19 day of November, A.D. 1891

John Robinson  
President of the Board of Trustees of the City of Madeste

Attest: S. H. Soldner  
City Clerk

Ordinance No. 91

An Ordinance repealing Section 66 of ordinance No. 40, entitled "An ordinance providing a system for the assessment, levy and collection of city taxes, relating to certain compensation to be paid to the City Clerk of said city."

The Board of Trustees of the city of Modesto do ordain as follows:

Section II

Section 66 of ordinance No. 40, entitled "An ordinance providing a system for the assessment, levy and collection of the city taxes," providing for certain compensation to be paid to the City Clerk of said city for entering in the assessment roll the respective sums in dollars and cents to be paid as a tax levied on the property assessed and for posting up the columns showing the total value of property and total taxes, or hereby repealed.

Sec II

This ordinance shall take effect from and after its passage

Introduced December 4 1891

Passed December 17 AD. 1891

Byes:- Horton, Eddy & Spander

Ayes:- None

John Robinson  
President of the Board of Trustees of the City of Modesto  
Approved this 17 day of Dec. 1891

John Robinson  
President of the Board of Trustees of the City of Modesto  
Attest:- J. H. Golden City Clerk

Published in the Modesto Herald Dec. 19 AD. 1891  
J. H. Golden, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true & correct copy of Ordinance No. 91 of said City of Modesto entitled.

An Ordinance repealing Section 66 of Ordinance No. 40 entitled "An Ordinance providing a system for the assessment, levy and collecting of city taxes, relating to certain compensation to be paid to the City Clerk of said city, and the same has been published according to law:

J. H. Golden  
City Clerk

# Ordinance No. 98.

Any Ordinance establishing water rates to be charged by the Modesto Water Company for the use of Water furnished by it in the City of Modesto per month & by the Town.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

For tenements occupied by a single family of not more than five persons per month

\$1.50

Section 2

For each additional person children of seven years and under are exempt from the above rates.

.75

Section 3

For small families occupying rooms in second & third stories per month

1.00

Section 4

For private boarding houses from per month

\$2.00 to \$3.00

Section 5

For restaurants & eating houses per month, from

\$2.00 to \$5.00

Section 6

For lodging houses, in addition to family rates, for each bed, per month

.75

Section 7

For halls, in addition to family rates, for each bed occupied per month

.75

Section 8

For small stores per month

1.00

Section 9

For large stores & warehouses, per month

2.00

Section 10

For saloons per month from

\$2.00 to \$3.00

Section 11

For rooms in second and third stories, occupied as offices each per month

50c

Section 12

Photograph galleries per month, from

\$2.00 to \$5.00

Section 13

For public water closets, when there is only one seat, per month

.75

Section 14	Each additional seat	\$ 1 00
Section 15	For private water closets, per month	50c
Section 16	For public bath tubs in bathing establishments, boarding & lodging houses, hotels and barber shops, for each tub, per month, \$	1 00
Section 17	For bath tubs used in private dwellings per month	50c
Section 18	For drug stores per month	\$ 1 50
Section 19	For drug stores with fountain per month	\$ 5 00
Section 20	For blacksmith and wagon shops, per month from	\$ 1 25 \$ 3 50
Section 21	For livery stables, including water for washing buggies & carriages, per month, from Based upon an estimate of 50 cents for each stall per month	\$ 5 00 \$ 16 00
Section 22	Private stables for one horse and buggy, per month	50c
Section 23	For each additional horse or cow, per month	50c
Section 24	For hack stables, for each hack & two horses, per month	\$ 2 50
Sec 25	For plaster for each barrel of lime, plaster or cement.	25c
Sec 26	For water used by brick layers to make mortar and dampen brick, for each 1000 brick.	10c
Sec 27	For barber shops, when one chair is used, per month.	\$ 1 50
Sec 28	For each additional chair.	30c
Sec 29	For irrigation for any of hose for sprinkling flowers and grass plots of not more than 50 square yards, per month. For each square yard exceeding 50 1/2 cent per square yard per month	50c
Sec 30	For water troughs, for each trough on the premises, per month.	\$ 3 50

Section 32 For laundries and Chinese wash houses, per month from 300.00

Sec 32 For large quantity of water when the quantity of water used does not exceed 20,000 gallons per month, there may be charged for each 1000 gallons, to be ascertained by meter or otherwise, 500

Sec 33 When the quantity is more than 20,000 gallons per month, for each 1000 gallons over that amount consumed, 350

Sec 34 The owner or agent or other officers of the company or corporation supplying water as herein provided, shall have the power in all cases to ascertain by meter, the quantity of water used and fix the price as provided in Section 32 and 33.

Sec 35 For water for fire purposes and extinguishing fires in said City, the sum of three hundred dollars per annum, to be paid 300.00 monthly.

Sec 36 For water used for the purpose of sprinkling streets in said city, the sum of 12 1/2 cents for each cent of one hundred gallons so used

Sec 37 This ordinance shall take effect and be in force from and after the first day of July A. D. 1892 and continue in force for one year hereafter

Sec 38 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Passed this 3rd day of March A. D. 1892

By: Nelson Zander and Robinson

Now: None

John Robinson  
President of the Board of Trustees of the City of  
Hawaii

Approved this 3rd day of March A. D. 1892

John Robinson  
President of the Board of Trustees of the City of Hawaii

Attest:

Geo. H. Tilden

City Clerk  
Published in the Hawaii Herald, March 20 1892.

I, Geo. H. Salden City Clerk of the City of Modesto, do hereby certify that the above recd. foregoing is a true and correct copy of Ordinance No. 97 of said City of Modesto entitled

An Ordinance Establishing Water rates to be charged by the Modesto Water Co. for the use of Water furnished by it in the City of Modesto per month & by the Year. & the same has been published according to law.

Geo. H. Salden  
City Clerk

## Ordinance No. 93.

Any Ordinance providing for the holding of the General Municipal Election in the City of Modesto and for giving notice thereof.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 There shall be five election precincts and one polling place in each of said precincts for the holding of all municipal elections.

Sec 2 The Board of Trustees shall appoint a Board of Election for each election precinct to consist of two inspectors, two judges, and two clerks, to hold such election, who shall each receive for his services five dollars, and they shall perform similar duties as are required of like officers under the general election laws of the State. Three (3) polling places shall also be designated by the Trustees.

Section 3 Notice of time and place of holding said election, and the members of the Board of Election and the officers to be filled shall be by publication in a newspaper published in said city at least three weeks immediately prior to said election.

Section 4 The Board of Election shall immediately after the election deliver and cause to be delivered to the City Clerk the election returns and shall produce the same to the Board of Trustees when they meet to canvass the votes and declare the result.

Section 5 The Board of Trustees shall meet on the next day after the election to canvass the votes and shall canvass the same, declare the result and order it to be entered of record. The Clerk shall attend such meeting.

Sec 6 The Clerk shall issue certificates of election to persons elected.

Sec 7 In all other respects, said election shall be held in accordance with the general election laws of the State so far as the same may be applicable and the Board of Trustees, as far as necessary or proper, shall perform the like duties as the Board of Supervisors and the Clerk of the city, so far as necessary and proper, shall perform the like duties as County Clerk in similar matters, as fully as practicable to carry out the provisions of any of statutes in such cases made and provided, and of this Ordinance relating

to elections.

Section 8. This ordinance shall take effect from and after its passage.

Introduced March 3<sup>rd</sup> 1897.

Passed March 3<sup>rd</sup> 1897.

By: Zander, Norton and Robinson  
John Robinson  
President of the Board of Trustees of the City of Modesto

Attest: Geo. H. Golden

City Clerk  
Published in the Modesto Herald March 10<sup>th</sup> 1897.

I Geo. H. Golden City Clerk of the City of Modesto, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 93 of said City of Modesto entitled

An Ordinance providing for the holding of the Annual Municipal Election in the City of Modesto and for giving notice thereof and the same has been published according to law:

Geo. H. Golden  
City Clerk

## Ordinance No 94

Any Ordinance fixing the rate of Taxation in the City of Modesto, for the Year 1897.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 The rate of Taxation for the Year 1897 in and for the City of Modesto shall be forty cents, on each one hundred dollars of value of taxable property in and for said City, and the same is hereby levied and shall be paid into the General Fund of the Treasury of said City.

Sec 2 This Ordinance shall take effect and be in force from and after its passage.

Introduced April 4<sup>th</sup> 1897.

Passed the 21<sup>st</sup> day of April 1897

Attest: Sample Tudy Resolution and LaYoe  
Now Read

S. H. Zander  
President of the Board of Trustees of the City of Modesto

Approved the 21<sup>st</sup> day of April A. D. 1897.

S. H. Zander  
President of the Board of Trustees of the City of Modesto

Wm. H. Tolden  
City Clerk

Published in the Modesto Herald April 25 1897

I, Wm. H. Tolden, City Clerk of the City of Modesto do hereby certify that the above foregoing is a true and correct copy of Ordinance No 94 of said City of Modesto entitled

The Ordinance establishing and fixing the rate of taxation in the City of Modesto for the Year 1897 & the same has been published according to law.

Wm. H. Tolden  
City Clerk

Repealed by  
No. 199.

Ordinance No. 95.

An Ordinance prescribing the width of side walks and to prevent any obstruction thereof, and providing a punishment for such obstruction.

The Board of Trustees of the City of Modesto do ordain as follows:

**Section 1.** No person shall place, or cause to be placed, anywhere upon any public way, street or sidewalk in the city of Modesto, and no person owning, occupying or having control of any premises, shall suffer to remain in front thereof upon the side walk or the edge of the sidewalk street or way next to such premises, anything which shall obstruct the passage of such street or sidewalk, provided that any person having a fixed place of business fronting on any street in said city may occupy three feet and no more on the inner side of the sidewalk in front of the premises occupied by him for the purpose of displaying such articles of merchandise as may be dealt in by him, and may occupy the same as long as may be necessary in unpacking and carrying merchandise into his place of business.

**Sec 2.** No sidewalk shall be constructed of greater width than twelve feet, and any addition thereto, or extension thereof beyond said width is hereby prohibited; nor shall here be constructed, or placed, or allowed to remain in any street or alley in said city any obstruction whatever, except as above provided.

**Sec 3.** Any violation of this ordinance is hereby declared to be a misdemeanor.

**Sec 4.** The Marshal of said city may remove any obstruction existing in violation of this ordinance, and any expense necessarily incurred in said removal shall be a charge against the person or persons causing such obstruction.

**Sec 5.** This Ordinance shall take effect from and after its passage and publication.

Introduced on the 16<sup>th</sup> day of June, 1892.

Passed on the 16<sup>th</sup> day of June, 1892.

Ayes: De Vos, Temple, Lundy, Hudson  
Nays: none

President of the Board of Trustees of the City of Modesto

Approved

Approved this 16<sup>th</sup> day of June, A. D. 1892.  
 President of the Board of Trustees of the City of Modesto  
 Attest: J. H. Golden City Clerk.  
 Published in the Modesto Daily & Evening News  
 this 8<sup>th</sup> day of July A. D. 1892.

J. H. Golden, City Clerk of the City of Modesto  
 do hereby certify that the above and foregoing is a true and  
 correct copy of Ordinance No. 95 of said City of Modesto  
 entitled "An Ordinance prescribing the width of side walks  
 and to prevent any obstruction thereof, and providing a  
 punishment for such obstruction, and the same has been  
 published according to law."  
 J. H. Golden  
 City Clerk

Ordinance No 96.

An ordinance amending Ordinance No 78 of the City of Modesto, providing a License Tax in the City of Modesto, by amending Section 13 of said Ordinance.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 13 of Ordinance No 78, of the City of Modesto, is hereby amended so as to read as follows:

Section 13 All persons engaged in the real estate business within said city, must obtain a license and pay for the same three dollars per quarter \$ 3 00

Every person who runs or uses for hire any job truck or express wagon, must obtain a license and pay for each vehicle the sum of fifty cents per month.

500

Persons, companies or corporations engaged in manufacturing and selling gas to the citizens of the City of Modesto, must obtain a license, and pay for the same twelve dollars per quarter \$ 12 00

Persons, companies or corporations, engaged in the business of selling water to the citizens of the City of Modesto, must obtain a license, and pay for the same twenty dollars per quarter \$ 20 00

Every person, company or corporation, keeping a laundry, used exclusively for that purpose and where two or more persons engage in it, must obtain a license for each laundry and pay for the same five dollars per quarter \$ 5 00

Every person engaged in the business of bill posting must obtain a license, and pay for the same one dollar and a half per quarter \$ 1 50

Every person firm or corporation, engaged in the business of insurance as agent or agents, of or for any insurance company or combination of companies must obtain a license and pay for the same five dollars per quarter \$ 5 00

Every person, company or corporation engaged in manufacturing soda or mineral water, must obtain a license and pay for the same three dollars per quarter \$ 3 00

Sec 2. Each and all provisions of any and all ordinances in conflict with this ordinance are hereby repealed.

Sec 3. This ordinance shall take effect and be in force from and after its passage.

Introduced, this 16<sup>th</sup> day of June 1892.

Passed this 7<sup>th</sup> day of July 1892.

Ayes: Temple, DeYoe, Hudelson, & Zander  
Nays: none.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Approved this 7<sup>th</sup> day of July A.D. 1892.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Attest: Geo. H. Golden City Clerk.

Published in the Daily Evening News July 9 A.D. 1892.

Geo. H. Golden, City Clerk of the City of Modesto, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 96 of said City of Modesto entitled:

An Ordinance amending Ordinance No. 78 of the City of Modesto, providing a license tax in the City of Modesto, by amending Section 13 of said Ordinance. and the same has been published according to law.

Geo. H. Golden  
City Clerk

Ordinance No. 97

The Board of Trustees of the city of Modesto do ordain as follows:

Section I Every person who at a fixed place of business within the city of Modesto sells any goods, wares or merchandise shall pay one year's license in advance. Such business shall be classified and arranged as required by Section 18 of Ordinance 98. And in case of any and all persons who shall hereafter engage in such business, who may not have paid license for such business, shall pay such license from the date of beginning such business.

Sec II. This ordinance shall take effect immediately.

Introduced July 21st 1892.

Passed July 21st 1892.

Ayes: Rudy Depple, Hudsonson and DeVoe.

Noes: none.

J. H. Zander.  
President of the Board of Trustees of the City of Modesto.  
Approved this 21st day of July A.D. 1892.

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Attest: J. H. Selden

City Clerk.  
Published in the Modesto Daily Evening News July 27 1892.

J. H. Selden City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 97 of said City of Modesto entitled "An Ordinance to pay license for one year in advance and the same has been published according to law."

J. H. Selden  
City Clerk



# Ordinance No. 98.

Sidewalks within certain limits to be constructed of stone, asphaltum, etc.

The Board of Trustees of the City of Modesto do ordain as follows:

**Section 1.** All sidewalks which may hereafter be constructed, reconstructed, or laid down on any street, within the limits hereinafter described, shall be constructed of the best quality of stone or artificial stone, flagging, or asphaltum concrete, or bituminous rock, or such material as may hereafter be adopted; in all other respects to be constructed in accordance with the provisions of ordinances heretofore enacted; *beginning at the intersection of the center line of 9<sup>th</sup> and J Street, running thence to the intersection of the center line of 9<sup>th</sup> and J streets, thence to the intersection of the center line of 9<sup>th</sup> and W<sup>th</sup> streets, thence to the intersection of the center line of 11<sup>th</sup> and J streets, thence to the intersection of the center line of J and 13<sup>th</sup> streets, thence to the intersection of the center line of 13<sup>th</sup> streets and the south line of 11<sup>th</sup> streets, thence to the intersection of the center line of 11<sup>th</sup> and 11<sup>th</sup> streets, thence to the intersection of the center line of 11<sup>th</sup> and J streets, thence to the point of beginning.*

Provided also that sidewalks in front of vacant lots shall be kept from the provisions of this ordinance; always provided, however that the owner of any vacant lot or lots shall build the same up to grade and if the same so built shall consist of earth the same shall be thoroughly covered over with such substance as shall render the same at all times free from mud and water. Every sidewalk shall be so constructed as to have an even surface.

**Sec 2.** This ordinance shall take effect immediately on its passage & publication.

Introduced July 21<sup>st</sup> 1893.  
 Read this 2<sup>d</sup> day of July 1893.  
 of Copy Before People, duly  
 Read & Read.

J. H. Zander  
 President of the Board of Trustees of the City of Modesto

Approved this 21<sup>st</sup> day of July 1893

J. H. Zander  
 President of the Board of Trustees of the City of Modesto

Attest: J. H. Tolden

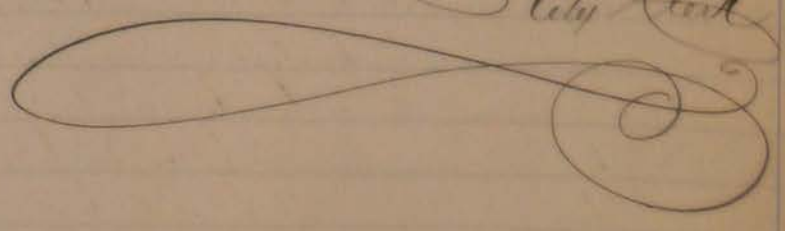
City Clerk

Published in the Daily Evening News: July 23<sup>rd</sup> 1890.

I, J. H. Tolden, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 98 of said City of Modesto entitled:

Side walks within certain limits, to be constructed of stone, asphalt, etc. and the same has been published according to law.

J. H. Tolden  
City Clerk



# Ordinance No. 99.

Repealing certain Ordinances: The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Ordinance No. 4, Ordinance No. 11, Ordinance No. 13 and Ordinance No. 14 are and each of them is hereby repealed.

Sec 11. This Ordinance shall take effect immediately.

Introduced July 21<sup>st</sup>, 1892.

Signed July 21<sup>st</sup>, 1892.

By: Belfor Dimple and Rudy,  
Clerks.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Approved this 21<sup>st</sup> day of July A. D. 1892.

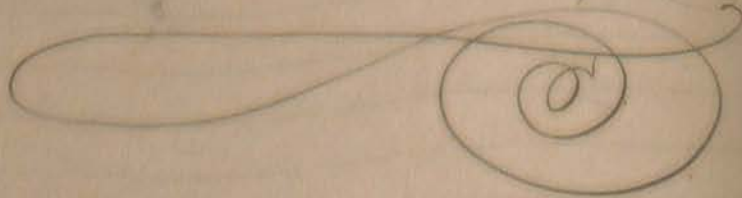
J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Attest: Geo. H. Selden, City Clerk.

Published in Daily Evening News, July 23<sup>rd</sup> 1892.

Geo. H. Selden City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 99 of said City of Modesto entitled

"An Ordinance repealing certain Ordinances, and the same has been published according to law."

Geo. H. Selden  
City Clerk.



Amended  
by No. 103.

Repealed by  
No. 173

Ordinance No. 100.

The Board of Trustees of the City of Modesto do ordain  
as follows:

Section 1. No person shall ride any bicycle or tricycle on any  
sidewalk within the City of Modesto.

Sec 2. Any person who shall violate this ordinance shall be deemed  
guilty of a misdemeanor.

Sec 3. This ordinance shall take effect immediately on its  
passage and publication.

Introduced this 4<sup>th</sup> day of August, 1892.

Passed this 4<sup>th</sup> day of August, 1892.

Cyrs: Jeffco, Rudy, Temple, and Nordstrom.

Nays: None.

J. H. Zander,  
President of the Board of Trustees of the City of Modesto.  
Approved this 4<sup>th</sup> day of August, 1892.

J. H. Zander,  
President of the Board of Trustees of the City of Modesto.  
Attest: J. H. Zander, Clerk.

Published in the Daily Evening News August 4<sup>th</sup> 1892.

J. H. Zander, City Clerk of the City of Modesto  
do hereby certify that the above and foregoing is a true and correct  
copy of Ordinance No. 100 of said City of Modesto entitled

and the same has been  
published according to law.

J. H. Zander  
City Clerk

Ordinance No. 101.

An Ordinance prohibiting slaughter houses within certain limits of the City of Modesto. The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

No person shall establish or maintain any slaughter house, slaughter any cattle, hogs, calves, sheep or any other kind of animals within the City of Modesto, except within the following defined limits to wit: Beginning at a point ten chains and fifty links east of the southwest corner of the southeast quarter of Section 32, T. 3. S. R. 9. E. Mt. D. M. running fence north 15 chains, thence east to the line between the east half & the west half of the southeast quarter of said section 32 thence south on said line to the southern boundary line of the City of Modesto, thence following the said boundary line to the point of beginning.

Sec 2

Any person violating any of the provisions of this ordinance shall be deemed guilty of misdemeanor.

Sec 3

This ordinance shall take effect sixty days after passage approval and publication.

Introduced this 11<sup>th</sup> day of August, 1897.

Passed this 11<sup>th</sup> day of August, 1897.

Ayes: Rudy Temple and DeHoe  
No. Anderson.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Approved this 11<sup>th</sup> day of August, 1897.

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Attest.

Published in the Daily Evening News 13<sup>th</sup> day of Aug 1897  
City Clerk.

J. H. Zander City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 101 of said City of Modesto entitled

An Ordinance prohibiting slaughter houses within certain limits of the City of Modesto and the same has been published according to law.  
J. H. Zander City Clerk

# Ordinance No 703.

An Ordinance determining and declaring that public interest and necessity demand the following municipal improvements, viz:

1<sup>st</sup> The construction of a system of water works by the City of Modesto for the use of said City and its inhabitants.

2<sup>nd</sup> The construction of a system of sewers by said City of Modesto for the use of said city and its inhabitants. And that the cost of each of said improvements will be to great to be paid out of the ordinary annual income and revenue of said City.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

It is hereby determined and declared that the public interest and necessity of the City of Modesto and its inhabitants demand the construction of the following municipal improvements, namely:

The construction of a system of water works by said City for the use of said city and its inhabitants, and by which may be supplied pure water for all domestic and public purposes in said city.

Sec 2

It is further determined and declared that the public interest and necessity of said City of Modesto and its inhabitants demand the construction of the following municipal improvement, namely:

The construction by said city of a system of sewers for the use of said City and its inhabitants.

Sec 3

It is further determined and declared that the cost of each of said municipal improvements will be to great to be paid out of the ordinary annual income and revenue of said City of Modesto.

Sec 4

This Ordinance shall take effect and be in force from and after its passage and publication.

Introduced September 5<sup>th</sup> 1893  
Passed September 13<sup>th</sup> 1893 by the following vote  
Ayes: De Vos, Joseph Henderson, Alexander.  
Nays: None.

President of the Board of Trustees of the City of  
 Modesto  
 Attest: J. H. Tolden

Published in the Daily Evening this 16<sup>th</sup> day of Sept<sup>r</sup> 1892  
 City Clerk

J. H. Tolden, City Clerk of the City of  
 Modesto do hereby certify that the above and foregoing is  
 a true and correct copy of Ordinance No. 100 of said  
 City of Modesto entitled "

An Ordinance determining and declaring that public  
 interest and necessities demand the following municipal  
 improvements: viz.

1st The construction of a system of sewer water works  
 2nd The construction of a system of sewers.

And that the cost of each of said improvements will be so  
 great to be paid out of the ordinary annual income &  
 revenue of said City  
 and the same has been published according to law.

J. H. Tolden  
 City Clerk

Repealed by  
No 173

# Ordinance No 103

An Ordinance amending Ordinance Number 100 relating to the riding of bicycles & tri-cycles:  
The Board of Trustees of the City of Modesto do ordain as follows:

**Section** No person shall ride any bicycle or tri-cycle on any sidewalk in the City of Modesto within the following limits:  
Sidewalks on I Street, between 9<sup>th</sup> and 11<sup>th</sup> streets.  
on 10<sup>th</sup> street between H<sup>th</sup> and P<sup>th</sup> streets. on H<sup>th</sup> street between 9<sup>th</sup> and 11<sup>th</sup> streets, and on 9<sup>th</sup> street between H<sup>th</sup> and P<sup>th</sup> streets:

**Sec 2** Any person who shall violate this ordinance shall be guilty of misdemeanor.

**Sec 3** This ordinance shall take effect on its passage & publication  
Introduced this 15<sup>th</sup> day of September, A. D. 1892  
Passed September 15<sup>th</sup> 1892.  
Alps DeFoor Dimple and Zander  
Karo. Tone

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Approved this 15<sup>th</sup> day of September, 1892

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Attest:  
J. H. Zander

Published in the Daily Evening News this 16<sup>th</sup> of September, 1892.  
J. H. Zander, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No 103 of said City of Modesto entitled

An Ordinance amending Ordinance No 100 relating to the riding of bicycles & tri-cycles. and the same has been published according to law.  
J. H. Zander  
City Clerk

Ordinance No 104

An Ordinance determining and declaring that public interest and necessity demand the following municipal improvements viz:

1st The construction of a system of water works by the City of Modesto, for the use of said City and its inhabitants.

2nd The construction of a system of sewers by said City of Modesto, for the use of said city and its inhabitants.

And that the cost of each of said improvements will be too great to be paid out of the ordinary annual income and revenues of said City.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. It is hereby determined and declared that the public interest and necessity of the City of Modesto and its inhabitants demand the construction of the following municipal improvements, namely:

The construction of a system of water-works by said City for the use of said city and its inhabitants, and by which may be supplied such pure water for all public and domestic purposes in said city.

Sec II. It is further determined and declared that the public interest and necessity of said City of Modesto and its inhabitants demand the construction of the following municipal improvement, namely:

The construction by said city of a system of sewers for the use of said City and its inhabitants.

Sec 3. It is further determined and declared that the cost of each of said municipal improvements will be too great to be paid out of the ordinary annual income and revenues of said City of Modesto.

Sec 4. This Ordinance shall take effect and be in force from and after its passage, approval and publication.

Sec 5. The Clerk of the City of Modesto is hereby directed to cause this Ordinance to be published for at least two weeks in the Daily Evening News, a newspaper published in said City of Modesto.

Sec 6. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Passed October 6, 1892 by the following Voters:  
 Wm. H. Newton, Deputy, Trustee

Noes: Honey  
 J. H. Sander  
 President of Board of Trustees of the City of  
 Modesto  
 Approved October 6 1893

J. H. Sander  
 President of the Board of Trustees of the City of  
 Modesto  
 Attest J. H. Solder

Published in the Daily Evening News City of Modesto  
 day of October 1893.

J. H. Solder City Clerk of the  
 City of Modesto do hereby certify that the above and  
 foregoing is a true and correct copy of Ordinance No. 104  
 of said City of Modesto entitled

An Ordinance determining and declaring that  
 public interest and necessity demand the following  
 municipal improvements viz

1. The construction of a system of Water works by  
 the City of Modesto for the use of said City and its  
 inhabitants

2. The construction of a system of sewers by said  
 City of Modesto for the use of said city and its inhabitants

And that the cost of each of said improvements  
 will be to grant to be paid out of the ordinary annual income  
 and surplus of said City  
 and the same has been published according to law.

J. H. Solder  
 City Clerk

Ordinance No. 105.

An Ordinance regulating the storage of explosives within City limits.

Section

The Board of Trustees of the City of Modesto do ordain, as follows:

It shall not be lawful for any person or persons, firm or corporation, to store, keep, or have, within the corporate limits of the city of Modesto, at any place other than upon the following described premises, to wit:

Upon lots 1 to 10 both inclusive in block 50 of the City of Modesto, per the official and published and recorded map of said city:

- 1<sup>st</sup> Acetone in any larger quantity than 250 gallons
- 2<sup>nd</sup> Napalm in any larger quantity than 30 gallons.
- 3<sup>rd</sup> Benzine in any larger quantity than 150 gallons.
- 4<sup>th</sup> Kerosene in any larger quantity than 150 gallons.
- 5<sup>th</sup> Gunpowder in any larger quantity than 150 pounds.
- 6<sup>th</sup> Dynamite or giant powder, or any other explosive material or compound having an explosive power greater than ordinary gun powder, in any quantity whatever.

Sec 2

Storage on said premises shall only be permitted on written application to the Board of Trustees of said City, and shall be granted by said Board only on such terms and conditions, and with such restrictions as such Board may from time to time by order or resolution adapt.

Sec 3

Any person or persons who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Sec 4

This ordinance shall take effect and be in force on and after the 1<sup>st</sup> day of November, 1892.

Passed this 6 day of October, 1892

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Approved this 6 day of October, 1892

J. H. Zander  
President of the Board of Trustees of the City of Modesto

Attest:

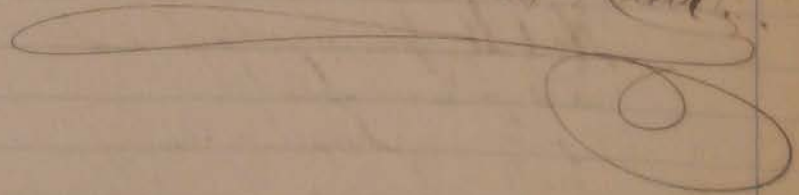
J. H. Zander

Published in the Daily Evening News Oct 7 1892

J. S. H. Solder City Clerk of the City  
of Madeste do hereby certify that the above said  
foregoing is a true and correct copy of Ordinance No. 105  
of said City of Madeste entitled

An Ordinance regulating the storage of explosives within  
City limits, and the same has been published according  
to law.

J. S. H. Solder  
City Clerk



## Ordinance No. 106.

An Ordinance amending Ordinance Number 98 of the City of Modesto relating to sidewalks within certain limits within said city.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1.

Ordinance No. 98 of the City of Modesto relating to sidewalks is hereby amended so as to read as follows:

All sidewalks which may hereafter be constructed, reconstructed or laid down on any street within the limits hereinafter designated shall be constructed of the best quality of stone, artificial stone flagging, asphaltum concrete, or bituminous rock, or such other material as may hereafter be adapted; in all other respects they shall be constructed in accordance with the provisions of ordinances heretofore enacted; the limits herein designated and prescribed are as follows, to wit:

Commencing at the intersection of the center lines of 9<sup>th</sup> and J streets, running thence to the intersection of the center lines of 9<sup>th</sup> and I streets, thence to the intersection of the center lines of I and 11<sup>th</sup> streets, thence to the intersection of the center lines of 11<sup>th</sup> and J streets, thence to the intersection of the center lines of J and 12<sup>th</sup> streets, thence to the intersection of the center line of 12<sup>th</sup> street and the south line of K street, thence to the intersection of the south line of K street and the center line of 11<sup>th</sup> street, thence to the intersection of the center lines of 11<sup>th</sup> and J streets, thence to the point of beginning.

Provided, that sidewalks in front of any vacant lot or lots within said limits shall be exempt from the provisions of this ordinance; but the owner of any such vacant lot or lots shall build the same up to the grade established by said city, and if by some so built shall consist of earth, the same shall be thoroughly covered over with such substance as shall render the same at all times free from mud and water.

Every sidewalk shall be so constructed as to save an over-surface. No sidewalk which is not constructed of the best quality of stone, artificial stone flagging, asphaltum concrete, bituminous rock, or such material as may be hereafter adopted by the Board, shall be repaired without the consent of the Board of Trustees of said city, whose consent shall be evidenced by order or resolution of said Board, duly entered of record. If such consent shall not be had, any sidewalk which may need repair

shall be removed, and there shall be constructed instead thereof a sidewalk of the character required by this ordinance.

Sec. 2. Any person who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Sec. 3. This ordinance shall take effect and be in force from and after its passage and publication.

Passed October 6 1899 by the following vote:  
Ayes DeYoe, Zander and Simple.  
Nays None.

J. H. Zander  
President of the Board of Trustees of the City of  
Madeste  
Approved October 6 1899.

J. H. Zander  
President of the Board of Trustees of the City of  
Madeste  
Attest: J. H. Tolden

Published in the Daily Evening News Oct 7 1899

J. H. Tolden City Clerk of the City of Madeste  
do hereby certify that the above and foregoing is a true and  
correct copy of Ordinance No. 106 of said City of  
Madeste entitled:

An Ordinance amending Ordinance No. 98  
of the City of Madeste relating to sidewalks within certain  
limits within said city and the same has been published  
according to law.

J. H. Tolden  
City Clerk

# Ordinance No. 104.

An Ordinance calling a special Election, submitting to the qualified voters of the City of Modesto, the proposition to incur a Municipal debt for the purpose of constructing a system of Water Works by the City of Modesto, for the use of said City and its inhabitants; also a system of Sewers by said City of Modesto, for the use of said City and its inhabitants.

Whereas the Board of Trustees of the City of Modesto did on the 6<sup>th</sup> day of October 1893, pass an Ordinance No. 104, by which said Board of Trustees determined and declared that the public interest and necessity of the City of Modesto and its inhabitants demand the construction of the following Municipal improvements, namely: a system of Water Works for the use of said City and its inhabitants; also a system of Sewers for the use of said City and its inhabitants;

And did also in said ordinance determine and declare that the cost of each and both of said improvements, will be too great to be paid out of the ordinary annual income and resources of said City of Modesto;

And whereas the said ordinance was hereafter published for two successive weeks in the Daily Evening News, a newspaper published in the said City of Modesto, ~~and~~ therefore;

The Board of Trustees of the City of Modesto do ordain as follows:

**Section 1** A special Election in and for the City of Modesto, is hereby called, to be held in said City at which shall be submitted to the qualified voters of said City, the proposition for incurring an indebtedness by said City of the sum of \$5,000

**Section 2** The objects and purposes for which the said indebtedness is proposed to be incurred are the following, to-wit: — The construction of a system of Water Works by said City for the use of said City and its inhabitants and by which may be supplied with pure water for all domestic and public purposes in said City.

**Section 3** — The construction of a system of Sewers by said City for the use of said City and its inhabitants;

The estimated cost of the aforesaid municipal improvements is as follows:

First - For the construction of a system of Water Works by said City for the use of said City and its inhabitants, and by which may be supplied thereto, pure water for all public and domestic purposes in said City, the sum of One hundred Dollars. (\$100,000).

Second - For the construction of a system of Sewers by said City for the use of said City and its inhabitants the sum of \$95,000.

Sec 3.

The necessity for the said municipal improvements is as follows:

First - The City is without an adequate supply of pure water for public and domestic purposes within said City, and because of the same life and property within said City are imperiled.

Second - The City is without any system of sewers whatever, and by reason thereof, the health of the inhabitants of said City, is greatly imperiled and the proper cleanliness of said City unduly imperiled.

Sec 4.

It is hereby determined and declared that the cost of said improvements, and each of them, is too great to be paid out of the ordinary annual income and revenue of the City of Modesto, and that it is necessary to incur a municipal indebtedness therefor, and to issue bonds of said City to secure the same.

Sec 5.

If the proposition of incurring a municipal indebtedness for each or both of the purposes specified in section 3. of this Ordinance, which are designated as First and Second respectively, be accepted by the qualified voters of said city by a vote of two thirds of all the votes voting at such special election, bonds of the City of Modesto for said municipal improvements of such sum as may be required by affirmative vote will be issued for the payment of the cost of said improvements respectively. Said bonds so to be issued shall be of the character known as Tenths and shall be payable in the manner following:

One twentieth (1/20) part of the whole of the indebtedness for each of the purposes aforesaid for which the qualified voters of said City shall accept. The proposition to incur an indebtedness, together with annual interest at the rate of 6 per cent per annum, payable semi-annually,

on all unpaid sums hereof, shall be payable each and every year on a day and at a place to be fixed by the board of trustees of said City of Modesto until the whole amount of such indebtedness be paid.

Sec 6.

The election hereby called shall be held on Saturday the 19<sup>th</sup> day of November, 1892, and the polls for said election shall be opened at sunrise of the morning of the day of election and must be kept open until five o'clock on the afternoon of the same day when the polls shall be closed.

The election precincts places of voting and the officers to conduct said election in said City are hereby designated and appointed as follows:

West Modesto Election Precinct.  
West Modesto Election Precinct consists of all that part of the City of Modesto lying South west of the rail road track commonly known as the track of the Southern Pacific Rail Road company.

Rolls at Stating Clerk  
W. C. Callron, )  
H. B. Carter, ) Inspectors.

J. E. Corbett, )  
James Johnson, ) Judges.

John T. Judson, )  
W. K. Bortles, ) Clerks

John Surgen, )  
Pross Perkins, ) Ballot Clerks.

Modesto Election Precinct.  
Modesto Election Precinct consists of all that portion of the City of Modesto lying between the above named rail road track and a line passing through and along the center of Smyth Street and extended in a direct line South westerly to the boundary line of said City and North westerly to the northern boundary of said City.

Rolls at the County Court House  
J. M. Decham, )  
A. S. Bullard, ) Inspectors.

W. E. Gaunt. }  
 J. L. Thurman. } Judges  
 J. H. Medley. )  
 J. W. Remington. ) Clerks  
 J. S. Lornial. ) Ballot  
 J. C. Woodruff. ) Clerks.

East Madeste Election Precinct  
 East Madeste Election Precinct consist of all  
 that portion of the City of Madeste which lies North east of  
 Madeste Election Precinct as above defined, being all that  
 portion of the said City not embraced within the boundaries of  
 the election precincts above defined.

Polls at Public School House

Inspectors } A. A. Kernal.  
 } S. B. Rice.  
 Judges. } Hester Douglas.  
 } H. S. Jamb.  
 Clerks } L. B. Hallally.  
 } H. S. Turner.  
 Ballot } W. S. Abbott.  
 Clerks } C. W. Easton.

Sec. 7 The ballots used at said election shall be of the same  
 character as have been used at municipal elections and shall conform  
 in all respects to the requirements of the Act of the Legislature of  
 the State of California, approved March 20<sup>th</sup> 1891,  
 regulating the conducting of Elections in the State  
 Statutes of California, (1891 page 165.) and shall be  
 headed

"Municipal Ticket"  
 Opposite to the question to be voted upon, in separate  
 lines shall be printed the words "Yes" and "No"  
 as follows, to wit:—

For a Municipal Indebtedness of \$60,000 for the Construction of a system of Water Works for the use of the City of Modesto and its Inhabitants

Yes .. .. .  
No .. .. .

For a Municipal Indebtedness of \$5,000 for the Construction of a system of sewers for the use of the City of Modesto and its Inhabitants.

Yes .. .. .  
No .. .. .

Section 8. Each voter desiring to accept either or both of the propositions set forth in this ordinance shall prepare his ballot by marking a cross after and in the blank square immediately at the right of the word "Yes", thus, X, for either or both said propositions as he may elect.

Each voter desiring to accept either or both of the propositions set forth in this ordinance shall prepare his ballot by marking a cross after and in the blank square

Each voter desiring to reject either or both of said propositions shall prepare his ballot by marking a cross after and in the blank square immediately at the right of the word "No", thus, X, against either or both said propositions as he may elect.

Such marking shall be done only with a stamp, which with the necessary pads and ink will be provided for each booth, for the purpose, by the Clerk of the City of Modesto.

Sec 9. This ordinance shall take effect and be enforced from and after its passage, approval and publication.

Sec 10. The Clerk of the City of Modesto, is hereby directed to cause this ordinance to be published daily for at least ten days, in the Daily Evening News, a news paper published in said City.

Sec 11. All ordinances and parts of Ordinances in conflict with this ordinance are hereby repealed.

Passed Oct 30<sup>th</sup> 1892 by the following vote:

Ayes of Temple Hudson DeYor & Zander  
Nays: None

J. H. Zander  
President of the Board of Trustees of the City of Madeste

Approved Oct 30<sup>th</sup> 1892.

J. H. Zander  
President of the Board of Trustees of the City of Madeste

Attest: J. H. Zander

Published in the Daily Evening News Oct 31 1892

J. H. Zander City Clerk of the City of Madeste, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 107 of said City of Madeste entitled

An Ordinance calling a special Election submitting to the qualified voters of the City of Madeste the proposition to incur a Municipal debt for the purpose of constructing a system of Water Works by the City of Madeste, for the use of said City and its inhabitants, also a system of Sewers by said City of Madeste, for the use of said City and its inhabitants, and the same has been published according to law.

J. H. Zander  
City Clerk

# Ordinance No. 108.

An Ordinance authorizing the publication of a notice of a special election by the voters of the City of Modesto upon a proposition to incur a municipal debt for the purpose of constructing a system of water works by the City of Modesto for the use of said city and its inhabitants, also a system of sewers by said City of Modesto for the use of said city and its inhabitants:

Whereas The Board of Trustees of the City of Modesto did on the twentieth day of October, 1892, pass a certain Ordinance, No. 107, calling a special election in and for the City of Modesto, to be held in said city on Saturday, the 19<sup>th</sup> day of November, 1892, at which election there should be submitted to the qualified voters of said city a proposition for incurring an indebtedness by said city of \$5,000 in the aggregate, for the following objects and purposes and for the following amounts, respectively:

- First - For the construction of a system of water works by said city for the use of said city and its inhabitants the sum of \$60,000
- Second - For the construction of a system of sewers by said city for the use of said city and its inhabitants the sum of \$25,000

And, Whereas, under the direction of the Board of Trustees of said City of Modesto, the said Ordinance No. 107 was thereafter published daily, for at least ten days, in the Daily Evening News, a newspaper published in the City of Modesto;

Now therefore, the Board of Trustees of the City of Modesto do ordain as follows:

*Solmn*

The City Clerk is hereby directed and required to cause to be published in the Daily Evening News, a newspaper published in City of Modesto, for two successive weeks, a notice of such special election as follows to wit:

**Notice of Special Election**  
 To the Qualified voters of the City of Modesto:  
 A Special Election will be held in and for the City of Modesto, on  
 Saturday, the 19<sup>th</sup> day of November, 1892.  
 At which time shall be submitted to the qualified voters of said city the proposition of incurring an indebtedness by the City of Modesto for each of all the purposes herein set forth as follows:

First - The construction of a system of water works by the City of Modesto for the use of said City and its inhabitants.

Second - The construction of a system of sewers by said city for the use of said city and its inhabitants.

Of the proposition of incurring a municipal indebtedness for both or either of the purposes which are designated as "First" and "Second" respectively be accepted by the qualified voters of said city, by a vote of two-thirds of all the voters voting at such special election bonds of the City of Modesto for said municipal improvements will be issued for the payment of the cost of such improvements respectively. Said bonds are to be issued shall be of the character known as "Serials" and shall be payable in the manner following:

One-twentieth part of the whole of the indebtedness for each of the purposes aforesaid for which the qualified voters of said city shall accept the proposition to incur an indebtedness together with annual interest thereon at the rate of 6 per cent, payable semi-annually, on all unpaid sums thereof, shall be payable cash and every year on a day and a place to be fixed by the Board of Trustees of said City of Modesto until the whole amount of said indebtedness be paid.

For the construction of a system of water works by said City of Modesto for the use of said city and its inhabitants there will be one hundred and twenty bonds each of the denomination of five hundred dollars bearing interest coupons for \$5 each. The tax levied for the payment hereof amounts during the full period of twenty years to \$97,500.

For the construction of a system of sewers by said City of Modesto for the use of said city and its inhabitants there will be fifty bonds each of the denomination of five hundred dollars bearing interest coupons for \$5 each.

The tax levied for the payment hereof amounts during the full period of twenty years to \$40,750.

The election precincts, places of voting and the officers to conduct said election in said city have been designated and appointed as follows.

West Modesto Election Precinct  
West Modesto election precinct consist of all that part of the City of Modesto lying south west of the unincorporated town of Modesto, known as the track of the Southern Pacific Railroad Company.

Tolls at Stationing only.

Inspectors, H. L. Catton, M. B. Carter.  
 Judges, J. C. Cobett, James Johnson.  
 Clerks, J. D. Duggan, W. H. Ruffles.  
 Ballot Clerks, John Simon, Isaac Perkins.

### Madeste Election Precinct

Madeste election precinct consist of all that portion of the City of Madeste lying between the above named railroad track and a line passing through and along the center of Smelock Street and extending in a quiet line southeasterly to the boundary line of said city and northwesterly to the northern boundary of said city.

Holds at the County Court House.  
 Inspectors, W. M. Benham, A. J. Fullmer.  
 Judges, W. E. Gaunt, J. S. Thurman.  
 Clerks, J. H. Hedley, W. Remington.  
 Ballot Clerks, J. S. Sorenthal, J. I. Woodside.

### East Madeste Election Precinct.

East Madeste election precinct consist of all that portion of the City of Madeste which lies northeast of Madeste election precinct as above defined, being all that portion of said city not embraced within the boundaries of the election precincts above defined.

Holds at Public School House.  
 Inspectors, A. Hamel, J. E. Rice.  
 Judges, Victor Douglass, H. J. James.  
 Clerks, S. B. Jaffall, H. J. Turner.  
 Ballot Clerks, C. S. Abbott, C. H. Easton.

The ballots used at said election shall be of the same character as has used at municipal elections and shall conform in all respects to the requirements of the act of the Legislature of the State of California, approved March 30, 1891, regulating the conducting of elections in this State (Statutes of California, 1891, Page 163) and shall be headed,

### Municipal Ticket

Opposite to the question to be voted upon, in separate lines, shall be printed the words "yes" and "no," as follows to wit:

For a municipal indebtedness of \$60,000 for  
 the construction of a system of water works  
 for the use of the City of Madeste and its inhabitants

yes  
 no

For a municipal indebtedness of \$35,000 for  
the constructing of a system of sewers for  
the use of the City of Madeste and its inhabitants

Each voter desiring to accept either or both of the propositions  
set forth shall prepare his ballot by marking a cross after and in  
the blank square immediately at the right of the word "Yes"  
thus, X, for either or both said propositions, as he may select.

Each voter desiring to reject either or both of said propositions  
shall prepare his ballot by marking a cross after and in the blank  
square immediately at the right of the word "No" thus, X,  
against either or both said propositions as he may elect.

Such marking shall be done only with a stamp, which  
with the necessary pads and ink, will be provided for each  
voter, for the purpose, by the Clerk of the City of Madeste.

Sec 11

The City Clerk shall provide for each election  
precinct in said city not less than one hundred Municipal  
tickets for every fifty or fraction of fifty electors registered in  
the election precincts respectively. And shall also cause  
to be printed on plain white paper, without water mark or  
endorsements (except the words "Sample Ballot")  
at least as many copies of the form of ballot provided for  
use in each voting precinct as there shall be registered voters  
in such precinct. Such copy shall be designated

"Sample Ballot" and shall be furnished to regis-  
tered voters at the office of said Clerk five days before  
the said 19<sup>th</sup> day of November, 1892. Not more than  
one of such sample ballots to be furnished to any one voter.

Sec 3

This ordinance shall take effect and be in force  
from and after its passage, approval and publication.  
Passed November 3<sup>rd</sup>, 1892, by the following  
vote:

Ayes: De Yoe, Keady, Temple and Zander  
Nays: None

J. H. Zander  
President of the Board of Trustees of the City of Madeste.  
Approved November 3<sup>rd</sup>, 1892.

J. H. Zander  
President of the Board of Trustees of the City of Madeste.  
Attest: J. H. Zander, Clerk.

Published in the Daily Evening News Nov. 3<sup>rd</sup> 1892

J. S. H. Toldeo City Clerk of the City of Modesto  
do hereby certify that the above and foregoing is a true and  
correct copy of Ordinance No. 108 of said City of Modesto  
entitled

An Ordinance authorizing the publication of a  
notice of a special election by the voters of the City of  
Modesto upon a proposition to incur a municipal debt for  
the purpose of constructing a system of Water-works by the  
City of Modesto for the use of said city & its inhabitants;  
also a system of sewers by said City of Modesto for the use of  
said city and its inhabitants.

The same has been published according to law.

J. S. H. Toldeo Clerk

# Ordinance No. 109.

Open Ordinance amending Ordinance No. 105 relating to the storage of explosives within city limits.

The Board of Trustees of the city of Modesto do ordain as follows:

Section 1

It shall not be lawful for any person, or persons, firm or corporation, to store, keep or haul within the corporate limits of the city of Modesto, per the official, published and recorded map of said city.

First, Kerosene in any large quantity than 250 gallons.

Second, Turpentine in any large quantity than 30 gallons.

Third, Benzine in any large quantity than 15 gallons.

Fourth, Naphtha in any large quantity than 15 gallons.

Fifth Gunpowder in any large quantity than 150 gallons.

Sixth Dynamite or giant powder, or any explosive material or compound having an explosive power greater than ordinary gunpowder, in any quantity whatever.

Sec 11

Any person or persons who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Sec 3

This ordinance shall take effect and be in force on and after the 1st day of December 1892.

Passed this 5th day of November 1892.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Approved this 5th day of November, 1892

J. H. Zander  
President of the Board of Trustees of the City of Modesto

Attest J. H. Tolson, Clerk

Subscribed in my Daily Office Henry 4 day of November 1892  
J. H. Tolson, Clerk of the City of Modesto, do hereby certify that he above and foregoing is a true and correct copy of Ordinance No. 109 of said City of Modesto  
Attest

An Ordinance amending Ordinance No<sup>o</sup> 105 relating  
to the storage of explosives within city limits,  
and the same has been published according to law.

J. H. Tilden Secy.



## Ordinance No. 110.

An Ordinance, declaring the result of the special Election held in and for the City of Madeste on the 19<sup>th</sup> day of November, 1893.

The Board of Trustees of the City of Madeste do ordain, as follows:

*Sectin 1.*

Whereas, the Board of Trustees of the City of Madeste did, by ordinance No. 104 call a special election for the 19<sup>th</sup> day of November, 1893, and submit to the qualified voters of said City the proposition of incurring an indebtedness for the purposes in said ordinance set forth, and which ordinance was published once a day for at least ten days before the publication of the notice of said special election, in the Daily Evening News, a news-paper published in said City, and

Whereas, said Board of Trustees did, by ordinance No. 108 and a resolution adopted on the 3<sup>rd</sup> day of November, 1893, cause to be published, after the completion of the publication aforesaid, daily for more than two weeks, in the news-paper aforesaid, a notice of the said special election setting forth, among other things, the purpose for which said indebtedness was to be incurred, the number and character of the bonds to be issued, the rate of interest to be paid, and the amount of the tax to be made for the payment thereof, and

Whereas, said special election was, on said 19<sup>th</sup> day of November, 1893 duly held in all respects in conformity with the ordinance calling the same, and with said notice, and

Whereas, the proper officers of said election have returned to and filed with the City Clerk of said City, the returns of said special election, and said returns have been duly opened and canvassed by the Board of Trustees of said City:

Now, therefore, the results of said special election held on said 19<sup>th</sup> day of November, 1893, is hereby declared to be as follows, to wit:—

The total number of votes cast at said special election was: 524; the total number of voters voting at said election was 524.

Upon the proposition to incur an indebtedness of Twenty thousand dollars for the construction of a system of Water-Works by said City for the use of said City and its inhabitants the number of votes cast was as follows: to wit:

	For the indebtedness	Against the indebtedness
East Madest Precinct	131 Votes	49. Votes
Madest Precinct	167 "	59 "
West Madest Precinct	87 "	<u>31 "</u>
Totals.	385 "	139 "

The affirmative of said proposition has received 385 votes, which are more than two thirds of all the votes cast by the voters voting at said special election, and the said indebtedness of 20,000, and the issuance of bonds to that amount therefor are declared to be determined, accepted and authorized.

Upon the proposition to incur an indebtedness of Twenty five thousand dollars for the construction of a system of sewers by said City for the use of said City and its inhabitants, the number of votes cast was as follows: to wit:

	For the indebtedness	Against the indebtedness
East Madest Precinct	139 Votes	38 Votes
Madest Precinct	176 "	46 "
West Madest Precinct;	<u>99 "</u>	<u>19 "</u>
Totals,	414 "	103 "

The affirmative of said proposition has received 414 votes, which are more than two thirds of all the votes cast by the voters voting at said election, and the indebtedness of 25,000 aforesaid, and the issuance of bonds to that amount therefor are declared to be determined, accepted and authorized.

Sec 2.

This ordinance shall take effect upon its passage, approval and publication.

Passed this 23rd day of November, 1892.

by the following vote:  
Ayes: Delfo, Kucholson, Gander, Rudy and Tomble  
None.

J. H. Gander  
President of the Board of Supervisors of the City of Kansas

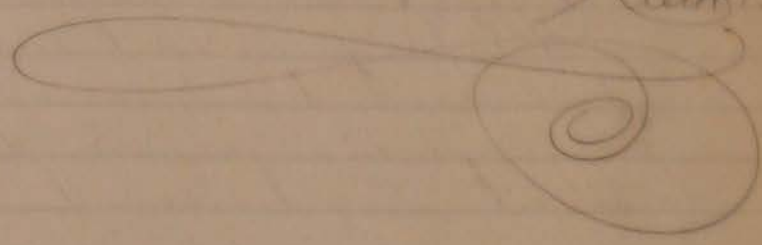
Approved, this the 21<sup>st</sup> day of November, 1892  
President of the Board of Trustees of the City of Modesto.  
Attest: J. H. Solder, Clerk

Published in the Daily Evening News Nov. 21 1892

J. H. Solder, City Clerk of the City of Modesto  
do hereby certify that the above and foregoing is a true and  
correct copy of Ordinance No. 110 of said City of Modesto  
entitled

An Ordinance declaring the Result of the  
special Election held in and for the City of Modesto on  
the 19<sup>th</sup> day of November 1892. and the same has been  
published according to law.

J. H. Solder, Clerk



41

## Ordinance No. 111.

Providing for the issue, Sale and redemption of bonds of the city of Modesto, in accordance with the result of the special election held in said city on the 19<sup>th</sup> day of November 1897.

Whereas, at a special election held in the city of Modesto on the 19<sup>th</sup> day of November, 1897, pursuant to the laws of the State of California, and in accordance with Ordinance No. 107 of said city, the said city has been authorized to incur an indebtedness of \$5000 for the purposes in said ordinance specified, and to issue bonds to the amount of said indebtedness, from thenceforth.

The Board of Trustees of the city of Modesto do ordain, as follows:

**Sec 1** The city of Modesto shall incur an indebtedness of eighty-five thousand dollars for the two several purposes in said Ordinance No. 107, and hereinafter specified, and bonds of said city evidencing such indebtedness shall be issued to said amount, of the number, denomination and character hereinafter specified.

**First** For the purpose of constructing a system of Water Works by the city of Modesto, for the use of said city and its inhabitants, there shall be issued one hundred and twenty bonds, each for \$500, and bearing interest coupons each for \$15. Said one hundred and twenty bonds shall be numbered consecutively from 1 to 120 inclusive.

Said bonds shall be divided into twenty series numbered 1 to 20 inclusive.

Series 1 shall include the bonds numbered from 1 to 6 inclusive; and each succeeding series shall include the six bonds, which are numbered consecutively next after those included in the preceding series. The proceeds of the sale of the aforesaid one hundred and twenty bonds shall be placed in the treasury of said city, to the credit of a fund to be known as Municipal Improvement Fund No. 1.

**Second** For the purpose of constructing a system of sewers by said city, for the use of said city and its inhabitants, there shall be issued forty bonds, each for \$500 and bearing interest coupons each for \$15 and twenty bonds each \$250 and bearing interest coupons each for \$7.50.

Said forty bonds shall be numbered consecutively

from 1 to 60 inclusive, and every said bond shall be of the denomination of \$250, and the remainder of said bonds shall be of the denomination of \$500. Said sixty bonds shall be divided into twenty series, numbered from 1 to 20 inclusive. Series 1 shall include the bonds numbered from 1 to 3 inclusive, and each succeeding series shall include the three bonds which are numbered consecutively next after those included in the preceding series.

The proceeds of the sale of said sixty bonds shall be placed in the treasury of said city, to the credit of a fund to be known as Municipal Improvement Fund No. 3.

One-twentieth part in amounts of the bonds evidencing the indebtedness for each of the two purposes, objects or funds aforesaid shall be payable on the 1<sup>st</sup> day of December of each year until the indebtedness for that purpose, object or fund shall have been paid, and interest on all unpaid amounts at the rate of six per cent per annum shall be payable semi-annually on the 1<sup>st</sup> day of December and the 1<sup>st</sup> day of June of each year. Each of the interest coupons shall represent six months interest, be payable to bearer, and the number of coupons attached to each bond shall at least equal twice the number of years the bond has to run before it becomes due.

Sec 11.

The form and language of all said bonds shall be substantially as follows:

State of California, United States of America.  
 Bond of the City of Modesto.  
 Bond No. \_\_\_\_\_ Series No. \_\_\_\_\_  
 Municipal Improvement Fund No. \_\_\_\_\_

The City of Modesto a municipal corporation in the county of Stanislaus, State of California, does and agrees for value received to pay \_\_\_\_\_ or order, at \_\_\_\_\_  
 Angle California Bond of San Francisco, California  
 on the \_\_\_\_\_ day of \_\_\_\_\_ A. D. \_\_\_\_\_ the sum of \_\_\_\_\_  
 Dollars in gold coin of the United States of America, with interest thereon in like gold coin at the rate of six per cent per annum, payable semi-annually on the \_\_\_\_\_ day of December and the 1<sup>st</sup> day of June of each and every year from date hereof, of the aforesaid bond, on the presentation hereof accompanied by the proper interest coupon duly attached. This bond ceases to bear interest when due unless presented for payment.

This bond, and the series to which it belongs are issued by the city of Modesto under the provisions of an act of the Legislature of the State of California, approved March 19, 1889, entitled

"An Act to authorize the incurring of indebtedness by cities, towns and municipal corporations incorporated under the laws of this State for the construction of water works, sewers and all necessary public improvements or for any purpose whatever, and to repeal the act approved March 9, 1885, entitled " " An Act to authorize the incurring of indebtedness by cities, towns and municipal corporations of the fifth class, containing more than three thousand and less than ten thousand inhabitants, to obtain water works; also to repeal an act approved March 15<sup>th</sup> 1884, entitled " " An Act authorizing the incurring of indebtedness by cities, towns and municipal corporations incorporated under the laws of this State, " and pursuant to a vote given at an election had in said city under the provisions of said act on the 19<sup>th</sup> day of November, 1892.

And it is hereby declared that said election was in all respects duly called, held and conducted; that the notice thereof and the canvass and declaration of the results thereof were in all respects had and made in accordance with the law; and that the issuance of this bond, and all proceedings precedent thereto or connected therewith, have been regular and in strict accordance with law.

In witness whereof the city of Modesto, by its Board of Trustees, has caused and authorized the President of said Board to sign his own name of said city, its Treasurer to sign his own name hereof and the Clerk of said city to countersign the same and affix the corporate seal of the said city, of Modesto on this 1<sup>st</sup> day of December, A. D. 1892.

The City of Modesto.

By \_\_\_\_\_  
(L.S.) President of the Board of Trustees of said City.

City Treasurer of said City.

Clerk of said City.

The entire contents attached to said bonds shall be in substantially the following form and language:

Municipal Improvement Fund No.  
 Bond No. Coupon No.  
 The city of Modesto will pay to the bearer, at the Anglo-California Bank of San Francisco, California on the day of A. D. dollars in gold coin of the United States, for semi-annual interest on the above bond.

Sec 3 The President of the Board of Trustees, the Treasurer and the Clerk of said city of Modesto are hereby authorized and directed to sign and execute all said bonds as of the date December 1<sup>st</sup>, 1897, and the Treasurer to sign all said interest coupons in the manner and form indicated by the form prescribed in section 3 of this ordinance, and the acts of each of them in so doing shall be construed to be both for his official self and for said city of Modesto.

The President of his Board is hereby authorized to make provision for the lithographing and preparation for, and to supervise the lithographing and execution of said bonds and coupons.

Sec 4 Said bonds, or any portion of them, may be sold by the Board of Trustees of said city at not less than their par value and at either public or private sale without further notice.

Sec 5 There shall be taxed and collected annually for the term of twenty years by the municipal authorities of said city of Modesto, at the time of the levy and collection of other city taxes and in addition to all other taxes levied for city purposes, a special tax sufficient to pay and with which shall be paid, one-twentieth part of the aggregate amount of the said indebtedness so incurred for each, and every one of the purposes and objects aforesaid.

The moneys so collected shall constitute a sinking fund for the payment of the principal amount of said indebtedness within twenty years from the time of contracting the same, and so that said indebtedness may be wholly paid on or before the 1<sup>st</sup> day of December, 1917.

The taxes so collected shall be deposited in the treasury of said city to the credit of Municipal Improvement Funds Nos 1 and 2, respectively, and shall be applied solely to the payment of the principal and interest on said bonds as the same fall due.

Sec. This ordinance shall take effect and be in force from and after its passage, approval and publication.

Passed this 2<sup>d</sup> day of December, 1892, by the following vote:

Yeas: Hayden, De Yoe, Zander and Temple.  
 Noes: None.  
 Auddy, absent.

J. H. Zander  
 President of the Board of Trustees of the City of Modesto  
 Approved this 2<sup>d</sup> day of December, 1892.

J. H. Zander,  
 President of the Board of Trustees of the City of Modesto,  
 Attest: J. H. Solder, Clerk.

Published in the Daily Evening News.  
 December 3, 1892.

J. H. Solder, City Clerk of the City of Modesto, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 111 of said City of Modesto entitled

An Ordinance providing for the issue, sale and redemption of Bonds of the City of Modesto, in accordance with the result of the special election held in said city on the 19<sup>th</sup> day of November 1892. And the same has been published according to law.

J. H. Solder  
 City Clerk

Ordinance No. 112

An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto, and repealing Ordinance No. 84 of said city entitled "

"An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto"

The Board of Trustees of the City of Modesto do ordain as follows:

Sec 1.

The regular meetings of the Board of Trustees of the City of Modesto shall be held on the first and third Tuesday of each and every month in rooms 17 and 18 in the Hayes building on L street, in said City of Modesto, at nine o'clock am.

Sec 2.

Ordinance No. 84 of said city, entitled "An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto" is hereby repealed.

Sec 3

This Ordinance shall take effect and be in force from and after its passage and publication

Introduced on the 13<sup>th</sup> day of January, 1893

Passed the 13<sup>th</sup> day of January, 1893

Ayes 5  
Oppos 0  
Trustee Rudy absent.

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Approved the 13<sup>th</sup> day of January, 1893

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Attest:  
Geo. H. Golden  
City Clerk

Published in the Daily Evening News January 13<sup>th</sup> 1893  
Geo. H. Golden, City Clerk of the City of Modesto,  
do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 112 of said City of Modesto entitled

"An Ordinance fixing the time and place of holding the regular meetings of the Board of Trustees of the City of Modesto and repealing Ordinance No. 84 of said City Modesto, and the same has been published according to law

Geo. H. Golden  
City Clerk

# Ordinance No 113.

An Ordinance amending section two of Ordinance No 111 of the City of Modesto, entitled

"An Ordinance providing for the issue, sale and redemption of bonds of the City of Modesto in accordance with the result of the special election held in said city on the 19<sup>th</sup> day of November 1897," relating to the form of said bonds.

The Board of Trustees of the city of Modesto do ordain as follows:

Sec I

Section two of ordinance No 111 of the City of Modesto providing for the issue, sale and redemption of bonds of the City of Modesto in accordance with the result of the special election held in said city on the 19<sup>th</sup> day of November, 1897 is hereby amended to read as follows:

Sec II

The form and language of all said bonds shall be substantially as follows:

United States of America, State of California,  
County of Stanislaus, City of Modesto.

No. Municipal Improvement Fund No. 1  
Know all men by these presents, That the City, a municipal corporation, in the County of Stanislaus State of California, is indebted to and promises to pay by Cheques, at the Bank of California, City of San Francisco State of California on the \_\_\_\_\_ day of \_\_\_\_\_

A.D. \_\_\_\_\_ dollars, in gold coin of the United States of America of the present weight and fineness with interest thereon in like gold coin, at the rate of six per cent per annum payable semi-annually, on the first day of December and the first day of June of each calendar year, from date hereof, at the aforesaid bank on presentation and surrender of the proper interest coupon hereunto attached, signed by the Treasurer of said City.

For the payment of the principal sum herein named and the interest accruing hereon the said City of Modesto is held and firmly bound, and its faith and assets, and all the real and personal property of said City is hereby pledged for the prompt payment of this bond and interest at maturity.

This bond is one of a series of bonds of like date, tenor and effect, issued by said City of Modesto, for the purpose of providing money for the construction of a system of water works by the City of Modesto for the use of said City and its inhabitants, also a system of sewers for said City of Modesto, for the use of said City and its inhabitants, under and in pursuance of and in conformity with the provisions of the act of the Legislature of the State of California, entitled:

"An act authorizing the incurring of indebtedness by cities, towns and municipal corporations, incorporated under the laws of this State, etc." approved March 19, 1889, and the amendments thereto approved March 11, 1891, and in pursuance of and in strict conformity with the Constitution of the State of California, and the ordinances of the City of Modesto, and in pursuance of and in conformity with a vote of more than two-thirds of all the votes voting at a special election, duly and legally called and held and conducted in said city as provided in said act, on Saturday, the 19<sup>th</sup> day of November, A. D. 1893.

And it is hereby certified and declared that said election was duly and legally called, held and conducted and notice thereof duly and legally given and published, and the result thereof, duly and legally canvassed and declared in the manner and as required by law, and that all acts, conditions and things required by law be done precedent to and in the issuance of said bonds have been done and performed and have happened in regular and due form and in strict accordance with the provisions of the statute above mentioned.

And it is also further certified and declared that the total amount of the indebtedness of said City of Modesto, including the issue of bonds, is within the limit prescribed by law.

In witness whereof the City of Modesto, by said Board of Trustees has signed and authorized the President of said Board to sign hereto the name of said City, its Treasurer to sign his own name hereto, and the Clerk of said City to countersign the same and affix the corporate seal of said City of Modesto on the first day of December A. D. 1893.

President of the Board of Trustees of said City.

City Treasurer of said City.

Employer's Seal

City Seal

Municipal Improvement Fund No. 11  
 Bond No. Coupon No.  
 The City of Modesto, in the State of California will  
 pay to the bearer, at the Bank of California, San Francisco,  
 California on the \_\_\_\_\_ day of \_\_\_\_\_ A.D.  
 \_\_\_\_\_ Dollars in gold coin of the United States of the present  
 weight and fineness, for semi-annual interest on the above bond.

Section 2. This ordinance shall take effect immediately.  
 Introduced and passed this 30th day of January, 1893, by  
 the following vote:  
 Yeas - Gander, Rudelson, De Yo. and Temple  
 Nays - None  
 Trustee Rudy absent.

J. H. Gander  
 President of the Board of Trustees of the City of Modesto.  
 Approved this 30th day of January, 1893.  
 J. H. Gander,  
 President of the Board of Trustees of the City of Modesto,  
 Attest: J. H. Golden  
 Clerk.

Published in the Daily Evening News January 30th 1893.  
 J. H. Golden City Clerk of the City of Modesto do  
 hereby certify that the above and foregoing is a true and correct copy of  
 Ordinance No. 113 of said City of Modesto entitled  
 "An Ordinance amending section two (2) of Ordinance No. 111 of  
 the City of Modesto entitled  
 "An Ordinance providing for the issue, sale and redemption of bonds  
 of the City of Modesto in accordance with the result of the special  
 election, held in said city on the 17th day of November 1892"  
 relating to the forms of said bonds and the same has been published  
 according to Law.

J. H. Golden City Clerk

# Ordinance No<sup>o</sup> 114

An Ordinance establishing Water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the year.

The Board of Trustees of the City of Modesto do ordain as follows:

- Section 1. For tenements occupied by a single family of not more than five persons per month, 75c
- Sec 2. For each additional person, 25c, cents  
Children of seven years and under are exempt from the above rates.
- Sec 3. For small families, occupying rooms in second and third stories, per month, 1 00
- Sec 4. For private boarding houses, from 2 00 to 5 00 per month
- Sec 5. For restaurants and eating houses, per month from 2 00 to 3 00
- Sec 6. For lodging houses, in addition to family rates, for each bed per month 25 cents.
- Sec 7. For hotels, in addition to family rates, for each bed occupied per month 25 cents
- Sec 8. For small stores, per month, 1 00
- Sec 9. For large stores and warehouses, per month 2 00
- Sec 10. For saloons, per month 1 50 to 3 00
- Sec 11. For rooms in second and third stories, occupied as offices, each, per month 50c
- Sec 12. Photograph galleries, per month, from 3 50 to 5 00
- Sec 13. For public water closets when there is only one seat, per month 1 50
- Sec 14. Each additional seat 1 00
- Sec 15. For private water closets, per month 3 00

Section 16.	For public bath tubs in bathing establishments, boarding and lodging houses, hotels and barber shops, for each tub, per month	\$2 00
Sec 17	For bath tubs used in private dwellings, per month	50c
Sec. 18.	For drug stores, per month.	\$1 50
Sec. 19.	For drug stores with fountain, per month,	\$5 00
Sec. 20.	For blacksmith and wagon shops, per month from \$1 <sup>50</sup> / <sub>100</sub> to	\$2 50
Sec. 21.	For livery stables, including water for washing buggies and carriages, per month, from \$5.00 to \$16.00 Paid upon an estimate of 50 cents for each stall per month.	\$5 <sup>16</sup> / <sub>100</sub>
Sec 22	Private stables for one horse and buggy, per month,	50c
Sec. 23	For each additional horse or cow, per month.	50c
Sec 24	For hack stables, for each hack and two horses, per month,	\$2 50
Sec 25	For plaster for each barrel of lime, plaster or cement,	25c
Sec. 26.	For water used by bricklayers to make mortar and dampen brick for each 1000 brick,	10c
Sec. 27	For barber shops where one chair is used, per month	\$1 00
Sec 28	For each additional chair,	50c
Sec. 29	For irrigation for use of hose for sprinkling flowers and grass plots of not more than 50 square yards, per month. For each square yard exceeding 50, 1/2 cent per square yard per month	50c
Sec 30	For water troughs, for each trough on the sidewalk, per month	\$2 00
Sec 31.	For laundries and Chinese wash houses, per month from \$3.00 to \$6.00	

- Sec. 32 For large quantity of water where the quantity of water used does not exceed 20,000 gallons per month, there may be charged for each 1000 gallons, to be ascertained by meter or otherwise 50 cents
- Sec 33 When the quantity is more than 20,000 gallons per month, for each 1000 gallons over that amount consumed, 35 cents.
- Sec. 34 The owner or agent or other officers of the company or corporation supplying water as therein provided, shall have power in all cases to ascertain by meter, the quantity of water used and fix the price as provided in Sec. 32 and 33.
- Sec 35 For water for fire purposes and extinguishing fires in said city, the sum of twenty five dollars per month, to be paid monthly.
- Sec 36 For water used for the purpose of sprinkling streets in said city, the sum of 12 1/2 cents for each cart of one hundred gallons so used.
- Sec 37 This ordinance shall take effect and be in force from and after the first day
- Sec 38 This ordinance shall not be so construed as to give to said company any exclusive right to furnish water within said city, nor to interfere with the right and privilege of said city to furnish water for all public and domestic purposes within said city, by means of its own works, at any time covered by this ordinance.
- Sec 39 This ordinance shall take effect and be in force from and after the first day of July, A. D. 1893. And continue in force for one year hereafter.
- Sec 40 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Introduced July 16, 1893  
 Passed the 23rd day of July, A. D. 1893.

Attest: Wm. Temple, Notary, and James  
 Jones, Clerk  
 Witnesses duly absent.

J. H. Sander  
President of the Board of Trustees of the City of Modesto  
Approved this 23rd day of July, A. D. 1893.

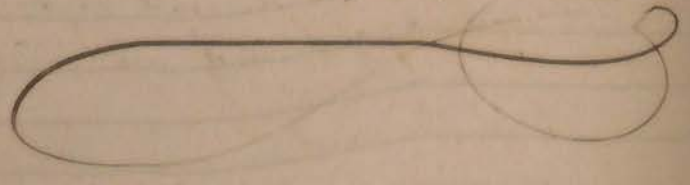
J. H. Sander  
President of the Board of Trustees of the City of Modesto  
Attest.

J. H. Solder City Clerk.

J. H. Solder City Clerk of the City of Modesto  
do hereby certify, that the above and foregoing is a true and correct  
copy of Ordinance No. 114 of said City of Modesto  
entitled.

An Ordinance establishing Water rates to be  
charged by the Modesto Water Company for the use of water  
furnished by it in the City of Modesto, per month and by the year  
and the same has been published according to law.

J. H. Solder City Clerk.



## Ordinance No 115.

An Ordinance approving and confirming the execution of the bonds of the City of Modesto and the delivery thereof in pursuance of the provisions of Ordinance No 111 and of the order of this Board for the sale thereof.

Whereas on the first day of December, 1892, the Board of Trustees of the City of Modesto did by Ordinance No 111, duly enacted, authorize the City of Modesto to incur an indebtedness in the sum of \$5,000 for the two several purposes in said Ordinance No 104 specified and the issuance of the bonds of said city evidencing such indebtedness of the number, denomination and character in said Ordinance and in Ordinance No 113 of said city specified, and whereas said Board of Trustees did on the 19<sup>th</sup> day of January, 1893, in pursuance of due and legal proceedings had in said matter accept the bid of the Calland Bank of Savings for said bonds and did award the sale thereof to said bank and authorize the execution and delivery of said bonds to said bank by the proper officers of the said city, and the said officers having in pursuance of said authority signed, executed and delivered all said bonds to said Calland Bank of Savings as authorized and directed by the Ordinances and orders of the said Board of Trustees, and the price agreed to be paid therefor having been paid by said bank to the Treasurer of said city, in full thereof, the Board of Trustees of the City of Modesto do ordain as follows:

**Section 1.** The execution and delivery of the bonds of the City of Modesto by the proper officers thereof by authority of the Ordinances, orders, and Resolutions of the Board, are hereby ratified, approved and confirmed.

**Sec 2.** This ordinance shall take effect from and after its passage and publication, and shall be in full force and effect from and after the 6<sup>th</sup> day of April, 1893, by the following vote:

Ayes: DeWitt, Medelson, Rusby, Scruple and Fander  
Nays: None.

J. H. Sander  
President of the Board of Trustees of the City of Modesto.

Approved this 6 day of April, 1893

J. H. Sander  
President of the Board of Trustees of the City of Modesto.

Attest:

J. H. Tolden

City Clerk

J. H. Tolden, City Clerk of the City of Modesto,

do hereby certify, that the above and foregoing is a true and correct copy of Ordinance No. 115. of said City of Modesto entitled "

An Ordinance approving and confirming the execution of the bonds of the City of Modesto and the delivery thereof in pursuance of the provisions of Ordinance No. 111. and of the order of the Board for the sale thereof. and the same has been published according to law.

J. H. Tolden

City Clerk

*[Decorative flourish]*

Ordinance No. 116.

An Ordinance repealing Ordinance No. 39 of the City of Modesto, entitled "An Ordinance imposing an annual street poll tax upon the male inhabitants and providing for the collection thereof."

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Ordinance No. 39 entitled "An Ordinance imposing an annual street poll tax upon the male inhabitants and providing for the collection thereof" is hereby repealed.

Sec 11 This Ordinance shall take effect on its passage and publication Introduced to 7<sup>th</sup> day of April 1893, by the following vote:

Ayes: Vetter, Ruder, Temple and Zander.  
Noes: none.

Trustee Rudelson being absent  
President of the Board of Trustees of the City of Modesto J. H. Zander.  
Approved to 7<sup>th</sup> day of April, 1893

President of the Board of Trustees of the City of Modesto J. H. Zander  
Attest: Sec. J. H. Zander

J. H. Golden City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 116 of said City of Modesto entitled:

An Ordinance repealing Ordinance No. 39 of the City of Modesto entitled "An Ordinance imposing an annual street poll tax upon the male inhabitants and providing for the collection thereof" and the same has been published according to law.

J. H. Golden City Clerk

## Ordinance No. 114.

An Ordinance fixing the rate of taxation in and for the City of Modesto for the Year 1893.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

The rate of taxation for the year 1893 in and for the city of Modesto shall be, and is hereby fixed and levied as follows, to wit:

For the General Fund: Forty cents on each one hundred dollars value of all property taxable for city purposes.

For "Municipal Improvement Fund No. 1."

Forty-five cents on each one hundred dollars value on all property taxable for city purposes.

For "Municipal Improvement Fund No. 2."

Twenty cents on each one hundred dollars value on all property taxable for city purposes.

The aggregate of which sum to wit: one hundred and five cents on each one hundred dollars value as determined by the equalized assessment roll for the year 1893; on all property taxable in said city for city purposes, is hereby levied and apportioned to, and shall be paid into the above named funds respectively of the treasury of said city.

Sec. 2. This ordinance shall take effect and be enforce from and after its passage, approval and publication.

Introduced this 6<sup>th</sup> day of April, 1893

Passed this 30<sup>th</sup> day of April 1893, by the following vote.

Ayes: DeWoo, Temple and Gander

Noes: None

Trustees Rudy and Nicholson being absent.

President of the Board of Trustees of the City of Modesto  
Approved this 30<sup>th</sup> day of April 1893

President of the Board of Trustees of the City of Modesto  
Attest

J. E. Walden City Clerk of the City of Modesto,  
do hereby certify that the above and foregoing is a true and correct  
copy of Ordinance N<sup>o</sup>: 117 of said City of Modesto entitled

An Ordinance fixing the rate of taxation in and for the City  
of Modesto for the Year 1893 and the same has been  
published according to law.

J. E. Walden  
City Clerk

Ordinance No. 118.

An Ordinance amending Section Number Three of Ordinance Number 47, entitled "An Ordinance fixing the salary of City Marshal, City Clerk and City Attorney."

The Board of Trustees of the City of Modesto do ordain as follows.

Section 1 Section three of Ordinance Number 47 is hereby amended so as to read as follows, to wit:

Sec 3 The salary of the City Attorney until hereafter changed by the ordinance of this Board shall be One Hundred Dollars per month, payable monthly on the first Thursday in each month.

Sec 11 This Ordinance shall take effect and be in force from and after the first Thursday in May, 1893.

Passed by 4<sup>th</sup> day of May, 1893, by the following vote:  
Ayes: Jelfo, Kustelson, Temple, and Zander.  
Noes: None.

Trustee Rudy absent

J. H. Zander  
President of the Board of Trustees of the City of Modesto  
Approved this 4<sup>th</sup> day of May, 1893.

J. H. Zander  
President of the Board of Trustees of the City of Modesto.  
Attest Geo. H. Holden Clerk

I, Geo. H. Holden, City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 118 of said City of Modesto entitled

An Ordinance amending Section number Three of Ordinance No. 47 entitled "An Ordinance fixing the salary of City Marshal, City Clerk and City Attorney," and the same has been published according to law.

Geo. H. Holden  
City Clerk

Ordinance No. 119.

The Ordinance providing for the better protection of the public fountain of the City of Modesto:

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. It is hereby made a misdemeanor for any person to climb upon, deface or in any way mar the public fountain of the city of Modesto, situated at the junction of 10<sup>th</sup> and D<sup>th</sup> streets in said city.

Sec 2. Any person violating any of the provisions of this ordinance shall be punished by a fine not to exceed one hundred dollars or by imprisonment in the county jail not exceeding sixty days, or by both such fine and imprisonment.

Sec 3. This ordinance shall take effect immediately

Introduced to 1<sup>st</sup> day of June 1893.

Passed June 15<sup>th</sup> 1893

Ayes 5/yes Deputies Volkyfield and Zander.  
Trustee Rudy being absent.

President of the Board of Trustees of the City of Modesto  
Approved this 15<sup>th</sup> day of June 1893

President of the Board of Trustees of the City of Modesto  
Geo. H. Tolson

Attest  
I the City Clerk of the City of Modesto do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 119 of said city of Modesto as published.

The Ordinance providing for better protection of the public fountain of the City of Modesto, and the same has been published according to law

Geo. H. Tolson  
City Clerk



Ordinance No. 120.

An Ordinance requiring Treasurer and Clerk to file monthly reports.

The Board of Trustees of the city of Madeste do ordain as follows:

Section 1. The Treasurer and Clerk of this city shall, on the first day of each month, file in the office of said Clerk a statement showing the amount of money received during the preceding month and from what source and the amount of money disbursed and from what funds respectively, and the amount of money remaining to the credit of each fund. An the statement of said Clerk shall show the warrants drawn which remain unpaid and the funds out of which the same are to be paid.

Sec 2. This ordinance shall take effect immediately.

Introduced and passed this 15<sup>th</sup> day of June, 1893.  
by the following vote:

Ayes: De Vos Temple Wakefield and Zander.  
Noes: None  
Trustee Rudy absent:

J. H. Zander,  
President of the Board of Trustees of the city of Madeste  
Approved this 15<sup>th</sup> day of June, 1893.

J. H. Zander  
President of the Board of Trustees of the city of Madeste  
Attest:  
W. H. Tolson, Clerk.

I, W. H. Tolson, City Clerk of the City of Madeste do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 120 entitled:

An Ordinance requiring Treasurer and Clerk to file monthly reports, and the same has been published according to law.

W. H. Tolson  
City Clerk

## Ordinance No. 121.

An Ordinance regulating the manner of making connections with sewerage systems.

The Board of Trustees of the City of Modesto do ordain as follows:

**Section I.** Every branch sewer or drain hereafter constructed, connecting with the main sewer in any street or alley, shall, at its point of connection with said sewer, be left uncoveied until inspected and approved by the President of the Board of Trustees of said city, who shall examine the same and ascertain if said connection has been made staunch and tight.

**Sec II.** No person or persons shall connect a branch sewer or drain with any sewer constructed by the City of Modesto without first obtaining a written permit from the President of the Board of Trustees of the City of Modesto, which permit shall designate the kind of material to be used in the construction of the branch sewer or drain and in what manner and under what conditions the same shall be connected with the main sewer and in all cases of tearing up or disturbing a street or alley in or about said work, that portion of the street torn up or disturbed shall immediately on the completion of the work be placed in as good condition as it was at the commencement of the work, and all depressions etc., occurring or requiring which may be necessary during a period of 90 days hereafter, shall be immediately performed by the party or parties who obtained the permit to make such connection, so that at the expiration of said period the contour of that portion of the street or alley shall correspond and be similar to the remaining portion of such street or alley.

## Ordinance No 122.

Fixing water rates to be collected by the City of Modesto, for the use of water supplied by said City from the first day of September 1893, regulating the collection of said rates and prescribing penalties for the violation of said ordinance.

The Board of Trustees of the City of Modesto do ordain as follows

- Section I The following are the monthly rates that shall be charged, and collected by the City of Modesto for water furnished to consumers by said City commencing September 1<sup>st</sup> 1893.
- Section II For tenements occupied by a single family of not more than 5 persons \$1.00; for each additional person exempting children under ten years of age 15 ct
- Section III For small families occupying second and third stories 50 cents.
- Section IV For restaurants and eating houses from \$1.00 to \$5.00
- Section V For hotels and lodging houses, monthly rates subject to special agreement in accordance with the quantity of water used, or by meter measure, at the rate of not more than 25 cents per 1000 gallons
- Section VI For small stores and shops 50 cents
- Section VII For large stores and warehouses from \$1.00 to \$5.00
- Section VIII For saloons from \$1.00 to \$2.00
- Section IX For rooms in second and third stories occupied as offices each room per month 25 cents
- Section X For photograph galleries from 25 ct to \$1.00

- Section XI For public water closets where there is only one \$1.00 each additional one 50 cents.
- Section XII For public bathtubs used in bathing establishments boarding and lodging houses, and barber shops for each tub per month from \$1.00 to \$4.00
- Section XIII For bakers in addition to family rates according to monthly use of flour for each 25 barrels of flour used per month \$1.00
- Section XIV For drug stores without the use of soda or other fountains per month \$1.00 with fountain \$2.00
- Section XV For blacksmith and wagon shops for use of hose for cooking tires etc per month \$1.00 \$1.50 per month
- Section XVI For Livery stables same as section 5
- Section XVII For feed and sale stables same as section 5
- Section XVIII For steam engines same as section 5
- Section XIX For Breweries same as section 5
- Section XX For Building and Plastering for water used by plasterers for stacking each barrel of lime 10 cents  
For water used by brick layers to make mortar and dampen brick for each 1000 bricks 10 cents
- Section XXI For Barber shops where one chair is used \$1.00 for each additional chair per month 25 cents
- Section XXII For Druggists for use of hose for sprinkling floors and glass plate if not more than 50 square yds 25 cents per month for each square yard exceeding 50 10 cent per month.
- Section XXIII For Water Trough for each trough on sidewalk or street \$1.00 per month.
- Section XXIV For wash house for use of water for one washer 10 hours per day \$2.00 to \$7.00 per month.

Section 25

For large quantities of water, when the amount does not exceed 20000 gallons per month, there shall be charged for each 1000 gallons consumed, to be ascertained by meter or otherwise 25 cents. When the quantity used is more than 20000 gallons per month for each 1000 gallons over that amount 15 cents per 1000 gallons or rates may be fixed as provided by Section 5

Section 26

The school houses and other public buildings for use of water, shall be charged rates same as provided for in Section 5

Section 27

Any consumer dissatisfied with the amount of this water rates, can have the same adjusted by meter by paying the actual cost of the meter and a reasonable price for setting the same at the same rate provided in Section 24 provided that no meter shall be set for a return of less than \$3.<sup>00</sup> per month

Section 28

The Marshal of said City shall on the first of each month collect the rates above prescribed for the month immediately preceding and pay the same immediately into the Treasury of said City

Section 29

Any and all applications for connections with the City mains shall be filed with the Clerk of said City stating location, and name of applicant and purpose for which the water is to be used, and permission to make said connections shall be obtained from the President of the Board who is hereby authorized to grant the same

Section 30

The Clerk of said City shall keep a book in which shall be entered the name of each applicant, location of use, and purpose for which water is to be used, date of connection and rate charged

Section 31 In all cases of nonpayment of the water rates within 10 days after the same shall become due and payable, the supply shall be cut off, and the water will not again be let on either for the then or subsequent occupant, except on the payment of the amount due, together with the sum of \$2.50 for expenses of shutting off and turning on the water, which is hereby constituted the fee for said service.

Section 32 No person, or family supplied with water by said City will be permitted to use the water for any other purpose than that stated in the agreement with said City, nor to supply water in any way to other persons or families, nor shall any person take, obtain or receive for use on his own premises any water supplied by said City for use on the premises of any other person. Any violation of this Section shall be a misdemeanor, and be punishable by a fine not exceeding \$300 or by imprisonment in the City Jail not exceeding 90 days or by both said fine and imprisonment.

Section 33 Upon making any application for a connection with the mains of said City, the applicant shall make, execute and deliver to said City, and file with the Clerk thereof, an agreement for the payment of the regular established rates on or before the first day of each month for the month next preceding, specifying the uses to which the water is to be applied and agreeing in default of such payment, that any agent of the City may enter the premises and disconnect the water at the cost and expense of the applicant.

Section 34 The use of water for any purpose not herein specified shall be charged for same as by Section 5.

Section 35 This ordinance shall take effect and be in force from and after the first day of September 1893

Passed this 17<sup>th</sup> day of August 1893, by the following vote

Ayes: F. H. Zander, A. C. L. Yon, O. L. Wakefield  
Noes: None

Attest, J. C. Sempke

F. H. Zander

President of the Board of  
Trustees of the City of Modesto,

Approved this 17<sup>th</sup> day of August 1893.

F. H. Zander

President of the Board of  
Trustees of the City of Modesto.

Attest  
W. A. Harter  
Clerk

I W. A. Harter, City Clerk, of the City of Modesto do hereby certify that the above is a true and correct copy of Ordinance No. 122 entitled "An ordinance fixing water rates to be collected by the City of Modesto for the use of water supplied by said City from the first day of September, 1893, regulating the collection of said rates, and prescribing penalties for the violation of said ordinance, and that the same has been published according to law.

W. A. Harter  
City Clerk.

# Ordinance No 123

An Ordinance amending sections 9, 22, 24, 28, 30 fixing water rates.

The Board of Trustees of the City of Modesto, do ordain as follows:

Section 1 Section 9 of ordinance number 122 is hereby amended so as to read as follows: "Section 9- For rooms occupied as offices, for each office, 25 cents per month"

Section 2 Section 22 of said ordinance is hereby amended so as to read as follows: "For irrigation of a lot or part of a lot, 25 feet by 140 feet 25 cents per month; for each additional lot of same size 12 1/2 cents per month; for lots of larger size same as section 5"

Section 3 Section 24 of said ordinance is hereby amended so as to read as follows: "Section 24" For wash house same as section 5"

Section 4 Section 28 of said ordinance is hereby amended so as to read as follows: "Each consumer shall on or before the first day of each month pay to the Clerk of said City at his office, the rates herein prescribed for the month immediately preceding, and the Clerk shall immediately pay the same into the treasury of said City"

Section 5 Section 30 of said ordinance is hereby amended so as to read as follows: "Section 30: The Clerk of said City shall keep a book, in which shall be entered the name of each applicant; location of use; purpose for which water is to be used; date of connection; and rate charged. He shall also keep proper books of accounts, in which shall be entered a correct account with each consumer, and also a record of all other transactions connected with the Modesto City Water Works. This ordinance shall take effect immediately."

Passed this 7th day of December 1893, by the following vote:  
Ayes 4, Nays 0  
J. H. Gardner, Mayor  
J. C. [unclear], Clerk

Attest: J. C. [unclear], City Clerk

Trustees of the City of Modest  
 Approved this 7th day of September 1893

J. H. Zander

President of the Board of Trustees  
 of the City of Modest

Attest, W. J. Carter, Clerk

I, W. J. Carter, City Clerk of the City of Modest  
 do certify that the above is a true and correct  
 copy of Ordinance No. 123 entitled "An ordinance  
 amending Sections 9, 22, 24, 28, 30 fixing water  
 rates" and that the same has been published  
 according to law

W. J. Carter  
 City Clerk

## Ordinance No. 124.

An ordinance regulating connections with  
sewerage system and repealing Ordinance  
No. 121 regulating such connections

The Board of Trustees of the City of Toledo do  
ordain as follows:

Section 1 Whenever a party desires to connect a building  
with the street sewer he shall notify the Superintendent  
of streets, and all such connections shall  
be made under his supervision to his satisfaction,  
and in accordance with the ordinance and not  
otherwise. The pipe running to the building shall be  
connected with the Y already provided for that purpose,  
unless otherwise ordered by the Board of Trustees, and  
said pipe shall be four inches in diameter, inside  
measurement, unless otherwise expressly ordered by  
said board, and shall be laid in the same manner  
and in accordance with the same specifications  
as far as practicable as to street sewers, and  
shall run with a uniform grade until the house  
is reached, where a vertical four-inch iron pipe  
with lead joints, or a galvanized iron pipe with  
joints soldered tight, must be connected with the  
four-inch sewer pipe by means of a  $\perp$  pipe.

This upright iron pipe must extend at least  
two feet above the plates of the main part of  
the building so as to insure perfect ventilation  
of the sewer.

Provided further, that such ventilating pipe shall  
extend at least three feet above any window  
or other opening of such building. No traps  
whatsoever must be placed in the house drain between  
this ventilating pipe and the street sewer. All waste  
pipes coming from the house, as soil pipes, pipes from  
bath tubs, washstands, ditches etc. must be separately  
trapped before entering the main house drain, and  
none of them must enter between the ventilating  
pipe and the street sewer. The waste pipes  
from ditches must be specially trapped by large  
square traps, sixteen inches deep, the discharge from

which starts from the bottom of the vessel, and after running up the side thereof has its outlet not more than three inches below the top. The capacity of the grease trap must not be less than one cubic foot, and it must have a movable cover so that the cooled grease can be easily removed from the surface. All water closets connecting with sewers must be flush closets which at each discharge send not less than one gallon of water suddenly into the sewer. All work and materials heretofore mentioned in this section must be done and furnished under the direction, and to the satisfaction of the Superintendent of Streets.

All persons, whether Contractors, agents, owners, or others connecting any building, water closet or waste pipes with any street sewer, shall comply with the provisions of this section. Any person violating this section shall be punished by a fine not exceeding Three Hundred Dollars, or by imprisonment in the jail in the City of Modesto, not exceeding one hundred days, or by both such fine and imprisonment. No pipes shall be covered nor any filling be put into any trench till authorized by the Superintendent of Streets.

All excavations shall be made under his direction, and only so much excavation in advance of laying the pipes and refilling of trenches shall be made as he may authorize.

Section 2 All materials to be used in the construction of any sewer shall, after being brought on the ground, be inspected by the Superintendent of Streets, before being used, and all material rejected by him shall be at once removed from the premises by the Contractor, and shall not be returned, or used, and any violation of this section shall be a misdemeanor, and shall be punishable in a manner provided by Section 1.

Section 3 All Contractors and other persons making any trench, in any street for the purpose of laying a sewer, shall at night keep a light burning at

each end of the trench, throughout the entire night, and must take all other precautions to guard people against all accident and danger.

Section 4 No cesspool shall hereafter be constructed within any part of the City, on any premises abutting on any street, in which has been laid by the City a Sewer pipe to a point on the street abutting on said premises.

Section 5 No person or persons shall connect a branch sewer or drain with any sewer constructed by the City of Modesto, without first obtaining a written permit from the Superintendent of Streets, and the Superintendent of Streets shall keep a book in which shall be entered the date of each application made, the date of granting the same and the location of each connection.

Section 6 Ordinance Number 121 regulating the manner of making connections with the sewerage system is hereby repealed.

Section 7 This ordinance shall take effect immediately.

Passed this 11th day of September, 1893 by the following vote:

Ayes J. H. Zander A. D. De Yoe, J. C. Joseph

Abse: None

Absent O. D. Wakefield

J. H. Zander

President of the Board of Trustees  
of the City of Modesto

Approved this 11th day of September 1893

J. H. Zander

President of the Board of  
Trustees of the City of Modesto

Attest: W. A. Kasper,

Clerk

I warrant by this of the City of Modesto do hereby that the above is a true and correct copy of Ordinance No 122 entitled an ordinance regulating connections with sewerage system and repealing Ordinance No 121 regulating such connections and that the same has been published according to law. W. A. Kasper, City Clerk

## Ordinance No 125.

An Ordinance amending Section 1 of Ordinance No 124, regulating connections with sewers.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Whenever a party desires to connect a building with the street sewer he shall notify the Superintendent of Streets and all such connections shall be made under his supervision, to his satisfaction, and in accordance with this ordinance, and not otherwise. The pipe running to the Building shall be connected with the  $\nabla$  already provided for that purpose, unless otherwise ordered by the Board of Trustees, and said pipe shall be four inches in diameter, inside measurement, unless otherwise expressly ordered by said Board, and shall be laid in the same manner and in accordance with the same specifications, as far as practicable as the street sewers and shall rise with a uniform grade until the house is reached, where a vertical iron pipe with lead joints or a galvanized iron pipe with joint soldered tight, in either case not less than two inches in diameter, must be connected with the four inch sewer pipe by means of a  $\perp$  pipe. This upright iron pipe must extend at least two feet above the plate of the main part of the building so as to ensure perfect ventilation of the sewers.

Provided further that such ventilating pipe shall extend at least three feet above any window or opening of such building. No traps whatsoever must be placed in the house drain between this ventilating pipe and the street sewer. All waste pipes coming from the house, as soil pipes, pipes from bath tubs, wash stands, kitchens etc must be separately trapped before entering the main house drain.

The waste pipes from the kitchens of all public eating houses, or from residences of families consisting of more than seven persons, must be specially trapped by large grease traps, not less than twelve inches deep

the discharge from which starts from the bottom of the vessel, and after running up the sides thereof, has its outlet not more than three inches below the top. The capacity of the grease trap must not be less than three gallons, and it must have a movable cover, so that the coagulated grease can be easily removed from the surface. All waterclosets connecting with sewers, must be flush closets, which at each discharge send not less than one gallon of water suddenly into the sewer. All work and materials herebefore mentioned in this section must be done and furnished under the direction and to the satisfaction of the Superintendent of Streets.

All persons, whether contractors, agents, owners, or others connecting any building, watercloset or waste pipe with any street sewer, shall comply with the provisions of this section. Any person violating this section shall be punished by a fine not exceeding Three Hundred Dollars, or by imprisonment in the jail of the City of Medford, not exceeding one hundred days, or by both such fine and imprisonment.

No pipes shall be covered, nor any filling be put into any trench till authorized by the Superintendent of Streets.

All excavations shall be made under his direction, and only such excavation in advance of laying the pipes, and refilling of trenches shall be made as he may authorize.

Section 2 This ordinance shall take effect immediately.

Passed this 20th day of September, 1893 by the following

Vote:  
Ayes F. H. Zander, M. A. Carter, John Rudy  
Noes O. H. Mansfield  
Absent J. B. Smith

F. H. Zander, President of the Board of Trustees of the City of Medford

Approved this 20th day of September 1893.

F. H. Zander, President of the Board of Trustees of the City of Medford

Attest M. A. Carter, Clerk

I will certify to the City of Medford that all copies of this ordinance are true and correct copies of the original as the same appears in the records of the City of Medford. Witness my hand and the seal of the City of Medford, Oregon, this 20th day of September, 1893.  
M. A. Carter, Clerk

Ordinance No. 126.

An ordinance repealing section 35 of Ordinance No. 114, fixing water rates to be charged by the Modest Water Company.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 35 of Ordinance No. 114 is hereby repealed.

Section 2. This ordinance shall take effect immediately.

Passed October 5, 1893, by the following vote:

Ayes: F. H. Zander, N. S. De Vos, O. L. Wakefield.

Noes: None.

Absent: J. C. Simph, John Keedy

F. H. Zander President of the Board of Trustees of the City of Modesto

Approved this 5th day of October 1893

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Attest: M. A. Carter,

Clerk

I W. A. Carter City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No. 126 entitled "An ordinance repealing section 35 of Ordinance No. 114 fixing water rates to be charged by the Modest Water Company and that the same had been published according to law

W. A. Carter  
City Clerk

## Ordinance No. 127.

This ordinance amending Ordinance 118 fixing the salary of City Attorney  
The Board of Trustees of the City of Modesto do ordain as follows

Section 1 Ordinance No. 118 is hereby amended so as to read as follows

The salary of City Attorney is hereby fixed at forty dollars per month, payable monthly on the first Thursday in each month

Section 2 This ordinance shall take effect and be in force after the first Thursday in November, 1893

Passed this 2nd day of November, 1893 by the following vote: Ayes, J. H. Zander, C. Semp, John Reedy, O. L. Hampfield.

Noes None

Attest A. L. Zoo

J. H. Zander

President of the Board of

Trustees of the City of Modesto

Approved this 2nd day of November, 1893

J. H. Zander

President of the Board

of Trustees of the City of Modesto

Attest: J. C. Carter, Clerk

J. C. Carter City Clerk of the City of Modesto do certify that the above is a true and correct copy of Ordinance No. 127 entitled An ordinance amending Ordinance 118 fixing the salary of City Attorney and that the same has been published according to law

J. C. Carter

City Clerk

## Ordinance No 128.

An ordinance amending section 1 of Ordinance No 44 prohibiting public laundries, within certain limits of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 1 of Ordinance No 44 is hereby amended so as to read as follows:

Section 1 It shall be unlawful for any person, without the permission of the Board of Trustees so to do, read and entered of record, to establish, maintain or carry on the business of a public laundry or wash house, where articles are washed and cleaned for hire within the City of Modesto, except within that part of the City of Modesto which lies west of the railroad track and south of T street.

Section 2 This ordinance shall take effect immediately  
Passed this 2nd day of November, 1893 by the following vote: Ayes: J. H. Zander, C. L. Wallfield, C. Sampson, John Kelly  
Nays: None

Attest: W. H. W. You

J. H. Zander, President of the Board  
of Trustees of the City of Modesto.

Approved this 2nd day of November, 1893

J. H. Zander, President of the  
Board of Trustees of the City of Modesto.

Attest: W. H. W. You, Clerk.

I W. H. W. You, City Clerk of the City of Modesto, do certify that the above is a true and correct copy of Ordinance No 128 entitled "An ordinance amending section 1 of Ordinance No 44 prohibiting public laundries, within certain limits of the City of Modesto, and that the same has been published according to law.

W. H. W. You  
City Clerk.

## Ordinance No 129.

An ordinance constituting water rates a lien on the premises affected.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Any sum or sums which may become due to the city of Modesto for water furnished, for use on any premises is hereby constituted a lien against the premises described in the application. If the owner on file with the Clerk of the City said lien may be foreclosed in accordance with the provisions of the Code of Civil Procedure of this State. A writ for such foreclosure shall be in the name of the City of Modesto, as plaintiff. Upon the filing of a complaint in the Superior Court to enforce such lien, the plaintiff shall be entitled, if recovery be had, to include as costs the sum of twenty-five dollars as attorney's fees.

Section 2 This ordinance shall take effect immediately. Passed this 23rd day of November, 1893, by the following vote: Ayes F. H. Zander, H. E. L. You, J. C. Seraphin, John Reedy, O. L. Wastfield  
Nays: None

F. H. Zander, President of the Board of Trustees of the City of Modesto

Approved this 23rd Day of November, 1893.  
F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest:  
W. A. Hartin, Clerk

I, W. A. Hartin, City Clerk of the City of Modesto, do certify that the foregoing is a true and correct copy of Ordinance No 129 entitled: An ordinance constituting water rates a lien on the premises affected; and that the same has been published according to law.

W. A. Hartin  
City Clerk

# Ordinance, No. 130.

An ordinance repealing ordinance No 129 constituting water rates a lien on the premises affected

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

Ordinance number 129, constituting water rates of the City of Modesto a lien on the premises affected, is hereby repealed.

Section 2

This ordinance shall take effect immediately.

Passed this 7<sup>th</sup> day of December, 1893, by the following vote: Ayes: F. H. Zander, W. B. L. Joo, O. S. Wakefield.

Noes: John Reedy, J. C. Sample.  
F. H. Zander, President of the Board of Trustees of the City of Modesto.

Approved this 7<sup>th</sup> day of December, 1893  
F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Harten, Clerk

I, W. A. Harten, City Clerk of the City of Modesto do certify that the foregoing is a true and correct copy of ordinance No. 130 entitled "An ordinance repealing ordinance No 129 constituting water rates a lien on the premises affected, and that the same has been published according to law

W. A. Harten  
City Clerk

## Ordinance No 131.

An ordinance requiring connections to be made with sewer system of the City of Modesto:

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Each person or persons owning premises in the City of Modesto, within the limits hereinafter prescribed, and which said premises are occupied for either residence or business purposes shall within thirty days from the passage, approval and publication of this ordinance connect said premises, and each building thereon occupied as aforesaid, with said system. Each connection shall be made in accordance with the ordinances of the City of Modesto regulating connections with the sewer system of the said city.

The following are the limits within which such connections are required by this ordinance to be made, to wit blocks Nos. 54, 55, 56, 68, 69, 70 of the City of Modesto, as shown by the official map of the said city on file in the office of the Recorder of the County of Stanislaus State of California.

Section 2 In case any person shall fail or neglect to comply with the provisions of this ordinance within thirty days from the date of its passage, approval and publication said work shall be done by and under the supervision of the Marshal of the City of Modesto, and all expenses incurred therefor for materials furnished and labor performed shall become and be a lien upon the lands and premises affected and which may be foreclosed in accordance with the provisions of the Code of Civil Procedure of this State. Such suit shall be in the name of such city as plaintiff upon the filing of a complaint in the Superior Court to enforce such lien. The plaintiff shall be entitled, if a recovery be had

or the money to be paid. Subsequent to the filing of such complaint, to include as costs the sum of fifty dollars, as attorney's fees.  
 Section 3 This ordinance shall take effect and be in force after the date of its passage, approval and publication.

Passed this 4th day of January, 1894, by the following vote: Ayes F. H. Zander, M. B. De Vos, O. L. Washfield, John Reedy.  
 Noes None.

Absent H. Sampson

F. H. Zander, President of the Board of Trustees of the City of Modesto

Approved this 4th day of January, 1894.

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Harter, Clerk

I, W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 131 entitled An ordinance requiring connections to be made with Sewer System of the City of Modesto, and that the same has been published according to law

W. A. Harter  
 City Clerk

Repealed by  
no. 158

Ordinance No. 132.

An Ordinance prohibiting dogs from running at large.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Any dog found upon the streets of Modesto not under the immediate control and possession of the owner shall be immediately killed by the Marshal of said city, or under his supervision.

For the killing and burying of each dog under the provisions of this ordinance the Marshal shall be allowed the sum of one dollar.

Section 2 This ordinance shall take effect and be in force immediately.

Passed this 14<sup>th</sup> day of February, 1894 by the following vote

Ayes. F. H. Zander, N. E. DePoe, O. L. Warfield  
J. C. Semph  
Nors. John Keedy.

F. H. Zander, President of the Board of Trustees of the City of Modesto  
Approving this 14<sup>th</sup> day of February 1894

F. H. Zander, President of the Board of Trustees of the City of Modesto  
Attest: W. A. Hartman, City Clerk

W. A. Hartman, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 132 entitled "An Ordinance prohibiting dogs from running at large" and that the same has been published according to law.

W. A. Hartman  
City Clerk

## Ordinance No. 133.

An Ordinance prohibiting the keeping of  
bees within the limits of the City of Modesto

The Board of Trustees of the City of Modesto do  
ordain, as follows:

Section 1. No person shall keep or permit to remain  
on premises owned by him within the corporate  
limits of the City of Modesto any stand or  
hive of bees.

Section 2. Any person violating this ordinance, shall be  
guilty of a misdemeanor.

Section 3. This ordinance shall take effect immediately.  
Passed this 14 day of February, 1894 by the  
following vote: Ayes, F. H. Zander, W. E. L. Poe, J. C. Temple,  
L. W. Kiefer, John Reedy.  
Nays: None.

F. H. Zander, President of the Board of Trustees  
of the City of Modesto.

Approving this 14 day of February, 1894.

F. H. Zander, President of the Board of Trustees  
of the City of Modesto.

Attest: W. A. Harten  
Clerk

I, W. A. Harten, City Clerk of the City of Modesto,  
do hereby certify that the foregoing is a true  
and correct copy of Ordinance No. 133, entitled  
"An Ordinance prohibiting the keeping of bees  
within the limits of the City of Modesto," and that  
the same has been published according to law.

W. A. Harten,  
City Clerk

# Ordinance No. 134

An ordinance amending ordinance No. 131 requiring connections to be made with the sewer system of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Ordinance No. 131 is hereby amended so as to read as follows:

Section 1 Each person or persons owning premises in the City of Modesto, within the limits hereinafter prescribed, and which said premises are occupied for either residence or business purposes shall, on or before the 10th day of March, 1894, connect said premises, and each building thereon occupied as aforesaid, with said system: each connection shall be made in accordance with the ordinances of the City of Modesto regulating connections with the sewer system of the said City.

The following are the limits within which such connections are required by this ordinance to be made to wit: Blocks Nos. 54, 55, 56, 68, 69 and 70 of the City of Modesto, as shown by the official map of the said city on file in the office of the Recorder of the County of Stanislaus, State of California.

Section 2 In case any person shall fail or neglect to comply with the provisions of this ordinance within the time herein limited, said work shall be done by and under the supervision of the Marshal of the City of Modesto, and all expenses incurred therein for materials furnished and labor performed shall become and be a lien upon the lands and premises affected any of which may be foreclosed in accordance with the provisions of the Code of Civil Procedure of this State. Such lien shall be in the name of such City as plaintiff. Upon the filing of a complaint in the Superior Court, to enforce such lien, the plaintiff shall be entitled, if a recovery be had or the money be paid subsequent to the filing of such complaint, to include as costs the sum of Fifty Dollars as attorney's fee.

Section 3

This ordinance shall take effect, and be in force after the date of its passage, approval and publication.

Passed this 14<sup>th</sup> day of February, 1894, by the following vote:

Ayes: F. H. Zander, John Reedy, W. E. De Vos,  
O. L. Wakefield, J. C. Simple.  
Noes None.

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Approved this 14<sup>th</sup> day of February, 1894

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Harten,  
Clerk

I W. A. Harten, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No 134 entitled 'An ordinance amending ordinance No 131 requiring connections to be made with the sewer system of the City of Modesto, and that the same has been published according to law.

W. A. Harten  
City Clerk

# Ordinance No 135

An ordinance establishing water rates to be charged by the Modesto Water Company for the use of water furnished by it in the City of Modesto per month and by the year. The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 For tenements occupied by a single family of not more than five persons, per month \$1.00

Section 2 For each additional person 25 cents. Children of seven years and under are exempt from the above rates.

Section 3 For small families occupying rooms in second and third stories, per month \$1.00

Section 4 For private boarding houses, from \$2.00 to \$3.00 per month.

Section 5 For restaurants and eating houses, per month, from \$2.00 to \$3.00 per month.

Section 6 For lodging houses in addition to family rates for each bed per month, 25 cents.

Section 7 For hotels in addition to family rates, for each bed per month, 25 cents.

Section 8 For small stores, per month \$1.00

Section 9 For large stores and warehouses per month \$2.00

Section 10 For saloons per month from \$1.00 to \$3.00

Section 11 For rooms in second and third stories occupied as offices, each per month, 50 cents.

Section 12 Photograph galleries per month, from \$3.00 to \$5.00

- Section 13 For public water closets where there is only one seat, per month \$1.50
- Section 14 Each additional seat \$1.00
- Section 15 For private water closets per month, 50 cents.
- Section 16 For public bath tubs in bathing establishments, boarding and lodging houses, hotels and barber shops, for each tub per month \$2.00
- Section 17 For bath tubs used in private dwellings, per month 50 cents.
- Section 18 For drug stores per month \$1.50
- Section 19 For drug stores with fountain per month \$5.00
- Section 20 For blacksmith and wagon shops, per month from \$1.50 to \$2.50
- Section 21 For livery stables, including water for washing buggies and carriages, per month from \$5.00 to \$16.00, based upon an estimate of 50 cents for each stall per month
- Section 22 Private stables for one horse and buggy per month, 50 cents.
- Section 23 For each additional horse or cow per month, 50 cents.
- Section 24 For hack stables for each hack and two horses per month, \$2.50
- Section 25 For plastering for each barrel of lime, plaster or cement, 25 cents.
- Section 26 For water used by bricklayers to make mortar and dampen bricks, for each 1000 bricks, 15 cents
- Section 27 For barber shops, where one chair is used per month, \$1.50

Section 28 For each additional chair, 50 cents.

Section 29 For irrigation for use of hose for sprinkling flowers and grass plots of not more than 50 square yards, per month, 50 cents. For each square yard exceeding 50, 1/2 cent per square yard per month.

Section 30 For water troughs, for each trough on the sidewalk per month, \$2.50

Section 31 For laundries and Chinese wash houses, per month, from \$3.00 to \$10.00

Section 32 For large quantities of water, where the quantity of water does not exceed 20,000 gallons per month, there may be charged for each 1000 gallons to be ascertained by meter or otherwise, 50 cents.

Section 33 When the quantity is more than 20,000 gallons per month, for each 1000 gallons over that amount consumed, 35 cents.

Section 34 The owner, or agent, or other officers of the company or corporation supplying water as herein provided, shall have the power in all cases to ascertain by meter the quantity of water used and fix the price as provided in sections 32 and 33.

Section 35 This ordinance shall not be so construed as to give said company any exclusive right to furnish water within said city, nor to interfere with the right and privilege of said city to furnish water for all public and domestic purposes within said city by means of its own works at any time provided by this ordinance.

Section 36 This ordinance shall take effect and be in force from and after the first day of July, A.D. 1896 and continue in force for one year thereafter.

Section 37 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Introduced February 21<sup>st</sup>, 1894.

Passed this 27<sup>th</sup> day of February, 1894 by the following vote:

Ayes: F. H. Zander, John Reedy, O. L. Wakefield  
J. C. Temple.

Noes None.

Absent: N. C. De Yoo.

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Approved this 27<sup>th</sup> day of February, 1894.

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Attest: W. A. Harter, Clerk.

I, W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No. 135, entitled "An ordinance establishing water rates to be charged by the Modesto Water Company, for the use of water furnished by it, in the City of Modesto per month and by the year and that the same has been published according to law.

W. A. Harter  
City Clerk

# Ordinance No 136

Ordinance calling a general election for the City of Modesto for the year 1894 and prescribing the notice to be given thereof

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 It is ordained that under and in pursuance of the ordinance of the City of Modesto, and the law in such cases made and provided that a general municipal election for and for the same is hereby called to be held in and for the City of Modesto on Monday, the 9th day of April, 1894, for the purpose of electing:

- One — Two members of the Board of Trustees of the said city for the full term.
- Two — One member of the Board of Trustees of said city for the term of two years, unexpired term of Mr. Henderson.
- Three — A Clerk
- Four — A Treasurer
- Five — A Marshal

Section 2 For the purpose of said election, the Board of Trustees of said City hereby establish the following named election precincts and define the boundaries thereof, and do designate and appoint the following named polling places and officers of election, to wit:

West Modest Election Precinct

West Modest Election precinct consists of all that part of the City of Modesto lying southwest of the railroad track

Polls at skating rink

Inspectors: H. C. Patton and C. E. Pine

Judges: Jas. Johnson and Chas. R. Johnson

Clerks: John Dunn and J. S. Anderson

Ballot Clerk: John S. Simon and A. H. Sperry

Modest Election Precinct

Modest election precinct consists of all that

portion of the city of Modesto, lying between the railroad track and a line passing through and along the center of Tenth Street, and extending in a direct line southeasterly to the boundary line of said city, and northwesterly to the northern boundary line of said city.

Tolls at the County Court House  
 Inspectors C. J. Smith and A. Libby  
 Judges Frank Thurman and A. J. Brown  
 Clerks H. H. Juggs and E. Grant  
 Ballot Clerks W. Remington and W. E. Launt

East Modest Election Precinct.  
 East Modest election precinct consists of all that portion of the city of Modesto which lies northeast of Modest election precinct as above defined, being all that portion of the city of Modesto not embraced within the boundaries of the election precincts above defined.

Tolls at Dist. Public School House  
 Inspectors T. S. May and J. J. Price  
 Judges H. James and Hector Douglas  
 Clerks L. A. Malhall and C. J. Abbott  
 Ballot Clerks C. H. Carter and C. E. Sarrill

Section 3 The ballots cast at said election shall conform in all respects to the requirements of the laws of the State of California.

Section 4 Notice of the time and place of holding said election shall be given by publication thereof in the Modest Herald, a newspaper published in the City of Modesto, at least three weeks immediately prior to the date of said election.

Section 5 The Board of Election shall, immediately after the election, allow to the city clerk the election returns, who shall produce the same before the Board of Trustees, when they meet to canvass the vote, and declare the result.

Section 6 The Board of Trustees shall meet on the next day after the election to canvass the votes.

and shall canvass the same, declare the result and order it to be entered of record. The Clerk shall attend such meetings.

Section 7 The Clerk shall issue certificates of election to persons elected.

Section 8 Said election shall be held in accordance with the general election laws of the State of California, and the Board of Trustees as far as required shall perform the same duties as the Board of Supervisors, and the Clerk of said city as far as necessary and proper shall perform the like duties as County Clerk in similar matters, as nearly as practicable to carry out their provisions of the Statute, in such cases made and provided and of this ordinance relating to elections.

Section 9 The compensation of each officer of election shall be four dollars for all services.

Section 10 The polls must be opened at sunrise of the morning of the day of election and must be kept open until five o'clock in the afternoon of the same day, when the polls shall be closed.

Section 11 This ordinance shall take effect immediately.

Passed this 1st day of March 1892 by the following vote  
Ayes: A. D. Fox, John Rudy, C. Temple, O. L. Washburn  
J. H. Gardner  
N. W. Stone

J. H. Gardner President of the Board of Trustees  
of the City of Modesto

Approved this 1st day of March 1892  
J. H. Gardner President of the Board of Trustees  
of the City of Modesto

Attest: A. A. Carter, Clerk  
A. A. Carter, by Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance that is to wit: An ordinance calling a general election for the City of

Modesto, for the year 1894, and prescribing the notice  
to be given thereof and that the same has been  
published according to law

W. A. Harter  
City Clerk

# Ordinance No 137.

An ordinance amending Ordinance No 131 requiring connections to be made with the sewer system of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Ordinance No 131 is hereby amended so as to read as follows:

Section 1 Each person or persons owning premises in the City of Modesto within the limits hereinafter prescribed, and which said premises are occupied for either residing or business purposes shall, on or before the 1st day of July 1894 connect said premises, and each building thereon occupied as aforesaid, with said system, each connection shall be made in accordance with the ordinances of the City of Modesto regulating connections with the sewer system of the said City.

The following are the limits within which such connections are required by this ordinance to be made to-wit: blocks Nos 2, 3, 4, 5, 6, 7, 8 and 9 of the City of Modesto, as shown by the official map of the said city on file in the office of the Recorder of the County of Stanislaus, State of California.

Section 2 On call any person shall fail or neglect to comply with the provisions of this ordinance within the time herein limited, said work shall be done by and under the supervision of the Marshal of the City of Modesto, and all expenses incurred therein for materials furnished and labor performed shall become and be a lien upon the lands and premises affected, and which may be enforced in accordance with the provisions of the Code of Civil Procedure of this State.

Such suit shall be in the name of said City as plaintiff. Upon the filing of a complaint in the Superior Court to enforce such lien the plaintiff shall be entitled if a recovery be had or the money be paid, satisfaction & oblation

of such complaints, to include as costs the sum of fifty dollars as attorney's fees

Section 3 Ordinance No. 132 of said city is hereby repealed  
 Section 4 This ordinance shall take effect, and be in force after the date of its passage, approval and publication

Passed this 12th day of March, 1894, by the following votes:

Ayes: W. L. De Vos, John Reedy, J. Temple, O. L. Washfield  
 J. H. Zander

Noes: None

J. H. Zander, President of the Board of Trustees of the City of Modesto

Approved this 15th day of March 1894

J. H. Zander, President of the Board of Trustees of the City of Modesto.

Attest: W. A. Harter, Clerk

W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No. 137, entitled "An Ordinance amending Ordinance No. 131 requiring connections to be made with the sewer system of the City of Modesto, and that the same has been published according to law.

W. A. Harter  
 City Clerk

# Ordinance No. 738.

An ordinance amending ordinance No. 1212 fixing water rates to be collected by the City of Modesto, for water supplied by said city, by amending 26 thereof

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 26 of Ordinance No. 1212 is hereby amended to read as follows:

Section 26. For school houses and other public buildings and grounds, use of water shall be charged rates same as Section 5.

Section 2. This ordinance shall take effect immediately

Passed this 5th day of April, 1894, by the following vote:

Ayes: J. Reedy, J. C. Semple, F. H. Zander  
Noes: None

Abstent: M. L. De Vos, O. L. Wakefield  
F. H. Zander

President of the Board of Trustees  
of the City of Modesto

Approved this 5th day of April, 1894

F. H. Zander President of the  
Board of Trustees of the City  
of Modesto.

Attest: W. A. Hester, Clerk

I, W. A. Hester City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of ordinance No. 738, entitled, An ordinance amending ordinance No. 1212 fixing water rates to be collected by the City of Modesto, for water supplied by said city by amending 26 thereof, and that the same has been published according to law.

W. A. Hester  
City Clerk

## Ordinance No. 139

An Ordinance prescribing the hours during which water supplied by the City of Modesto may be used for the purposes of irrigation.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 It is hereby ordained that water supplied by the City of Modesto for the purposes of irrigation shall only be used during the following hours of any date, to-wit:

From the hours of 5 o'clock A.M. to 11 o'clock A.M. and from 3 o'clock P.M. to 9 o'clock P.M.

This ordinance shall take effect immediately.

Passed this 5th day of April, 1894, by the following vote.

Ayes: J. Reedy, J. Temple, F. H. Zander.

Noes: None.

Absent: N. E. De For, O. L. Wakefield.

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Approved this 5th day of April, 1894.

F. H. Zander, President of the Board of Trustees of the City of Modesto.

Attest: W. A. Harter, Clerk.

I W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 139 entitled the ordinance prescribing the hours during which water supplied by the City of Modesto may be used for the purposes of irrigation and that the same has been published according to law.

W. A. Harter, City Clerk.

Ordinance No 40

An ordinance amending Section 2 of Ordinance No 63 fixing the Salary of City Clerk

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 2 of Ordinance No 63 fixing the Salary of City Clerk is hereby amended so as to read as follows:

Section 2 The Salary of City Clerk shall be Nine Hundred Dollars for each and every year, payable monthly, which shall be in full for all services to be rendered by him as Clerk, and in the collection of water rates and keeping the accounts thereof. In addition to this sum the Clerk or his deputy for each day of at least eight hours work while engaged in transacting the City's property, and making up the assessment roll shall receive the sum of Two Dollars per day, provided the sum allowed for making said assessment and in writing up the assessment roll shall in no year exceed the sum of Three Hundred Dollars.

Section 3 All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4 This ordinance shall take effect on the 16<sup>th</sup> day of April 1894.

Passed this 5<sup>th</sup> day of April 1894, by the following vote: Ayes: J. Reedy, C. L. Hatfield, J. H. Zander, A. C. Sample  
Absent: W. D. Fox

J. H. Zander, President of the Board of Trustees of the City of Modesto

Approved this 5<sup>th</sup> day of April 1894.

J. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Carter, Clerk

W. A. Carter, City Clerk of the City of

Modeste do hereby certify that the foregoing is  
a true and correct copy of ordinance No. 140  
entitled "An Ordinance amending Section 2  
of Ordinance No 63 fixing the Salary of City Clerk  
and that the same has been published accord-  
ing to law.

D. A. Harter, Clerk

# Ordinance No. 141

An Ordinance amending Section 12251 of Ordinance No. 100 fixing the time of making the annual tax levy, and regulating the collection of taxes.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 An annual tax shall be levied by the Board of Trustees of the City of Modesto on all property subject to taxation in said city at the first regular meeting of said Board in September, which shall be assessed and collected as provided by the ordinances of this Board and the laws of the State of California applicable thereto.

Sec 2 Section 51 of said ordinance is hereby amended so as to read as follows:

Section 51 The Assessor must demand the taxes on all personal property as soon as the same is assessed of the owner, or the person owning or having possession thereof, when in his opinion said taxes are not a lien upon real property situated in the City of Modesto, and belonging to the owner of such personal property sufficient to secure the payment of such taxes, and if such taxes are not immediately paid, the Assessor shall report the nonpayment thereof to the Marshal, who shall immediately seize sufficient personal property owned by the delinquent, and sell the same. The Assessor and Marshal are governed as to the amount of taxes to be by him collected on personal property by the City rate of the previous year. When the rate is fixed for the year on which such collections are made, then if a sum in excess of the rate has been collected, such excess shall be repaid by the Treasurer of said City to the person from whom the collection was made, provided application therefor be made within six months from the date of his payment. If a sum less than the rate fixed has been collected, the

deficiency must be collected as other taxes on personal property are collected.

Section 3 This ordinance shall take effect immediately.

Introduced April 19<sup>th</sup> 1894

Passed this 26<sup>th</sup> day of April, 1894 by the following vote: Ayes: Jas Johnson, J. L. Pate, Jno Reedy, F. H. Zander  
Noes: none

Absent, N. E. De Zoo.

F. H. Zander, President of the  
Board of Trustees of the City of Modesto

Approved this 26<sup>th</sup> day of April, 1894

F. H. Zander, President of the  
Board of Trustees of the City of Modesto

Attest: W. A. Harter, Clerk

I W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No 1141, entitled "an Ordinance amending Sections 1<sup>st</sup> & 5<sup>th</sup> of Ordinance No 40 fixing the time of making the annual tax levy, and regulating the collection of taxes; and that the same was duly published according to law

W. A. Harter  
City Clerk.

## Ordinance No. 142

An ordinance regulating the opening and use of hydrants in case of fire.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 It shall be unlawful for any person or persons in the City of Modesto to open any hydrant except for fire purposes, after an alarm of fire is made, or to use any water from any hydrant except for fire purposes after an alarm of fire is made, or to use any water from any hydrant, either for street sprinkling or irrigation during the progress of a fire; and all hydrants that may be opened for either of the above purposes when an alarm of fire is made must be immediately closed by the person or persons who opened them or have them in charge, and not again opened until the fire (if there be one) is extinguished.

Section 2 This ordinance shall take effect immediately. Passed this 26th day of April 1874 by the following Ayes: Jas Johnson, P. H. Hale, John Rudy, J. W. Gardner. Noes: None.

J. W. Gardner President of the Board of Trustees of the City of Modesto

Approved this 26th day of April 1874.

J. W. Gardner President of the Board of Trustees of the City of Modesto

Attest: A. A. Carter Clerk.

I, A. A. Carter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 142, entitled "An ordinance regulating the opening and use of hydrants in case of fire" and that the same has been published according to law.

A. A. Carter  
City Clerk

Ordinance No. 143.

(An ordinance regulating the disposition of ashes in the City of Modesto)

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1

It shall be unlawful for any person or persons to deposit any ashes, or cause the same to be deposited or placed, or permit or suffer the same to be or remain in any wooden vessel, or upon the floor of any building or in any place or premises belonging to or occupied by him, or her, or others, or in any metallic vessel within two inches of any woodwork or structure

Section 2

This ordinance shall take effect immediately.

Passed this 26<sup>th</sup> day of April 1894, by the following vote.

Ayes, Jas Johnson, S D Plate, John Reedy, F H Zander  
Wm Bone, Absent N E De Joy

F H Zander, President of the Board of Trustees of the City of Modesto

approved this 26<sup>th</sup> day of April, 1894

F H Zander, President of the Board of Trustees of the City of Modesto

Attest W. A. Harter Clerk

I W. A. Harter, City Clerk, of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 143 entitled "an ordinance regulating the disposition of ashes in the City of Modesto, and that the same has been published according to law

W. A. Harter  
City Clerk

Ordinance No. 144

An ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto, and repealing ordinances in conflict therewith:

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 The regular meetings of the Board of Trustees of the City of Modesto shall be held on the first and third Thursday of each month, at nine o'clock A.M. in that certain building situated on Tenth Street bet K & W Streets, in the City of Modesto, and commonly known as the Masonic Building, owned by Mrs. A. K. Jamison, the apartments to be occupied being the two rooms in the second story of said building located at the northeast corner thereof.

Section 2 Each and every ordinance in conflict with this ordinance is hereby repealed.

Section 3 This ordinance shall take effect immediately.

Passed this 17th day of May 1894, by the following vote,  
Ayes Jas Johnson, J. K. Plate, John Reedy, K. P. Zander, M. A. Harten  
Noes None.

J. K. Zander, President of the Board of Trustees of the City of Modesto

Approved this 17th day of May 1894.  
J. K. Zander, President of the Board of Trustees of the City of Modesto

Attest: M. A. Harten, Clerk

I, M. A. Harten, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance Number 144, entitled "An ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto, and repealing ordinances in conflict therewith, and that the same has been published according to law."  
M. A. Harten, Clerk

## Ordinance No 145.

An ordinance constituting water rates a lien on the premises affected

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Any sum or sums which may become due for water furnished for use on any premises is hereby constituted a lien against such premises. Said lien may be foreclosed in accordance with the provisions of the Code of Civil Procedure of this State. A suit for such foreclosure shall be in the name of the City of Modesto as plaintiff. Upon the filing of a complaint in the Superior Court to enforce such lien, the plaintiff shall be entitled, if recovery be had, to include as costs the sum of twenty-five dollars as attorney's fee.

Section 2 This ordinance shall take effect June 1<sup>st</sup> 1894

Passed this 17<sup>th</sup> day of May 1894, by the following vote

Ayes Jas Johnson, I. D. Plata, John Ruedy, F. H. Zander, N. E. Keyser  
 F. H. Zander, President of the Board of Trustees of the City of Modesto

Approved this 17<sup>th</sup> day of May 1894

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Harter Clerk

I W. A. Harter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No 145 entitled "an ordinance constituting water rates a lien on the premises affected" and that the same has been published according to law

W. A. Harter

City Clerk

Repealed by No. 159

## Ordinance No 146

An Ordinance amending Ordinance No 78 by amending sections 11, 18 and 19 thereof relating to licenses

The Board of Trustees of the City of Modest do ordain as follows:

Section 1. Section 11 of Ordinance No 78 of the City of Modest is hereby amended by adding thereto a new subdivision which shall be and is hereby designated "3rd" and which shall be and read as follows:

3rd Every auctioneer, or clerk or agent who sells or offers to sell at auction in said City shall give a bond, payable to the City of Modest, with sufficient sureties, in the sum of \$5000, and shall pay a license of \$32 per annum in advance. No auctioneer's license shall be transferred. When such license is issued to a firm or corporation, it must contain the names of each member thereof, and no such license shall be used by any person other than those therein named, and said license must be paid for every person therein named. The provisions of this section shall not apply to sales made under judgment or order of any Court.

Section 2. Section 18 of Ordinance No 78 of said City is hereby amended by adding thereto a new subdivision to be numbered "4th" which shall be and read as follows:

4th Every person who advertises for sale in the City of Modest a bankrupt stock, or so-called bankrupt stock, or designated as such in any bill or poster or advertisement in any newspaper, or any stock of goods to be sold by any person who is not a bona fide resident of the City of Modest, and who has not been such a resident for at least one month immediately prior to beginning such sales shall pay a license of \$200 per annum

in advance

Section 3 Section 19 of Ordinance No 78 of said City is hereby amended to read as follows  
Section 19 For every solicitor or order agent who shall solicit or take orders for the sale, exchange delivery or barter of any goods, wares or merchandize not then in his actual possession as a peddler, excepting newspapers, periodicals, ice and milk, the sum of \$60 per annum payable in advance; provided that this section shall not apply to wholesale agents who solicit orders from and sell for resale to retail dealers only

Section 4 This ordinance shall take effect immediately.

Passed this 7th day of June, 1894, by the following vote:  
 Ayes: N. E. DeWitt, J. D. Plata, John Reedy, F. H. Zander  
 Nays: Jas Johnson.

F. H. Zander, President of the Board  
 of Trustees of the City of

Attest: W. A. Carter, Clerk Modesto

I, W. A. Carter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 146 entitled "an ordinance amending Ordinance No 78 by amending Sections 11, 18, and 19 thereof relating to licenses, and that the same has been published according to law"  
 W. A. Carter  
 City Clerk.

## Ordinance No. 147

An Ordinance amending Section 2 of Ordinance No. 70 of the City of Modesto relating to the organization of the Board of Health of said City.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 2 of Ordinance No. 70 of the City of Modesto is hereby amended so as to read as follows:

Section 2 The Board of Health shall meet within ten days after receiving their certificates of appointment and shall organize by the election of a President from their number to hold office during the pleasure of the Board. The Clerk of said City shall be ex-officio Secretary of the Board. The members of the Board of Health shall receive no compensation whatever. The meetings of the Board of Health shall be at the office of the Board of Trustees of said City. All meetings of the Board must be public and three members shall constitute a quorum for the transaction of business and on all questions requiring a vote. Where more than three members shall be in attendance, the concurrence of two members shall be sufficient to constitute the official action of the Board.

Section 2 This ordinance shall take effect immediately.

Passed this 7th day of June 1894 by the following vote.

Ayes: A. L. De Vin, Jas. Johnson, J. K. Kite, John A. Dwyer, F. K. Zander  
 Absent: None.

F. K. Zander, President of the Board of  
 Trustees of the City of Modesto

Attest: A. A. Carter, Clerk.

I W. A. Harton, City Clerk of the City of Modesto  
do hereby certify that the foregoing is a true  
and correct copy of Ordinance No. 147 entitled  
"An ordinance amending Section 2 of Ordinance  
No. 70 of the City of Modesto relating to the  
organization of the Board of Health of said City,  
and that the same has been published according  
to law

W. A. Harton  
City Clerk

## Ordinance No. 148.

An Ordinance amending Ordinance No. 139 regulating the hours for irrigation.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Ordinance No. 139 of the City of Modesto is hereby amended so as to read as follows:

Section 1. It is hereby ordered that water supplied by the City of Modesto for the purpose of irrigation shall only be used during the following hours, to wit: From 5 o'clock A.M. to 9 o'clock A.M. and from 5 o'clock P.M. to 9 o'clock P.M.

Section 2. This ordinance shall take effect immediately.

Passed this 12th day of July, 1894 by the following vote:

Ayrs: N. E. De Via, Jas Johnson, E. D. Hots, F. W. Zander,  
None J. Ruddy  
J. W. Zander, President of the Board of Trustees  
of the City of Modesto.

Attest: W. A. Carter, Clerk

I W. A. Carter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of ordinance No. 148 entitled: An ordinance amending Ordinance No. 139 regulating the hours for use of water for irrigation, and that the same has been published according to law.

W. A. Carter  
City Clerk

## Ordinance No. 149.

An ordinance fixing the rate of Taxation in and for the City of Modesto for the year 1894.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 The rate of taxation for the year 1894 in and for the City of Modesto shall be and is hereby fixed, as follows to wit:

For General Fund, fifty cents on each one hundred dollars value of all property taxable for city purposes

For Bond Redemption and Interest Fund fifty cents on each one hundred dollars value of all property taxable for the redemption of bonds, and the payment of interest that shall accrue during the present fiscal year.

Two cents on each one hundred dollars value of all taxable property for the Sewer Fund.

The aggregate of which sum, to wit: One hundred and five cents on each one hundred dollars value as determined by the equalizing assessment roll for the year 1894, on all property taxable in said city for city purposes is hereby levied and apportioned to, and shall be paid into the above named funds respectively of said city.

Section 2 This ordinance shall take effect and be in force from and after its passage, approval and publication.

Passed this 6<sup>th</sup> day of September, 1894 by the following vote: Ayes: Jas. Johnson, S. D. Plate, John Rudy, F. H. Zander, Horz. Aoy, Albert A. E. L. Co.

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Hartley, Clerk.

I, W. A. Hartley, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of ordinance No. 149, entitled "An ordinance fixing the rate of taxation in and for the city of Modesto" and that the same has been publicly according to law.

W. A. Hartley  
City Clerk

Ordinance No. 150.

An ordinance amending an ordinance entitled  
An ordinance establishing fire limits in the City of  
Modesto and repealing Ordinance No. 21 of said city  
passed February 6<sup>th</sup> 1885

The Board of Trustees of the City of Modesto do  
ordain as follows

Section 1 Section 1 of Ordinance No. 106 of the City of Modesto is  
hereby amended so as to read as follows

Section 1 The fire limits within the City of Modesto shall comprise  
blocks Nos. 51, 52, 53, 54, 55, 56, 57, 58, 59, 60 per the official map  
of said city on file in the office of Recorder of the  
County of Stanislaus, State of California

Section 2 This Ordinance shall take effect immediately  
Passed this 20<sup>th</sup> day of September, 1892 by the  
following vote

Trus. W. L. Johnson, J. Rudy, F. B. Janda  
A. S. State

J. B. Janda  
President of the Board of Trustees  
of the City of Modesto

A. S. State, Clerk

I, A. S. State, City Clerk of the City of Modesto  
do hereby certify that the foregoing is a true  
and correct copy of Ordinance No. 150 entitled an  
ordinance amending an ordinance entitled an ordinance  
establishing fire limits in the City of Modesto and  
repealing Ordinance No. 21 of said city passed February  
6<sup>th</sup> 1885 and that the same was duly published  
according to law

A. S. State  
City Clerk

50  
150  
02

# Ordinance No. 151.

An Ordinance regulating the construction and repair of Sidewalks within certain limits in the City of Modest.

The Board of Trustees of the City of Modest do ordain as follows:

- Section 1. Any owner of property abutting on any street in the City of Modest, within the limits hereinafter defined, shall construct or cause to be constructed and shall keep in repair and in good order and condition the sidewalks adjoining any property belonging to him.
- Section 2. All sidewalks so constructed or repaired shall conform in all respects to the requirements of Ordinance No. 86 of said City of Modest.
- Section 3. All sidewalks which may hereafter be constructed, re-constructed, or laid down on any street, within the limits hereinafter described, shall be constructed of the best quality of stone, or artificial stone flagging, or asphaltum, concrete, or bituminous blocks, or such material as may hereafter be adopted. The limits within which sidewalks are hereby required to be constructed or re-constructed within the said City are hereby defined as follows, to wit: Commencing at the intersection of the center line of Tenth and I Streets in said City, and running thence to the intersection of the center lines of 9th and J Streets; thence to the intersection of the center lines of J and Eleventh Streets, thence to the intersection of the center lines of Eleventh and I Streets, thence to the center lines of I and Twelfth Streets, thence to the intersection of the center line of Twelfth and the south end of D Street, and the center line of Eleventh Street, thence to the intersection of the center lines of Eleventh and I Streets,

thence to the point of beginning. Provided that sidewalks in front of any vacant lot or lots within said limits shall be exempt from the provisions of this ordinance, but the owner of any such lot or lots shall build the same up to the grade established by said city, and if the same so built shall consist of earth, the same shall be thoroughly covered with such substance as shall render the same at all times free from mud and water. Every sidewalk shall be so constructed as to have an even surface. No sidewalk which is not constructed of the best quality of stone, artificial stone flagging, asphaltum, concrete, bituminous rock, or such material as may be hereafter adopted by this Board, shall be repaired without the consent of the Board of Trustees of said city, which said consent shall be evidenced by order or resolution of said Board duly entered of record. If such consent shall not be had, any sidewalk which may need repair shall be removed and there shall be constructed instead thereof a sidewalk of the character required by this ordinance.

Section 4 Any person who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Section 5 This ordinance shall take effect and be in force from and after its passage and publication.

Introduced this 17th day of January, 1895

Passed this 7th day of February, 1895, by the following vote:

Ayes: J. E. Dyer, Wm. J. Johnson, J. D. Plate,  
John Rudy, J. H. Zander.

Noes: None

J. H. Zander, President of the  
Board of Trustees of the City  
of Modesto

Approved this 7th day of February, 1895

F. H. Zander, President of the Board of Trustees  
of the City of Modesto.

Attest: W. A. Harter, Clerk

I, W. A. Harter, City Clerk of the City of Modesto  
do hereby certify that the foregoing is a true and  
correct copy of Ordinance No. 151 entitled  
"An ordinance regulating the construction and  
repair of sidewalks within certain limits in  
the City of Modesto, and that the same has  
been published according to law.

W. A. Harter  
City Clerk

## Ordinance No 152.

An Ordinance amending Section 2 of Ordinance No 123 fixing water rates

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 2 of Ordinance No 123 is hereby amended so as to read as follows

Section 2 Where water is taken during the entire year for the purposes in this section named the following monthly rate shall be paid. For irrigation of a lot or part of a lot 25 feet by 100 feet, 25 cents per month for each lot or part of a lot where a house rate is paid in connection therewith for irrigation only, \$1.15 per month for each lot or part of a lot of the above dimensions. If water shall not be taken for the entire year for any of the purposes named in this section the following monthly rate shall be paid: For irrigation of a lot or part of a lot 25 feet by 100 feet 50 cents per month for each lot or part of a lot of the above dimensions where a house rate is paid in connection therewith; for irrigation only, \$2.00 per month for each lot or part of a lot of the above dimensions, provided that this section shall not apply to the rates to be charged for water used for the irrigation of vegetable gardens.

Section 3 This ordinance shall take effect May 1<sup>st</sup> 1890

Introduced April 15<sup>th</sup> 1890

Passed this 20th day of April 1890, by the following vote.

Ayes: H. C. De Vore, Jas Johnson, Ed. Pate, J. H. Gander.

Nays: None. Absent: John Ruddy. J. H. Gander, President of

Attest: W. A. Carter, Clerk. The Board of Trustees of the City of Modesto

J. W. A. Carter, City Clerk of the City of Modesto, do

hereby certify that the foregoing is a true and correct

copy of Ordinance No 152 entitled 'An ordinance

amending Section 2 of Ordinance No 123 fixing water

rates' and that the same has been published

according to law.

W. A. Carter

City Clerk

## Ordinance No 153

An ordinance, adding two new sections to Ordinance No 122, to be numbered respectively 35, and 36, and re-numbering section 35 of said ordinance, fixing water rates.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. A new section is hereby added to ordinance No 122 of the City of Modesto, which is numbered Section 35 and shall read as follows:

Section 35. Any person using water for any of the purposes specified in the ordinances of the City of Modesto, without first having made due application therefor and obtained permission for such use shall pay treble the rates fixed by the ordinance of said city.

Section 2. A new section is hereby added to Ordinance No 122 of the City of Modesto which is numbered 36 and shall read as follows:

Section 36. If any person shall use the water furnished by the City of Modesto for irrigation purposes at any time outside of the hours specified by the ordinance of said city, or who shall permit the same to run to waste in any way, the water furnished on the premises affected thereby shall be immediately shut off and shall not be turned on again until there shall have been paid to the City as a penalty for such misuse the sum of \$2.50.

Section 3. Section No 35 of said ordinance No 122 is hereby renumbered and is hereby numbered 37.

Section 4. This ordinance shall take effect immediately.

Introduced April 18, 1895

Passed this 25<sup>th</sup> day of April 1895 by the following vote:

Yeas: W. E. Deane, Jas. Johnson, T. L. State, F. H. Zander  
Nays: None. Absent: Geo. Reedy.

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Carter, Clerk

I W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 122, entitled "An ordinance adding two new sections to Ordinance No. 122, to be numbered respectively 22 and 26, and re-numbering section 22 of said ordinance fixing water rates" and that the same has been published according to law.

W. A. Carter  
City Clerk

## Ordinance No 154

An ordinance requiring water rates payable to the City of Modesto to be paid in advance

The Board of Trustees of the City of Modesto do ordain as follows:

Section-1 All water rates fixed by the ordinance of the City of Modesto shall be paid monthly in advance.

Section-2 This ordinance shall take effect and be in force from and after August 1<sup>st</sup> 1895.

Introduced April 18<sup>th</sup> 1895

Passed this 25<sup>th</sup> day of April 1895 by the following vote: Ayes N. E. L. W. Geo. J. Johnson, J. L. Plata, J. H. Gander.

Now Moved: Absent John Reedy  
J. H. Gander, President of the Board of Trustees of the City of Modesto  
Attest: W. A. Carter, Clerk

I, W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 154, entitled "An ordinance requiring water rates payable to the City of Modesto to be paid in advance," and that the same has been published according to law.  
W. A. Carter, City Clerk

172

Ordinance No 155

An ordinary repealing Ordinance No. 145 constituting water rates a lien on the premises affected

The Board of Trustees of the City of Modesto do ordain as follows:

Section-1. Ordinance No 145 constituting water rates a lien on the premises affected is hereby repealed

Section-2. This ordinance shall take effect Aug 1<sup>st</sup> 1892

Introduced April 23<sup>rd</sup> 1892

Passed this 2<sup>d</sup> day of May 1892, by the following vote: Ayes N. E. Johnson, F. H. Zander  
Nays: None

Absent S. D. Plata, John Reedy

F. H. Zander, President of the Board of Trustees of the City of Modesto

Attest: W. A. Carter, Clerk

I W. A. Carter City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 155 entitled An ordinance repealing Ordinance No 145 constituting water rates a lien on the premises affected and that the same has been published according to law

W. A. Carter  
City Clerk

## Ordinance No 156.

An ordinance to Sunut Telephone and Telegraph Co. successors and assigns, the right to place erect and maintain poles wires and other conductors for the transmission of electricity for telephone and telegraph purposes, in and upon the streets, alleys and public highways in the City of Modesto, and to exercise the privilege of operating telephones within the said City.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The City of Modesto hereby grants to Sunut Telephone and Telegraph Company successors and assigns the right and privilege to place lay, erect, maintain, and operate in the streets, alleys and public highways within said City, poles, wires and other conductors for the transmission of electricity for telephone and telegraph purposes.

Section 2. Such wires or conductors shall be stretched on poles or other fixtures above ground in a workmanlike and proper manner. Said poles shall be erected at the edge of the sidewalks in said City in a good and substantial manner and shall be painted. The Board of Trustees of said City shall have the right to cause the grantee to show the location of any pole whenever the public convenience or the said Board of Trustees shall require the location of the same elsewhere. The expense of such marking to be paid by said grantee.

Section 3. The said grantee or assigns may make all necessary excavations in any of said streets, alleys, or public highways for the purpose of erecting and maintaining poles or other supports for said wires or conductors, or repairing the same. Said work shall be done and said poles and supports shall be erected and

maintained in compliance with the necessary rules, regulations, ordinances or orders which may during the continuance of this franchise be adopted from time to time by the Board of Trustees of said City, and the same shall be done to the satisfaction of the said Board of Trustees

Section 4. Nothing in this ordinance shall be construed as in anywise to prevent the proper authorities of said City of Modesto from sawing, grading, paving, planing, repairing or altering any of said streets or thoroughfares herein mentioned.

Section 5. In consideration of the rights herein granted the said City of Modesto shall have the right to suspend and maintain upon the poles placed by said grantor its successors or assigns in the streets and thoroughfares of said city any and all wires which said City may require for fire alarm and pole telegraph service free of charge to said city.

Section 6. The rights, privileges and franchises herein granted shall continue and be in force for the period of twenty-five (25) years from and after the date of the passage of this ordinance.

Section 7. This ordinance shall take effect and be in force from and after its passage.

Introduced September 11th 1892  
Passed this 19th of September 1892 by the following vote.

Ayes: Jas Johnson, D. Hale, J. H. Zander  
No: None  
Absent: S. E. De Young, John Ruddy  
J. H. Zander, President of the Board of Trustees of the City of Modesto  
Attest: W. A. Carter, Clerk

J. W. A. Carter, City Clerk of the City of Modesto

do hereby certify that the foregoing is a true  
and correct copy of Ordinance No 136 entitled  
An ordinance granting to Sunset Telephone and  
Telegraph Co. successors and assigns, the right  
to show erect and maintain poles wires and  
other conductors for the transmission of electricity  
for telephone and telegraph purposes, in and  
upon the streets alleys and public highways  
in the City of Modesto and to exercise the privilege  
of operating telephones within the said city, and  
that the same has been published according to  
law.

W. A. Carter, City Clerk

# Ordinance No 157.

An ordinance fixing the rate of taxation in and for the City of Modesto for the year 1895.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The rate of taxation for the year 1895 in and for the City of Modesto shall be and is hereby fixed as follows to wit For General Fund, 50 cents on each one hundred dollars value of all property taxable for City purposes

For Bond Redemption and Interest Fund 40 cents on each one hundred dollars value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present fiscal year.

The aggregate of which sum to wit, Ninety cents on each one hundred dollars value as determined by the equalized assessment roll for the year 1895 on all property taxable in said City for City purposes is hereby levied and apportioned to and shall be paid into the above named funds respectively of said City.

Section 2. This ordinance shall take effect and be in force from and after its passage, approval and publication.

Introduced Sept 5<sup>th</sup> 1895

Passed this 19<sup>th</sup> day of September 1895 by the following vote:

Ayes: J. A. Johnson, J. L. Pate, J. H. Gander.  
Noes: None. Absent: M. C. De Yoe, John Rudy.  
J. H. Gander, President of the Board of

Attest: W. A. Kautsky, Trustee of the City of Modesto.  
I, W. A. Kautsky, Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No 157, an ordinance fixing the rate of taxation in and for the City of Modesto for the year 1895 and that the same has been published according to law.

W. A. Kautsky  
City Clerk

Ordinance No 158

An ordinance repealing Ordinance No 132 prohibiting dogs from running at large

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Ordinance No. 132, prohibiting dogs from running at large, is hereby repealed.

Section 2. This ordinance shall take effect and be in force from and after its passage, approval and publication.

Introduced October 17th, 1895

Passed this 7th day of November, 1895, by the following vote: Ayes Jas. Johnson, F. H. Zander, S. D. Plate, W. H. Story. Absent A. H. Dyer, John Reedy.  
F. H. Zander, President of the Board of Trustees of the City of Modesto  
Attest W. A. Harten, Clerk

W. A. Harten, City Clerk, of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 158, entitled 'an ordinance repealing Ordinance No. 132 prohibiting dogs from running at large' and that the same has been published according to law.  
W. A. Harten  
City Clerk

# Ordinance No 159

An Ordinary amending Ordinance No 78, by amending Sections 11, 18, and 19 thereof relating to licenses, and repealing Ordinance No 126, relating to licenses.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 11 of Ordinance No 78 of the City of Modesto is hereby amended by adding thereto a new subdivision which shall be and is hereby designated 3rd, and which shall be and read as follows:

3rd. Every auctioneer or erer, or agent who sells or offers to sell at auction in said City shall give a bond payable to the City of Modesto with sufficient sureties in the sum of \$5000, and shall pay a license of \$32 per annum in advance. Provided, however, that no such license shall be granted to any person who has not been a bona fide resident of the City of Modesto for a period of one year next preceding the application for such license.

No auctioneers license shall be transferred. When such license is issued to a firm or corporation, it must contain the names of each member thereof, and no such license shall be used by any person other than those therein named. The provisions of this section shall not apply to sales made under judgment or order of any court.

Section 2 Section 18 of Ordinance No 78 of said City is hereby amended by adding thereto a new subdivision to be numbered 9th, which shall be and read as follows:

9th Every person who advertises for sale in the City of Modesto a bankrupt stock, or so-called bankrupt stock, or designated as such.

in any bill or poster or advertisement in any newspapers or any stock of goods to be sold by any person who is not a bona fide resident of the City of Modesto, and who has not been such a resident for at least one month immediately prior to beginning such sale shall pay a license of \$200 per annum in advance.

Section 3 Section 19 of Ordinance No 78 of said City is hereby amended to read as follows: Section 19. For every solicitor or order agent who shall solicit or take orders for the sale, exchange, delivery or factor of any goods, wares or merchandises not then in his actual possession as a peddler, excepting newspapers, periodicals, ice and milk, shall pay a license of \$60 per annum in advance. Provided that this section shall not apply to wholesale agents who solicit orders from and sell for resale to retail dealers only.

Section 4 Ordinance No 116 amending Ordinance No 78 by amending Sections 11, 18 and 19 thereof relating to licenses is hereby repealed.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication.

Introduced Nov. 7<sup>th</sup> 1895.

Passed this 21<sup>st</sup> day of November 1895 by the following vote: Ayes H. E. DePue, J. D. Plata, John Hardy, J. H. Zander.

Nord Gas Johnson

J. H. Zander President of the Board of Trustees of the City of Modesto

Attest: W. A. Carter, Clerk

W. A. Carter, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 139 entitled an Ordinance amending Ordinance No 78 by amending Sections 11, 18, and 19 thereof relating to licenses and repealing Ordinance No 116 relating to licenses and that the same has been published according to law.

W. A. Carter City Clerk

# Ordinance No 160

An Ordinance prohibiting the solicitation of patronage or the disturbance of the peace at Railroad Depot

The Board of Trustees of the City of Modesto, do ordain as follows:

Section 1. No person shall within fifty feet of any railroad depot, or the platform thereof, solicit patronage for himself or for any hotel, vehicle or other business.

Section 2. No person at or in the vicinity of any railroad depot or the platform thereof shall make any needless noise or outcry, or shall use any boisterous language or do any act having a tendency to disturb the peace or to harass, vex or disturb any person.

Section 3. Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and shall be punished by a fine not exceeding one hundred dollars, or imprisonment not exceeding one hundred days, or by both such fine and imprisonment.

Section 4. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced Jan. 16, 1896

Passed this 6th day of February, 1896 by the following vote  
Ayes: A. E. De Zee, Jas. Johnson, J. L. Plate, F. H. Zander  
Nays: None. Absent: John Rudy

F. H. Zander, President of the Board of Trustees  
Attest: W. A. Hart, Clerk of the City of Modesto

W. A. Hart, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 160 entitled An Ordinance prohibiting the solicitation of patronage or the disturbance of the peace at railroad depot and that the same has been published according to law.

W. A. Hart, City Clerk

## Ordinance No 161

An ordinance calling a general election for the City of Modesto for the year 1896, and prescribing the notice to be given thereof.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. It is ordained that under and in pursuance of the ordinance of the City of Modesto, and the law in such cases, made and provided that a general municipal election be and the same is hereby called to be held in and for the City of Modesto, the 13<sup>th</sup> day of April, 1896 for the purpose of electing,

One, Three members of the Board of Trustees of said City for the full term.

Two, One member of the Board of Trustees of said City for the term of two years unexpired term of John Reedy.

Three, A Clerk

Four, A Treasurer

Five, A Marshal

Section 2. For the purpose of said election, the Board of Trustees of said City establish the following named election precincts, and define the boundaries thereof, and do designate and appoint the following named polling places and officers of elections, to wit:

West Modesto Election Precinct

West Modesto Election Precinct consists of all that part of the City of Modesto lying southwest of the railroad track

Rolls at Perkins Lumber Shop

Inspectors W. C. Cutton & C. E. Rice

Judges J. D. Benthley & C. R. Nelson

Clerks J. S. Dudgeon, M. D. Carter

Ballot Clerk John B. Simon & W. H. Bortle

Modesto Election Precinct

Modesto Election Precinct consists of all that

portion of the city of Modesto lying between the railroad track and a line passing through and along the center of 12th Street, and extended in a direct line southeasterly to the boundary line of said city, and northwesterly to the northern boundary line of said city.

Polls: Courthouse

Inspectors: Geo Reich & A Libby

Judges: Frank Thurman & H. G. Turner

Clerks: H. M. Briggs & E. P. Grant

Ballot Clerks: W. C. Draunt & J. A. Weyer

### East Modesto Election Precinct

East Modesto Election Precinct consists of all that portion of the City of Modesto which lies north east of Modesto election precinct, as above defined, being all that portion of the city of Modesto not embraced within the boundaries of the election precincts above defined.

Polls: School House

Inspectors: J. E. B. Rice & A. H. Ford

Judges: Hector Douglas, B. Weil

Clerks: L. B. Walthall, W. K. Tregear

Ballot Clerks: A. F. Ferguson & Geo. P. Schopf

Section 3 The ballots cast at said election shall conform in all respects to the requirements of the laws of the State of California

Section 4 Notice of the time and place of holding said election shall be given by publication thereof in the Daily Evening News a newspaper published in the city of Modesto at least three weeks immediately prior to the date of said election.

Section 5. The Board of Election shall immediately after the election deliver to the City Clerk the election returns, who shall produce the same before the Board of Trustees where they meet to canvass the votes and declare the result.



do hereby certify that the foregoing is a true and correct copy of ordinary No 161 entitled An ordinance calling a general election for the City of Modesto for the year 1896 and prescribing the notice to be given thereof and that the same has been published according to law

W. A. Haster  
City Clerk

# Ordinance No 162

An ordinance appointing the City Marshal Street Superintendent, and defining his duties as such, and fixing the compensation to be paid therefor:

The Board of Trustees of the City of Modest do ordain as follows:

Section-1 The City Marshal is hereby appointed Street Superintendent of the City of Modest.

Section 2 The duties of Street Superintendent shall be as follows: To have supervision over all street and sewer work and perform such other duties as the Board of Trustees may require.

Section-3 The salary of Street Superintendent shall be six hundred dollars for each and every year payable monthly, which shall be in full for all services to be rendered by him as Street Superintendent.

Section 4 This ordinance shall take effect and be in force on and after the first day of May, 1896.

Introduced March 19th. 1896.

Passed this 2d day of April, 1896, by the following vote

Ayes A. E. De Yoe, Jas Johnson, F. H. Zander  
Miss Kone, Abunt, J. D. Plata.

F. H. Zander, President of the Board of Trustees of the City of Modest.

Attest W. A. Karter, Clerk.

W. A. Karter City Clerk of the City of Modest do hereby certify that the foregoing is a true and correct copy of Ordinance No 162 entitled An ordinance appointing the City Marshal Street Superintendent and defining his duties as such, and fixing the compensation to be paid therefor and that the same has been published according to law.

W. A. Karter  
City Clerk

An ordinance calling a general election for the City of Modesto for the year 1896 and prescribing the votes to be given thereof

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. It is ordained that under and in pursuance of the ordinance of the City of Modesto and the law in such cases made and provided that a general municipal election be and the same is hereby called to be held in and for the City of Modesto, the 13<sup>th</sup> day of April 1896, for the purpose of electing,

One - Three members of the Board of Trustees of said City for the full term.

Two: One member of the Board of Trustees of said City for the term of two years, in and to wit of John Reedy

Three - A Clerk

Four - A Treasurer

Five - A Marshal

Section 2. For the purpose of said election, the Board of Trustees hereby establish the following named election precincts, and define the boundaries thereof, and do designate and appoint the following named polling places and officers of election to wit:

West Modesto Election Precinct

West Modesto Election precinct consists of all that part of the City of Modesto, lying southward of the railroad track

Polls at Perry's paint shop

Inspectors W C Cathon, and C E Ray

Judges - J D Bentley & C A Peterson

Clerks - J S Rudger and M B Carter

Ballot Clerk John D. Simon and W H Smith

### Modesto Election Precinct

Modesto Election Precinct consists of all that portion of the City of Modesto lying between the railroad track and a line passing through and along the center of Tenth Street, and extended in a direct line southeasterly to the boundary line of said city.

Polls, Courthouse

Inspectors Sea Ranch & A. Libby

Judges Frank Sherran and H. J. Turner

Clerks H. M. Briggs and E. P. Grant

Ballot Clerks W. E. Caunt and J. A. Weyer

### East Modesto Election Precinct

East Modesto Election Precinct consists of all that portion of the City of Modesto, which lies north east of Modesto Election Precinct, as above defined, being all that portion of the City of Modesto not embraced within the boundaries of the election precincts above defined.

Polls, Schoolhouse

Inspectors J. E. B. Rice and A. Howard

Judges Hector Douglas and B. Weil

Clerks L. B. Walcott and W. A. Fugate

Ballot Clerks A. F. Fugate and George P. Schaefer

Section 3. The ballots cast at said election shall conform in all respects to the requirements of the laws of the State of California.

Section 4. Notice of the time and place of holding said election shall be given by publication thereof in the Daily Evening News, a newspaper published in the City of Modesto, at least three weeks immediately prior to the date of said election.

Section 5. The Board of Election shall immediately after the election deliver to the City Clerk the election returns, who shall produce the same before the Board of Trustees when they meet to canvass the votes and declare the result.

Section 6 The Board of Trustees shall meet on the next day after the election to canvass the votes and shall canvass the votes, declare the result and order it to be entered of record. The Clerk shall attend such meeting

Section 7 The Clerk shall issue certificates of election to persons elected

Section 8 Said election shall be held in accordance with the general election laws of the State of California, and the Board of Trustees, as far as required, shall perform the same duties as the Board of Supervisors, and the Clerk of said City, as far as necessary and proper, shall perform the like duties as County Clerk in similar matters, as nearly as practicable, to carry out the provisions of the Statute in such cases made and provided and of this ordinance relating to elections

Section 9 The compensation for each officer of election shall be four dollars for all services

Section 10 The polls must be opened at sunrise of the morning of the day of election and must be kept open until 5 o'clock in the afternoon of the same day, when the polls shall be closed

Section 11 This ordinance shall take effect and be in force from and after its passage and publication

Introduced March 5th 1896  
Passed this 19th day of March 1896 by the following vote  
Ayes 4 No Veto Jas Johnson, J D Tate, J H Zambie  
Ayes 4 None  
J H Zambie, President of the Board of Trustees of the City of Modesto  
Attest W A Carter, Clerk  
W A Carter, City Clerk of the City of Modesto

do hereby certify that the foregoing is a true  
and correct copy of Ordinance No 161 entitled  
An ordinance calling a general election for  
the City of Modesto for the year 1896 and prescribing  
the notes to be given thereof and that the same has  
been published according to law.

W. A. Hester

City Clerk

162

An ordinance appointing the City Marshal Street Superintendent, and defining his duties as such and fixing the compensation to be paid therefor:

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The City Marshal is hereby appointed Street Superintendent of the City of Modesto

Section 2. The duties of Street Superintendent shall be as follows To have supervision over all street and sewer work, and perform such other duties as the Board of Trustees may require.

Section 3. The salary of Street Superintendent shall be six hundred dollars for each and every year, payable monthly which shall be in full for all services to be rendered by him as Street Superintendent

Section 4. This ordinance shall take effect and be in force on and after the first day of May 1896

Introduced March 19, 1896

Passed this 2nd day of April, 1896 by the following vote

Ayes 10 Nays 4

J. H. Zander, President of the Board of Trustees, City of Modesto  
Attest W. A. Carter, City Clerk

I, W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 162, entitled An ordinance appointing the City Marshal Street Superintendent, and defining his duties as such, and fixing the compensation to be paid therefor; and that the same has been published according to law.

W. A. Carter, City Clerk

## Ordinance No 163.

An Ordinance amending Ordinance No 139 regulating hours for use of water for irrigation and repealing Ordinance No. 148

The Board of Trustees of the City of Modesto do ordain as follows.

Section 1. Ordinance No 139 of the City of Modesto is hereby amended so as to read as follows

Section 1. It is hereby ordered that water supplied by the City of Modesto, for the purpose of irrigation, shall only be used during the following hours, to-wit. From 5 o'clock a.m. to 9 o'clock a.m. and from 4 o'clock p.m. to 8 o'clock p.m.

Section 2. Ordinance No 148 regulating the hours for use of water for irrigation is hereby repealed

Section 3. This ordinance shall be in force and effect from and after its passage and publication

Introduced May 7, 1896

Passed this 21<sup>st</sup> day of May 1896 by the following

viz. A. J. Root, Ald. W. B. Bates, J. S. Tucker

None None About A. K. Johnson P. J. Morten

Jno S Tucker, President of the Board of Trustees of the City of Modesto

Attest. W. A. Carter, Clerk

I W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No 163 entitled 'An Ordinance amending Ordinance No 139 regulating hours for use of water for irrigation and repealing Ordinance No 148' and that the same has been published according to law

W. A. Carter, City Clerk

## Ordinance No. 1614

An ordinary amendatory of Ordinance No. 70, entitled "An Ordinance creating a Board of Health and defining its powers."

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Section 2 of Ordinance No. 70 of the City of Modesto is hereby amended so as to read as follows:

Section 2. The Board of Health shall meet within ten days after receiving their certificate of appointment, and shall organize by the election of a President from their number to hold office during the pleasure of the Board. The Clerk of said City shall be ex-officio the Secretary of the Board. The members of the Board of Health shall receive no compensation whatever. The Board of Health shall hold regular meetings at least once a month, at such times as it may determine by an order duly entered on its minutes. Special meetings may be called by the President, Health Officer, or any three members of the Board, upon such notice as the Board by order may determine. All meetings of the Board shall be public and must be held at the office of the Board of Trustees of said City, or at such other place as shall by the last named Board be provided for. Three members shall constitute a quorum for the transaction of business and when not more than three members are in attendance, the concurring of two members shall be sufficient to constitute the action of the Board.

Section 2. Section 4 of said Ordinance is hereby amended so as to read as follows:

Section 4. It shall be the duty of the Board of Health to recommend to the Board of Trustees of said City, in writing, whenever they shall deem it necessary, such sanitary measures as they may consider advisable and important.

by and with the consent of the Board of Trustees of said City, a suitable person to act as Health Officer, who shall receive, as compensation, such amount of salary as said Board of Trustees may by order fix as such salary; such salary may be increased, or decreased, as the said Board of Trustees may by order direct.

Section Three Section 13 of said ordinance is hereby amended so as to read as follows:

Section 13 Every sexton, undertaker or other person wishing to inter any human body shall first obtain and file with the Superintendent of the cemetery a certificate of death, as prepared by said local Board of Health, signed by the attending physician, or in his absence by the President of the Board of Health, Health Officer or Coroner. And it shall be the duty of said Superintendent to examine such certificate, and if satisfied of its correctness and conformity with this section, then to issue a permit of burial of such body to the applicant; and in no case shall a permit of burial be granted otherwise, unless it is satisfactorily shown, through the Superintendent of the cemetery, to the Board of Health, or Health Officer, that it is beyond the power of the applicant to comply with the requirements.

Section 4 Section 14 of said ordinance is hereby amended so as to read as follows:

Section 14 Every undertaker or other person before moving a human corpse from the City of Modesto to any other place beyond the jurisdiction of the Board of Health, shall first procure from the Health Officer, or President of the said Board, a written permit authorizing such removal; such permit shall in all cases be annexed to the certificate of death provided for in Section 13 of this ordinance.

Section 5 Section 16 of said ordinance is hereby amended so as to read as follows:

Section 16 It shall be the duty of every household

in the City of Modesto to report in writing to the Board of Health or Health Officer immediately the name of every person residing or boarding at his or her house whom he or she shall have reason to believe to be sick with scarlet fever, diphtheria, cholera, smallpox, or other dangerous or contagious or infectious disease and of any deaths occurring at his or her house from such diseases.

Section 6 All ordinances or parts of ordinances in conflict herewith are hereby repealed

Section 7 This ordinance shall be in force from and after its passage and approval

Introduced at the regular meeting of the Board of Trustees held on the fourth day of June, 1896

Passed at the regular meeting of the Board of Trustees held on the eighteenth day of June, 1896, by the following vote:

Ayes: A. Elder, A. R. Jamison, P. F. Martin, J. D. Plate, J. T. Tucker. Ayes None  
Jno F Tucker President of the Board of Trustees

Attest: W A Hester, Clerk

I W A Hester, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 164 entitled An ordinance amending of ordinance No 70, entitled An ordinance creating a Board of Health and defining its powers; and that the same has been published according to law

W. A. Hester  
City Clerk

## Ordinance No 165

An ordinance regulating the opening and use of hydrants in case of fire, and regulating the disposition of ashes in the City of Modesto and repealing Ordinances Nos. 142 and 143 of the City of Modesto

The Board of Trustees of the City of Modesto do ordain, as follows:

Section 1. It shall be unlawful for any person or persons in the City of Modesto to open any hydrant, except for fire purposes, after an alarm of fire is made, or to use any water from any hydrant either for street sprinkling or irrigation during the progress of a fire; and all hydrants that may be open for either of the above purposes when an alarm of fire is made must be immediately closed by the person or persons who opened them or have them in charge and not again opened until the fire if there be any, is extinguished.

Section 2. It shall be unlawful for any person or persons to deposit any ashes or cause the same to be deposited, or placed, or permit, or suffer the same to be or remain in any wooden vessel, or upon the floor of any building, or in any place or premises belonging to or occupied by him or her or others, or in any metallic vessel within two inches of any woodwork or structure.

Section 3. Any person or persons found guilty of violating this ordinance or any portion thereof shall be guilty of a misdemeanor.

Section 4. Ordinances Nos. 142 and 143 are hereby repealed.

Section 5. This ordinance shall take effect and be in force from and after its

Passage and publication

Introduced July, 16, 1896

Passed this 6th Day of August, 1896 by the following  
vote:

Ayes: R Elder, A R Jamison, P F Norton, J. F Tucker

Noes- None

Jna F Tucker, President of the Board  
of Trustees of the City of Modesto

Attest: W A Hartwe, Clerk

I, W A Hartwe City Clerk of the City of  
Modesto do hereby certify that the foregoing  
is a true and correct copy of Ordinance No. 116  
entitled "An ordinance regulating the opening  
and use of hydrants in case of fire and regulating  
the disposition of ashes in the City of Modesto and  
repealing ordinances Nos 112 and 113 of the  
City of Modesto and that the same has been  
published according to law.

W A Hartwe  
City Clerk

Ordinance No 166

An ordinance providing the depth at which animals shall be buried within the limits of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. It shall be unlawful for any person or persons, to bury the body of a horse, mule, cow, steer, or goat within the City limits of the City of Modesto, unless the excavation in which said body is buried is not less than six feet in depth, said excavation shall be made under the inspection of the City Marshal.

Section 2. Any person or persons found guilty of violating this ordinance or any portion thereof shall be guilty of a misdemeanor.

Section 3. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Board of Trustees August 6th 1896.

Passed at a regular meeting of the Board of Trustees August 20th 1896, by the following vote:

Ayes: A. C. Cady, P. S. Hoxton, H. W. Fala, J. F. Tucker  
Noes: None. Absent: A. R. Harrison.

Attest  
Jno. F. Tucker President of the Board of Trustees of the City of Modesto  
W. A. Carter Clerk

I, W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of an ordinance numbered No 166, entitled An ordinance providing the depth at which animals shall be buried within the limits of the City of Modesto and that the same has been published according to law.  
W. A. Carter, City Clerk

Approved by laws

Ordinance No 167

An ordinance providing a license tax on  
cycles in the City of Modesto

The Board of Trustees of the City of Modesto  
do ordain as follows:

Section 1. Every person firm or corporation  
who at a fixed place of business within  
the City of Modesto rents out bicycles for hire must obtain  
from the City Marshal of the said City of Modesto a  
license therefor, and shall pay a license tax of ten  
dollars per year in advance.

Section 2. Any person or persons engaging in the  
business of renting bicycles for hire in  
the City of Modesto, without first taking out or procuring  
the license as prescribed by this ordinance is guilty  
of a misdemeanor.

Section 3. This ordinance shall be in force and effect  
from and after its passage and publication.

Introduced at a regular meeting of the Board of Trustees  
August 20, 1896

Passed at a regular meeting of the Board of Trustees  
this 3<sup>rd</sup> day of September 1896 by the following vote:

Ayes - R. Elder, A. Yarnum, J. F. Tucker  
Noes - None. Absent, P. Weston, J. D. Hata

Attest:  
J. F. Tucker President of the Board  
of Trustees of the City of Modesto  
W. A. Carter Clerk

I, W. A. Carter City Clerk of the City of Modesto do hereby  
certify that the foregoing is a true and correct copy of  
ordinance No 167 entitled 'An ordinance providing a  
license tax on cycles in the City of Modesto' and that  
the same has been published according to law.

W. A. Carter  
City Clerk

Ordinance No 168.

An ordinance fixing the rate of taxation in and for the City of Modesto for the year 1896.

The Board of Trustees <sup>of the City of Modesto</sup> do ordain as follows:

Section 1. The rate of taxation for the year of 1896 in and for the City of Modesto shall be and is hereby fixed as follows, to wit: For General Fund fifty cents on each one hundred dollars value of all property taxable for city purposes.  
For Bond Redemption and Interest Fund, twenty five cents on each one hundred dollars of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present fiscal year.

Two cents on each one hundred dollars value on all taxable property for the Sewer Fund.  
The aggregate of which sum to wit: 80 cent on each one hundred dollars value as determined by the equalized assessment roll for the year 1896, on all property taxable in said city for city purposes is hereby levied and assessed to and shall be paid into the above named funds respectively of said city.

Section 2. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Board of Trustees September 3, 1896.

Passed this 17th day of September, at a regular meeting of the Board of Trustees by the following vote: Ayes: R. Elder, A. R. Johnson, J. F. Tucker, Wm. A. Hunt, P. F. Morton, J. C. White.

Jno F. Tucker, President of the Board of Trustees of the City of Modesto.

Attest:  
W. A. Carter City Clerk

I, W. A. Carter City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of ordinance No 168, entitled "an ordinance fixing the rate of taxation in and for the City of Modesto, for the year 1896" and that the same has been published according to law.

W. A. Carter City Clerk

## Ordinance No 169

An ordinance prohibiting the use of fences, posts, buildings, etc. for advertising purposes, without the permission of the owner thereof, within the limits of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 It shall be unlawful for any person or persons to affix or fasten any sign, advertisement, placard, poster or notice or advertisement of any kind whatever to any post, pole, fence, tree, building, sidewalk, board, bulletin-board or sign-board within the limits of the City of Modesto, without the permission of the owner of said post, pole, fence, tree, building, sidewalk, board, bulletin-board, or sign-board first had and obtained.

Section 2 It shall be unlawful for any person or persons to paint or make in any manner whatever any sign, advertisement or notice whatever on any post, fence, tree, building, sidewalk, board, bulletin-board or sign-board within the limits of the City of Modesto without the permission of the owner of said post, fence, tree, building, sidewalk, board, bulletin-board, or sign-board first had and obtained.

Section 3 It shall be unlawful for any person or persons to place any sign, notice or advertisement whatever on any premises within the limits of the City of Modesto without the permission of the owner of said premises first had and obtained.

Section 4 Any person or persons who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Section 5 This ordinance shall be in force and effect from and after its passage and publication.

Introduced at the regular meeting of the Board of Trustees the 3<sup>rd</sup> day of December 1896

Passed at a regular meeting of the Board of Trustees this 7<sup>th</sup> day of December 1896, by the following vote:

Ayes R. Elder, A. Hunt, A. R. Jamison, T. D. Plata  
J. F. Tucker

Noes None

Jno. F. Tucker, President of the Board  
of Trustees of the City of Modesto

Attest: W. A. Harten  
City Clerk

I W. A. Harten City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 1079, entitled An ordinance prohibiting the use of signs, posts, building etc. for advertising purposes, without permission of the owner thereof, within the limits of the City of Modesto and that the same has been published according to law

W. A. Harten City Clerk

129

Ordinary No 170

An ordinary to provide for the government, care, control and maintenance of the Water Works of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

*Management* Section One. The management, control and care of the public water works of the City of Modesto (subject to the general control of the Board of Trustees of the City of Modesto) shall be vested in a Water Commissioner and such other officers as are in this ordinance provided for.

*Water Commissioner* Section Two. The Board of Trustees of the City of Modesto shall immediately after the passage and taking effect of this ordinance, and thereafter on the day on which the first regular meeting is held, after the second Monday in April in each even numbered year, elect one of its members a Water Commissioner, who shall hold his office until the succeeding day of election, as herein prescribed, and until his successor is elected and has qualified.

*Duties of Water Commissioner* Section Three. The Water Commissioner shall have the immediate care, management and control of the water works. He shall have the supervision of all other officers and employees of the water works, with power to discharge any other appointed officer, or employee for cause. He shall see to it that all other officers and employees faithfully discharge the duties devolving upon them, that all contracts for supplies, repairs or betterments are faithfully executed, to purchase any supplies which may be needed, and to authorize or contract for any repairs, when the cost of the same will not exceed the sum of fifty (\$50) dollars. Should the estimated cost of needed supplies or repairs exceed the sum named, the consent of

the Board of Trustees, duly given by order, entered upon its minutes, at either a regular or special meeting, must first be had: to certify to the correctness of all reports and statements of all other officers and employees, and to the correctness of all demands against the City for any, or all services and supplies for the City Water Works, without which certificate no such report shall be filed, and no such demand shall be audited, or allowed.

The Water Commissioner shall within thirty (30) days after the passage and taking effect of this Ordinance, and thereafter annually, at the second regular meeting of the Board in January, make and file with the City Clerk, a complete report, showing the receipts from, expenditures for, the condition of, and all matters connected with the City Water Works during the preceding year. He shall recommend for passage by the Board of Trustees such ordinances, or orders as in his judgment are required to increase the efficiency of the water works and to subserve the public interest.

Trustees to  
appoint  
officers

Section Four. The Board of Trustees shall appoint an Engineer of the Water Works and the Board may, whenever in its judgment the public service requires it, appoint an Assistant Engineer and a Water Inspector, all of whom shall hold their offices during the pleasure of the Board, and perform such services as are herein prescribed and as may be required of them by the Board of Trustees or by the Water Commissioner.

Duties of  
Chief  
Engineer

Section Five. The Engineer of the Water Works shall have the charge of the boilers, pumps, tanks, yards and buildings owned by the City of Norfolk, constituting its Water Works; he shall see to it that the boilers, pumps and all other machinery are kept in repair and are constantly in order for efficient service; that a sufficient amount of necessary supplies is constantly on hand to meet all emergencies. He shall run the pumps every

day during such hours as may be necessary to secure a sufficient amount of water in the tanks, to supply all the needs of the consumers of water, and when the pumps stop running to have the fires properly banked, so as to insure at all times a steam pressure on the boiler in use, of not less than sixty (60) pounds, so as to be always ready to start the pumps immediately in case of an alarm of fire. He shall see to it that there is always a sufficient amount of fuel on hand to meet all contingencies. He shall receive and measure all fuel delivered at the water works, and see that it is of the kind and quality contracted for. He shall keep an account of the amount of fuel consumed daily, and the amount of water pumped, a report of which shall be made by him on the first day of each month for the month preceding.

During a vacancy in the office of Water Inspector, he shall have all the powers, and discharge all the duties of the Water Inspector; provided such additional duties shall not interfere with the proper discharge of the duties of his own office. He shall within thirty (30) days after the passage of this ordinance, and thereafter, on or before the first regular meeting of the Board of Trustees, in January in each year prepare and file with the City Clerk, a full and complete statement of the amount and kind of fuel, and of all other supplies for the use of the water works, as well as all tools belonging to the City, then on hand, together with an estimate of the kind and quantity of fuel and other necessary supplies likely to be required for the ensuing year. Such statement shall also embody information as to the condition of the boilers, pumps, and all other machinery under his control, and the extent and cost of necessary repairs, or betterments which may probably be required during the year.

Duties of  
Asst. Engineer

Section Six. The Assistant Engineer shall perform such duties as may be required of him by the Engineer, the Board of Trustees, or the Water Commissioners during the absence of the Engineer. He shall have all his powers and discharge all his duties.

Section Seven The Water Inspector shall see to it that all the ordinances of the City, and the Duties of orders of the Board of Trustees, limiting and restraining the use of water, are strictly complied with. He shall see to it that no person make any other use of the City's water than what his or her agreement with the City authorizes that no unlawful use is made of the water, and that no waste thereof be committed, and to that end he shall have power, and it is hereby made his duty, to shut off the water from any premises where the same is unlawfully or wastefully used by any person connected with such premises. He shall see to it that all connections with the City's mains are made in accordance with the requirements of the City ordinances, and that a proper return of the kind and location of such connection is immediately upon its completion, made to the City Clerk. On the first day of each month, he shall make out and file with the Clerk a report giving the names of all persons who during the preceding month have been guilty of the infraction of any of the City's ordinances regulating the use of water: who have either used the water unlawfully or wastefully, and his action thereon. He shall see to it that all the flushing tanks of the Sewer System are always in proper working order.

Officers to be appointed Deputy City Marshal Section Eight To enable the officers of the water works more efficiently to discharge the duties and powers hereby and by other ordinances or orders of the Board of Trustees conferred upon them, the City Marshal is hereby authorized, empowered and requested to appoint the Engineer of the Water Works, the Assistant Engineer and the Water Inspector Deputy Marshals. Such appointment shall however confer upon these deputies no other duties or powers than those connected with the discharge of their own proper duties, in enforcing the ordinances and orders relating to the use and disposition of the water and the government and maintenance of the City Water Works.

Section Nine The several officers herein provided for and all other employees engaged in

the City's Service, in or about the water works, shall severally receive for their services such compensations or salaries, as may from time to time be fixed by the Board of Trustees, by order duly made and entered upon the minutes.

All claims for services under this ordinance shall be audited and allowed the same as other demands against the City.

Reports of  
Officers

Section Ten. The reports of all officers and employes heretofore required to be made, shall be delivered to the Water Commissioner at least one day before they are required to be filed, and then they shall be filed with the City Clerk.

Duties of  
City  
Clerk

Section Eleven. The City Clerk shall receive all applications for the use of the water from the city water works, issue all permits for such use, as well as all permits to make connections with the same and for the tapping of the City mains. He shall keep in his office a map of the City upon which shall be accurately shown the entire pipe system of the City water works and upon which he shall enter by number each tap and connection made thereon; he shall also keep a Register of taps and connections, on which, attached to the numbers entered on the map, a complete and accurate description of the location and size of each tap or connection shall be given.

He shall keep all the several accounts of the water works in such a way, that at the end of the year the different classes of expenses may be easily segregated, so as to show, how much has been the cost of fuel of the different kinds used, of oil, freight, drayage, salaries, labor and all other kinds of expenditures, which can be separately classified; also how much has been received from water rates and other sources of income derived from the water works.

Section Twelve. All the receipts from water rates and other sources of income, derived from the water works, shall be placed in a separate fund, to be designated as: The Water Fund, out of which all expenses, for and on behalf of the water works shall be paid; the surplus remaining in said fund, after the payment of all expenses, shall first be applied to the payment of the interest and principal of the water bonds of the City, the remainder, if any, may be applied, as the Board of Trustees may direct.

Section Thirteen. The Board of Trustees shall, within thirty (30) days after the receipt of the annual report of the Engineer of the Water Works, determine the amount and kind of fuel and all other supplies needed for the water works for the ensuing year, and shall thereupon advertise for bids for the supplying of the same to the City, in the manner prescribed by law.

Section Fourteen: All ordinances and parts of Ordinances, in conflict herewith, are hereby repealed.

Section Fifteen. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced January 15th A.D. 1897.

Passed January 21st A.D. 1897 by the following vote.  
Ayes: R. Elder, A. Howch, A. R. Jamison, J. D. Baker, J. F. Tucker.  
None Nays.

John F. Tucker President of the Board of Trustees of the City of Modesto

Approved this 21st day of January A.D. 1897

John F. Tucker President of the Board of Trustees of the City of Modesto

Attest: W. A. Harten Clerk

I W. A. Harten City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No. 1170 entitled 'An Ordinance to provide for the government, care, control and maintenance of the Water Works of the City of Modesto' and that the same has been published according to law. W. A. Harten City Clerk

Ordinance No 171

An Ordinance to prescribe Rules and Regulations under which the right to use the water from the City Water Works may be acquired by the inhabitants of the City of Modesto, and to prescribe penalties for the violation thereof

The Board of Trustees of the City of Modesto do ordain as follows:

Section One Any person inhabiting the City of Modesto, residing within reach of the water mains, as now established, or as they may hereafter be extended, may acquire the right to use the water from the City Water Works by complying with the rules and regulations prescribed by this ordinance and such other rules regulations and ordinances as the Board of Trustees may from time to time enact and by paying such water rates therefor as the said Board of Trustees may annually fix and establish

Section Two Every person, before beginning the use of the City Water shall apply to the City Clerk for a permit to use the same. the application must be made upon the blanks furnished by the Clerk. the applicant must state therein the uses and purposes for which the water from the City Water Works is desired by him, or her, and must truthfully answer all questions relating to such use propounded by the Clerk which questions and answers thereto must be reduced to writing, and when completed must be signed and sworn to by the applicant. Such application must contain an agreement that the applicant will permit any officers of the State House the City Marshal or his deputies, at any time to enter his or her premises for the purpose of determining whether the water pipes, hydrants, stop cocks and other fittings are in proper repair and serviceable condition, also

whether the water on such premises is wasted or used in anyway not authorized by his/her permit. The City Clerk will thereupon, from such statement fix the water rate of the applicant, and if the water is to be drawn from a tap already made, will, upon payment of the first month's water rate, issue to the applicant a permit, stating the premises upon which the water may be used and the extent of such use; if a connection with the mains has to be made, then, in addition to the first month's water rate, the applicant must pay to the Clerk the cost of making such connection, as hereinafter fixed, whereupon the Clerk shall issue an order to the Engineer of the Water Works to make such connection at tap.

Any person using water for any purpose without having first made the application and obtained the permit, hereinbefore provided for, shall for such use in addition to any other penalty to which he may be liable, pay to the City Clerk for each month and fraction of a month, the water has been so used, both the rate fixed and prescribed by the Board of Trustees for such use. The statement herein provided for shall be renewed whenever required by the City Clerk or Water Commissioner.

Section Three All connections with the city water mains must, if possible, be made with the service mains running through the alleys. No taps exceeding  $\frac{3}{4}$  of an inch must be made, unless by special authority granted by the Board of Trustees by an order duly made and entered upon its minutes. All connections must be made by the Engineer of the Water Works, or under his direction, in as the Water Commissioner, or the Board of Trustees may require.

Section Four The price of making each connection, including opening and closing of trench, stop cocks and lock box for  $\frac{1}{2}$ ,  $\frac{3}{4}$  and  $\frac{1}{4}$  inch taps shall be three (\$3.00) dollars for larger taps such amount as the Board of Trustees, by the order granting

The permit, may fix, which amount must invariably be paid by the applicant before the permit is issued. The Engineer of the Water Works, before turning on the water to any premises, whether after making a new connection or after it has been shut off, must inspect all hydrants, stop-cocks or other outlets and water pipes on such premises and be satisfied that they are in good order and serviceable condition, without such inspection no connection must be opened.

*maximum*

Section Five Each and every person using water from the City Water Works shall at their own expenses keep all service pipes, hydrants, stop-cocks or other water apparatus on their premises in good repair and well protected from injury and damage, and shall be careful to prevent any unnecessary waste of water; every person holding a permit shall pay his or her water rate on the first business day of each month, in advance, and if not paid before the tenth day of the month the water shall be shut off from the premises occupied by the person delinquent, and shall not be turned on again until the penalty and all arrearages due on such premises have been paid.

*see 2nd of 1881*

All water rates must be paid for not less a period than one month, and when the permit is granted, the first payment counts from the first day of the current month, if paid before the twentieth day thereof, if made after the twentieth then from the first day of the succeeding month.

Section Six No person other than the Engineer of the Water Works, or one acting under his directions, shall tap any water main or water pipe belonging to the City of Modesto, or in any way interfere with any of the mains, water pipes, hydrants, connections, stop-cocks, or any other water apparatus belonging to the City of Modesto. No person having a permit to use the water from the

City Water Works shall supply any other person or family not having a permit, or allow them the use of such water from his or her hydrants, nor permit a connection to be made with his or her hydrants and those on any other premises.

No person shall use any water from any hydrant or pipe connected with the City Water Works for the purpose of wetting brick or plaster for building until an application has been made to the City Clerk, stating the number of 1000 brick, or perch of stone to be laid, or the number of square yards of plaster to be put on, or other purpose, and a permit has been granted for such uses.

Each person holding a permit to use the city water, having any hydrants open for irrigation, or any other purpose, must, in case of an alarm of fire, immediately shut such hydrant, and no person holding such permit, or driving any sprinkling wagon or cart, shall, after an alarm of fire has been sounded and during the continuance of a fire, be permitted to open any hydrant, stop-cock, or other connection with the water mains, for any purpose whatever, save and except for the purpose of extinguishing or preventing the spreading of such fire.

Section Seven No person or persons shall use, or cause or permit to be used, any water from the City Water Works for the purpose of irrigation, except between the hours of five (5) and nine (9) a.m. and of five (5) and nine (9) p.m., except that on the property of the County of Stanislaus, viz the Court House Square, the water may be used from 5 to 9 a.m. and from 3 to 7 p.m.

Section Eight For the omission of any act herein required to be done, or for the commission of any act herein prohibited, any person using the water from the City Water Works, in addition to any other penalty herein provided, shall have his or her connection with the water mains cut off and when so shut off, such connection shall not be restored, nor shall the

water, be turned on again on such premises without the payment of a penalty of two and one-half (\$2.50) dollars, together with all arrearages for water rates due from such person or premises; and no person owing a water fine, or arrearages, shall be furnished with water from the City Water Works while being so indebted; provided, however, that whenever any act is done, or omitted, which would entail the shutting off the water by one of several consumers occupying different parts of the same buildings or different tenements on the same or adjoining lots belonging to the same owner, who all receive water from the same connection, the water shall not be shut off from such premises until the owner or his agent has been informed that the penalty has been incurred, and a demand for the payment of such fine, or fine and arrearages has been made on him for a failure of the owner or his agent to comply with such demand for twenty-four hours, the water shall be shut off from the entire premises, or building so supplied from a common tap or connection.

Section Nine. All payments for water rates, connections or fines for shutting off water must be made to the City Clerk, at his office.

Section Ten. Any willful violation of this ordinance, or any part thereof, is hereby declared to be a misdemeanor, and any person found guilty of such misdemeanor upon conviction thereof, shall be punished by a fine of ten (\$10.00) dollars for the first offense; and for any subsequent offense by a fine of not less than ten (\$10.00) dollars nor more than <sup>50</sup> \$50.00 dollars, or by imprisonment in the county or city jail, not to exceed twenty-four (24) days, or by both such fine and imprisonment.

Section Eleven. All ordinances, or parts of ordinances in conflict herewith are hereby repealed.

Section Twelve. This ordinance shall take effect  
and be in force from and after  
its passage and publication.

Introduced Jan 21, 1897

Passed February 4, 1897, by the following vote;  
Ayes R Elder, A Neal, A R Jamison, J B Plata, J F Tucker  
Nays none.

Jno F Tucker, President of the Board of  
Trustees of the City of Modesto

Approved this 14th day of February A.D. 1897  
Jno F Tucker, President of  
the Board of Trustees of the City of Modesto

Attest: W A Carter, City Clerk

I W A Carter, City Clerk of the City of Modesto do  
hereby certify that the foregoing is a true and  
correct copy of Ordinance No 171 entitled "An Ordinance  
to prescribe rules and regulations under which the  
right to use the water from the City Water Works  
may be acquired by the inhabitants of the City of  
Modesto, and to prescribe penalties for the violation  
thereof" and that the same was published according  
to law

W. A. Carter  
City Clerk

Ordinance No. 172.

An Ordinance to fix the water rates to be collected by the City of Modesto.

The Board Of Trustees Of The City of Modesto, do ordain as follows:

Section 1. - The monthly rates to be paid for the use of water from the system of the water works belonging to the City of Modesto, are hereby fixed and established, as follows:

Section 2. - Schedule.

Subdivision 1. For tenements, occupied by a single family, or private boarding houses, of not more than five persons. - \$ 1.00

For each person above that number, excepting children under ten years of age - - 10 cents

Subdivision 2. For restaurants, chophouses and eating-houses. - \$ 2.00

Subdivision 3. For hotels having not more than twelve beds. - \$ 2.50 For each additional bed, for guests. - 10 cents.

Subdivision 4. For lodging-houses, containing not to exceed five beds. - \$ 1.50

For each additional bed for lodgers - 10 cents.

Provided, that families occupying rooms in hotels, or lodging houses, doing their own cooking, shall be separately rated.

Subdivision 5. For stores, shops, offices and other business places on ground floors, not separately rated, for each 25 feet front, or fraction thereof. - 50 cents  
Provided, that for corner stores only one frontage shall be charged.

Subdivision 5a. For furniture stores, each - 50 cents

Subdivision 6. For warehouses 50 cents

Subdivision - 7. For saloons, where spiritous wines, or malt liquors are sold; \$2.00  
 For saloons where lunches are cooked and served, free or otherwise, in addition to the above - 50 cents

Subdivision 8. For beer bottling establishments \$1.50.

Subdivision 9. For public bathtubs, used in bathing establishments, or barber shops, for one tub \$1.00  
 For each additional tub 50 cents

Subdivision 10. For bakeries, in addition to family rates, for each 25 barrels of flour or fraction thereof used monthly \$1.00

Subdivision 11. For drug stores. \$1.00

Subdivision 12. For blacksmith and wagon shops,  
 For one forge \$1.00  
 For each additional forge 50 cents

Subdivision 13. For livery, feed and sale stables, each \$7.00.

Subdivision 14. For private stables, or barns, for one horse and vehicle, including water to wash the same - 20 cents  
 For each additional horse or mule 10 cents

Subdivision 15. For each cow 10 cents

Subdivision 16. For breweries \$3.00

Subdivision 17. For building and plastering; for water used by plasterers for slacking each barrel of lime, plaster or cement, 10 cents  
 For water used by bricklayers to make mortar or dampening brick, for each 1000 bricks 10 cents

Subdivision 18. For barber shops, for one chair \$1.00

Subdivision 19. For each public watering trough \$1.00

Subdivision 20. For laundries and washhouses, for one washer \$2.50.

For each additional man employed \$1.00

Subdivision 21. For candy stores, where candy is manufactured. \$1.00

Subdivision 22. For coffee or ice-cream saloons, or tamale houses, (provided where two or more of these businesses are carried on in the same establishment, but one rate shall be charged) \$1.00

Subdivision 23. For soda, or other fountains, in addition to other rates, each when included in an annual rate, 50 cents, otherwise \$1.00

Subdivision 24. For dental rooms, for one operator 75 cents  
For each additional operator, 25 cents

Subdivision 25. For photograph galleries, having not more than two operators, \$2.00  
For each additional operator 50 cents.

Subdivision 26. For printing offices, weekly 70 cents  
daily and weekly \$1.50.

Subdivision 27. For paint shops, \$1.00

Subdivision 28. For planing mills, where gasoline engine only is used \$1.00

Subdivision 29. For use of water in the manufacture of gas. \$6.00

Subdivision 30. For upper stories, occupied as offices, for each person or firm, 20 cents.

When occupied by families as lodgings only, office rates, otherwise family rates. Such rates must be aggregated for the whole building, and in each instance paid by the owner or tenant.

Subdivision 31. For use of water in lodge rooms, when used on an average but one night in each week 20 cents  
For each additional night 10 cents.

Subdivision 32. For use of water on croquet or tennis grounds. 50 cents.

Sub-division 33 For butcher shops. \$1.00.

Sub-division 34. For theater or dance halls 50 cents.

Sub-division 35 For use of water in soda factories \$2.00

Sub-division 36. For use of water for the county court house, including irrigation for the whole Block No. 83. \$40.00.

For use of water at the county hospital, for use in main building, only \$15.00

For the two uses for the County, the rates are to be paid as other county charges.

Sub-division 37. For that portion of the City of Modesto known as 'China-town', comprising Block No. 45, and lot 1 in block 31. \$25.00

Sub-division 38. -

#### Irrigation.

For the irrigation of a lot, or part of a lot, of 26 feet by 140 feet, as laid off on the official maps of the City of Modesto, when taken in connection with a rate for family use, on same premises, lot or fraction. 25 cents.

Persons availing themselves of the above rate, must pay the same for each month of the entire year, if the premises are occupied.

For the irrigation of each lot, or fraction thereof, when taken in connection with a rate for family use, during the pleasure of the rate payer. 50 cents.

For the irrigation of premises, otherwise unoccupied, when annual rate is desired, which must be paid each month during the entire year for each lot, or fraction of a lot, 50 cents.

For the irrigation of otherwise unoccupied premises, when used for vegetable, kitchen, or market gardening, and to be paid during irrigating season only, for each lot, or part of a lot \$1.00.

Subdivision 39:-

Meter Rates.

For large quantities of water, to be ascertained by meter, or otherwise, for each 1,000 gallons, where the amount used per month does not exceed 20,000 gallons, 20 cents.  
For each 1000 gallons used in excess of 20,000 gallons 20 cents.

Subdivision 40.- For steam engines, or other uses not heretofore specified, meter rates must be paid, or in lieu thereof such amount, as upon agreement of the parties interested, the Board of Trustees may fix, by special order.

Section 3.- The foregoing schedule of rates shall take effect on the first day of July A. D. 1877, and be and remain in force for the period of one year thereafter.

Section 4.- All persons, desiring the use of water from the city water works, must annually between the 10<sup>th</sup> day of April and the 10<sup>th</sup> day of June, renew their application for the same in the manner prescribed by Section 2 of Ordinance No 171 of this City.

Section 5. In all cases when an applicant for the city water has upon his premises a well, from which such premises are or may be supplied during part of the year, the City Clerk must add fifty per centum to the rates as herein before fixed, in making a rate for such person (except in meter rates) unless such person agrees to pay the schedule rate for the entire remainder of the fiscal year, ending on June 30<sup>th</sup> or as long as such premises remain occupied; and further that he will entirely discontinue the use of such well during the time such premises remain connected with the city water works.

Section 6.- Any consumer dissatisfied with the amount of his water rates can have the same adjusted by meter upon payment by him of the cost of a meter, and settling the same and thereafter paying the meter rates, as herein

before fixed, provided that no meter shall be set for a less rate per month than \$4.00.

In all cases where meters are set, the consumer must deposit with the City Clerk a sum equal to at least the estimated cost of a months consumption; such deposit must be maintained, as long as the meter remains connected with the water works. All persons now using meters, if the same are not already furnished therewith, must provide them with proper screens, to the satisfaction of the Water Commissioner; and all meters must be inspected by the Water Inspector, at least once a month and as much oftener, as the Water Commissioner may require.

Section 7. - When the water rate has once been fixed for any premises, such rate shall continue and must be paid until proper notice to cut off the connection is given and all arrearages for either rates, or fines have been fully paid. In all cases, where premises occupied by tenants, are vacated, it shall be the duty of the owner or agent to immediately notify the Clerk of such vacancy and request a discontinuance of the service, until such notice is given and all arrearages are paid, the owner shall be held responsible for such rate and the same is hereby made a lien upon such premises.

Section 8. - From the schedule, as fixed by Section 2 of this Ordinance, the City Clerk must determine the rate of each consumer, for the uses for which water is required, for him, as shown by his application therefor, made under the rules heretofore enacted and ordained and under such further rules, as the Board of Trustees may enact, either by order, or ordinance, to the end, that for the same use, each rate payer shall pay neither more or less, than what every other rate payer is required to pay for the same use.

Section 9. Ordinance No. 122, the ordinances amendatory thereto and all other ordinances and orders of the Board of Trustees, relating to the establishment of water rates, and all other ordinances, in conflict herewith, are hereby repealed; provided, however, that the existing water rates shall remain in force until the schedule of rates hereinafore enacted takes effect.

Section 10.- This Ordinance, except as to the schedule of rates, shall take effect and be in force from and after its passage and publication.

The above Ordinance was introduced Feb 18th 1877. Passed February 26, 1877, by the following votes:  
Ayes, R. Elder, A. R. Jamison, S. D. Plato,  
J. J. Tucker.  
Noes, A. Hewel.

J. J. Tucker  
President of the Board of Trustees  
of the City of Medford

Approved this 26th day of February A. D. 1877.

J. J. Tucker  
President of the Board of Trustees  
of the City of Medford

Attest: W. A. Harter, City Clerk

I W. A. Harter, City Clerk of the City of Medford do hereby certify that the foregoing is a true and correct copy of Ordinance No. 122 entitled an ordinance to fix the water rates to be collected by the City of Medford and that the same has been published according to law.  
W. A. Harter  
City Clerk

Ordinance No 173

An ordinance to regulate the riding of Bicycles and Tricycles within the corporate limits of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. No person shall ride any bicycle or tricycle within the corporate limits of the City of Modesto, on any street at a greater speed than eight miles an hour: nor on any sidewalk at a greater speed than six miles an hour.

Section 2. No person shall ride any bicycle or tricycle within the corporate limits of the City of Modesto unless the same is provided with a proper bell or other alarm signal, capable of being heard at a distance of at least 100 feet. Such bell or alarm must be sounded upon meeting or approaching any other rider, vehicle or pedestrian or when approaching any street crossing or corner when at least thirty (30) feet distant from such rider, vehicle pedestrian, street crossing or corner and must be continued to be so sounded until the object is passed.

Section 3. No person shall ride any bicycle or tricycle within the corporate limits of said City after dark unless such person carries in front thereof a proper bicycle light capable of being seen by an approaching person at a distance of at least one hundred (100) feet.

Section 4. No person shall ride any bicycle or tricycle within said City in any sidewalk within the following limits, to-wit: On J and K Streets between 5th and 14th Streets; and on the cross streets between J and K from the East side of 9th to the West side of 14th Streets both inclusions.

This ordinance  
enacted by the city

Section 5. Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor.

Section 6 Ordinances Nos '100' and '103' and all other ordinances or parts thereof in conflict herewith are hereby repealed.

Section 7. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced: June 17th 1897

Passed June 22th 1897 by the following votes.  
Ayes: M Adams, R Elder, A Heart, S R Jamison, J F Tucker  
Nays: None.

Jno F Tucker President of the Board of Trustees of the City of Modesto

Approved this 22th day of June 1897

Jno F Tucker President of the Board of Trustees of the City of Modesto

Attest W A Harton Clerk

I, W A Harton City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 173 entitled An Ordinance to regulate the riding of bicycles and tricycles within the corporate limits of the City of Modesto and that the same has been published according to law

W A Harton  
City Clerk

Ordinance No. 174

An Ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The regular meetings of the Board of Trustees of the City of Modesto shall be held on the second and fourth Mondays in each month, at nine o'clock a.m. in the office of the City Clerk, in the upper story of the Masonic building, belonging to the heirs of the late Wm. Scottman, on the east side of 10th street near '26' street.

Section 2. All ordinances and parts thereof in conflict herewith are hereby repealed.

Section 3. This ordinance shall take effect on and be in force on and after the second Monday in July A.D. one thousand eight hundred and ninety seven.

Introduced June 22nd 1897

Passed July 1<sup>st</sup> 1897, by the following vote  
Ayes M Adams, R Elder, A R Jamison  
Nays None Absent A Hart J F Tucker

A. R. Jamison, President pro tem of the Board of Trustees of the City of Modesto  
Approved this 1st day of July A.D. 1897

A. R. Jamison, President pro tem of the Board of Trustees of the City of Modesto  
Attest: W. A. Carter, Clerk

I W. A. Carter City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of an ordinance entitled An Ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto and known as ordinance No 174 and that the same has been published according to law

W. A. Carter City Clerk

Ordinance No. 175.

An Ordinance requiring all officers of the City of Modesto, authorized to collect and receive moneys for the use of said City, to make monthly reports.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The City Marshal, Treasurer City Clerk, Recorder, and all other officers of the City of Modesto authorized by law to collect or receive any moneys for the use of said City, shall make and file on the first Monday of each month a detailed report showing the amount of such money collected by such officer from all fund, or funds, to which the same have been credited.

Section 2. Each report, must be accompanied by the receipt of the City Treasurer showing that such money had been paid into the City treasury, and must be filed with the City Clerk.

Section 3. The City Treasurer in addition to the above requirements, must also show the amount disbursed by him during the preceding month and the funds from which such disbursements have been made, also the balances remaining in each fund.

Section 4. The City Clerk, in addition to the matters required by Section 1, must show in detail the number of warrants drawn by him on the various funds during the period, also the balances remaining in each fund, and that all the accounts of the other City officers for the month preceding, have been settled and audited by him.

Section 5. Ordinance No. 120 and all other ordinances or part of ordinances, in conflict herewith, are hereby repealed.

Section 6.- This ordinance shall take effect and be in force from and after its passage and publication.

Introduced June 24, 1897.

Passed July 1, 1897. by the following vote:

Ayes, Mr. Adams, R. Elder, A. R. Jamison  
Noes, none.

Absent: A. Hewel, J. F. Tucker.

A. R. Jamison,

President pro tem, of the Board of  
Trustees of the City of Modesto.

Approved this 1st day of July, A. D. 1897.

A. R. Jamison,

President pro tem of the Board of  
Trustees of the City of Modesto.

Attest: W. A. Harten, City Clerk.

I, W. A. Harten, City Clerk of the City of Modesto do hereby certify that the foregoing is a true copy of Ordinance No. 172 entitled "An Ordinance requiring all officers of the City of Modesto, authorized to collect and receive moneys for the use of said City to make monthly reports and that the same has been published according to law."

W. A. Harten

City Clerk

Ordinance No 176

An Ordinance to amend Ordinance No 78, entitled, "An Ordinance to provide a City License Tax in the City of Modesto, and repealing Ordinance No 17 of said City, entitled, An Ordinance to provide a City License Tax in the City of Modesto, and repealing all Ordinances amendatory of said Ordinance No 17, passed September, 18, 1890.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 Section 16 of said Ordinance is hereby amended so as to read as follows

Section 16 Licenses must be obtained for the purposes hereinafter named, and the City Marshal must require payments as follows:

First- For each billiard, bagatelle, or pool table not kept exclusively for family use, or for use exclusively without charge, for each table three (\$3.00) dollars per quarter.

For each bowling alley not kept exclusively for family use, or for use without charge, five (\$5.00) dollars per quarter.

For each shooting gallery, ten (\$10.00) dollars per quarter.

Second- For each caravan, menagerie, or any collection of animals, circus, or other acrobatic performance, for pay, fifty (\$50.00) dollars per day.

For each side show attached to such caravan, menagerie, or circus, except one museum attached to a circus under the same management and control, where a separate entrance fee is charged, or for any show for pay, or any figures, necromancers, jugglers, magicians, rope or slight of hand performance, ten (\$10.00) dollars per day.

Participants, managers, or conductors of any boxing, or sparring exhibition, whether with or without gloves, shall for every such exhibition or match, to which an admission fee is charged, pay a license tax of two hundred (\$200.00) dollars.

For every merry-go-round, swing or other appliance or machine for riding for pay, two (\$2.00) dollars per day.

Third - For each theater, panorama, or other performance or exhibition, not hereinbefore mentioned, for pay, if for three days or less, five (\$5.00) dollars per day; for each day exceeding three days three (\$3.00) dollars per day; provided, that nothing in this subdivision shall apply to exhibitions or entertainments when given by any amateur dramatic association or literary society for the exclusive benefit of any church, school or charitable purpose.

Section 2 - This Ordinance shall take effect and be in force from and after its passage and publication.

Introduced August 27<sup>th</sup> 1897

Passed September 13<sup>th</sup> 1897 by the following vote:  
Ayes: McAdams, Elden, Hixon, A. N. Jamison, J. F. Tucker,  
Noes: King, Abunt, None

Jno F Tucker President of the Board of  
Trustees of the City of Modesto.

Approved the 13<sup>th</sup> day of September 1897.

Jno F Tucker President of the Board  
of Trustees of the City of Modesto

Attest: W. A. Harker City Clerk

I, W. A. Harker, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 76 entitled 'An Ordinance to amend Ordinance No 75 entitled 'An Ordinance to provide a City License Tax in the City of Modesto, and repealing Ordinance No 17 of said City' entitled 'An Ordinance to provide a City License Tax in the City of Modesto, and repealing all ordinances amendatory of said Ordinance No 17, passed September 11, 1890,' and that the same has been published according to law

W. A. Harker  
City Clerk

Ordinance No 177

An Ordinance fixing the rate of taxation in and for the City of Modesto for the years, 1897-8

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1- The rate of taxation for the years of 1897-8 in and for the City of Modesto shall be and is hereby fixed as follows to wit:-  
For General Fund, fifty cents on each one hundred dollars value of all property taxable for city purposes  
For Bond Redemption and Interest Fund, thirty-five cents on each one hundred dollars value of all property taxable for the redemption of bonds and the payment of interest that shall accrue during the present fiscal year.

Ten cents on each one hundred dollars value on all taxable property for the Snow Fund  
The aggregate of which sum, to wit: ninety-five cents on each one hundred dollars value as determined by the equalized assessment roll for the year, 1897 on all property taxable in said City for City purposes, is hereby levied and apportioned to and shall be paid into the above named Funds respectively of said City

Section 3 This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Board of Trustees September, 13th, 1897.

Passed the 27th day of September, 1897, at a regular meeting of the Board of Trustees by the following vote:  
Ayes: M Adams R Elder A R Jamison J F Tucker  
Nays: None Absent A Hearn

Jno F Tucker, President of the Board of Trustees, City of Modesto

Approved the 27th day of September, 1897.

Attest W A Harkin, Clerk

Jno F Tucker, President of the Board of Trustees, City of Modesto

J. W. A. Harkin, City Clerk of the City of Modesto do hereby

certify that the foregoing is a true and correct copy of Ordinance No 177, entitled "An Ordinance fixing the rate of taxation in and for the City of Modesto for the years 1897-8, and that the same has been published as required by law.

W. A. Carter  
City Clerk

Ordinance No 178

An Ordinance to prevent the keeping of any swine or more than two cows within certain limits within the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows

Section 1. No person shall keep, care or permit to be kept any swine, nor more than two cows on any premises owned, occupied, or controlled by him within that portion of the City of Modesto more particularly described as follows. All that portion of the City of Modesto, as originally laid out, and all the additions to said City, which at the date of the passage of this Ordinance, has been subdivided into city or town lots, according to the official map of said City of Modesto, now on file in the office of City Clerk of said City of Modesto

Section 2. Every person violating any of the provisions of this Ordinance is guilty of a misdemeanor

Section 3. Ordinances No 28 and all Ordinances or parts of Ordinances of the City of Modesto in conflict herewith are hereby repealed

Section 4. This ordinance shall take effect and be in force from and after its passage and publication

Introduced Oct 11 1897

Passed October 20th 1897, by the following vote:  
Aye: R. Elder, A. Hunt, A. B. Johnson, J. F. Turner  
Nay: None About M. Adams

John F. Turner  
President of the Board of Trustees  
of the City of Modesto

Approved this 25<sup>th</sup> day of October, 1897

John F. Tucker President of the  
Board of Trustees of the City of  
Modesto.

Attest W A Harten City Clerk

I W A Harten City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 178, entitled, "An Ordinance to prevent the keeping of any swine, or more than two cows within certain limits within the City of Modesto" and that the same was published according to law

W A Harten  
City Clerk

3835

Ordinance No 179

An Ordinance to prevent the obstruction of public streets, or sidewalks, within the City of Modesto, and to prescribe penalties for a violation thereof.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. No person shall place or permit, or cause to be placed, anywhere upon any public way, alley, street or sidewalk in the city of Modesto, and no person, owning, occupying or having control of any premises within said city, shall suffer to remain in front thereof upon the sidewalk or upon the half of the street way, or on the alley next to such premises anything which may obstruct the passage of such alley, street or sidewalk: provided, that any person having a fixed place of business, fronting on any street, in said city, may occupy three feet and no more, on the inner side of the sidewalk in front of the premises occupied by him, for the purpose of displaying such articles of merchandise as may be dealt in by him, during the hours of daylight and he may occupy such street or sidewalk as long as may be necessary for unpacking, or carrying merchandise into his place of business: such occupation must not, however interfere with, nor necessarily interrupt the travel on such sidewalk or street.

Section 2. The Marshal of said City is hereby empowered and instructed to remove any obstruction existing in violation of this ordinance, and any expense necessarily incurred by him in such removal shall be charged against the person, or persons causing such obstruction and also against the owner of the premises in front of which such obstruction is placed.

Section 3 Any person or persons, violating this ordinance, or any part thereof, shall be deemed guilty of a misdemeanor.

Section 4. Ordinance No 95, and all other ordinances, or parts thereof in conflict herewith, are hereby repealed.

Section 5 This Ordinance shall take effect and be in force from and after its passage and publication.

Introduced October 11, 1897.

Passed October 25, 1897 by the following vote:  
 Ayes, R. Elder, A. Hunt, A. R. Garrison, J. F. Tucker  
 Absent, None  
 Absent, M. Adams

Jno F Tucker, President of the  
 Board of Trustees of the City of Modesto

Approved this 25th day of October, 1897  
 Jno F Tucker, President of the  
 Board of Trustees of the City of Modesto  
 Attest: W A Hester Clerk

I, W A Hester, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 179 entitled 'An Ordinance to prevent the obstruction of public streets, or sidewalks within the City of Modesto, and to prescribe penalties for a violation thereof' and that the same has been published as required by law.  
 W A Hester  
 City Clerk

Ordinary No 150

An Ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The regular meetings of the Board of Trustees of the City of Modesto shall be held in the office of the City Clerk in the upper story of the "Masonic Hall" building, belonging to the heirs of the late William Trobman, on the East Side of Tenth street in said city, on the second and fourth Mondays of each month; during the months of April and including October the Board shall meet at nine (9) o'clock a.m. and during the remainder of the year at seven (7) o'clock p.m.

Section 2. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinary shall take effect and be in force on and after the first Monday in December A.D. 1897

Introduced November 8, 1897.

Passed November 22, 1897, by the following vote.

Ayes: A. Adams, R. Elder, A. Kuehl, A. W. Johnson, J. F. Tucker  
None Averse

John F. Tucker  
President of the Board of Trustees of the City of Modesto

Approved this 22nd day of November A.D. 1897

John F. Tucker, President of the Board of Trustees of the City of Modesto

Attest: W. A. Carter, City Clerk

I, W. A. Carter, City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 150 entitled "An Ordinance fixing the time and place for holding the regular meetings of the Board of Trustees of the City of Modesto" and that the same has been published according to law. W. A. Carter, City Clerk

Ordinance No. 181

An Ordinance prohibiting persons from dealing, playing, opening or conducting the gambling game of "Keno" or permitting the same to be played conducted or carried on within the City of Modesto, and prescribing a penalty for its violation.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. Every person who within the City of Modesto, deals, plays or carries on, opens or causes to be opened, or who conducts either as owner or employer, whether for hire or not, any game of "Keno", and every person who plays or bets at or against said game is guilty of a misdemeanor.

Section 2. Every person who within the City of Modesto, knowingly permits the game of "Keno" mentioned in the preceding section to be played, conducted, carried on or dealt in any house owned or rented by such person, in whole or in part, is guilty of a misdemeanor.

Section 3. This ordinance shall take effect and be in force from and after its passage and publication.

Introduced January 10, 1891

Passed January 25, 1891 by the following votes:

Ays M Adams, R Elder, A Howl, A A Jamison, J F Tucker  
Nays None

John F Tucker, President of the Board of Trustees of the City of Modesto

approved this 25th day of January, 1891

John F Tucker, President of the Board of Trustees of the City of Modesto

attest W A Harker, City Clerk

I W A Harker, City Clerk of the City of Modesto do hereby certify that the foregoing is a true and correct copy of Ordinance No 181 entitled An Ordinance prohibiting persons from dealing, playing, opening or conducting the gambling game of "Keno" or permitting the same to be played conducted or carried on within the city of Modesto and prescribing a penalty for its violation and that the same has been published as required by law W A Harker City Clerk

Ordinance No 182

For Ordinance to amend Ordinance No 1721, entitled, "An Ordinance to fix water rates to be collected by the City of Modesto, passed Feb 26th 1895"

The Board of Trustees of the City of Modesto do ordain as follows

Section 1. Section 2 of said Ordinance is amended so as to read as follows

Section 2. Schedule

Subdivision 1. For tenements occupied by a single family or private boarding house of not more than five persons \$1.00  
For each person above that number, excluding children under ten years of age .10

Subdivision 2. For restaurants, Chop houses and eating houses 2.00

Subdivision 3. For hotels having not more than 12 beds 2.50  
For each additional bed for guests 10

Subdivision 4. For lodging houses, containing not to exceed five beds 1.50  
For each additional bed for lodgers 10

Subdivision 5. Provided that furniture occupancy in hotels or lodging houses, doing their own cooking, shall be separately rated  
For stores, shops, offices or other business places on ground floor, for each twenty five feet front or fraction thereof 50  
provided that for corner lots only one frontage shall be charged

Subdivision 6. For furniture stores each 50

Subdivision 7. For warehouses each 50

Subdivision 8.	For Saloons, where spiritous, venous or malt liquors are sold, each	2.00
	For Saloons, where lunches are cooked and served free or otherwise, in addition to the above	.50
Subdivision 9	For Beer Bottling establishments each	1.50
Subdivision 10	For public Bath-tubs used in bathing establishments, or Barber shops, for one tub	1.00
	For each additional tub	.50
Subdivision 11	For Bakeries, in addition to family rates for each 25 barrels of flour, or fraction thereof used monthly	1.00
Subdivision 12	For drug stores each	1.00
Subdivision 13	For Blacksmith or wagon shops, for one forge, each	1.00
	For each additional forge	.50
Subdivision 14	For hiring, feed and sale stables each	7.00
Subdivision 15	For private stables, or barns, for one horse and vehicle, including water to wash the same	2.00
	For each additional horse or mule	1.00
Subdivision 16	For each cow	10
Subdivision 17	For snows, each	3.00
Subdivision 18	For building and plastering For water used by plasterers, for studding each barrel of lime, plaster or cement	10
	For water used by bricklayers to make mortar, or dampening brick, for each 1000 brick laid	10
Subdivision 19	For barber shops for one Chair	1.00
	For each additional Chair	.25

Subdivision 20	For each public watering trough	1.00
Subdivision 21	For laundries and wash houses, for one washer	2.50
Subdivision 22	For candy stores where candy is made	1.00
Subdivision 23	For coffee or ice-cream saloons, or tamale houses provided where two or more of these businesses are carried on in the same establishment but one rate shall be charged each	1.00
Subdivision 24	For soda or other fountains, in addition to other rates, when in- cluded in an annual rate, each	.50
	When not so included, each	1.00
Subdivision 25	For dental rooms for one operator	.75
	For each additional operator	.25
Subdivision 26	For photograph galleries having not more than two operators, each	2.00
Subdivision 27	For printing offices, weekly	.75
	Daily and Weekly	1.50
Subdivision 28	For paint shops each	1.00
Subdivision 29	For use of water for manufacturing	6.00
Subdivision 30	For planing mills where yarding engines only is used	1.00
Subdivision 31	For unpeeled stoves, or occupied as offices, for each person or firm, occupying not more than three rooms	2.00
	For each additional room, occupied by the same person or firm	.10
	When occupied by families as lodging only, office, water, etc.	

Family rates. Such rates must be aggregated for the whole building and in each instance paid by the owner or agent.

Subdivision 31. For use of water in lodgerooms, when used on an average, but one night in each week .25  
For each additional night .15

Subdivision 33. For the use of water on croquet or tennis grounds .50

Subdivision 34. For butcher shops 1.00

Subdivision 35. For theater or dance halls, each .50

Subdivision 36. For the use of water in soda factories 2.00

Subdivision 37. For use of water for the County Courthouse, including irrigation for the whole of block No. 83 40.00  
For use of water for County Hospital, for main building only 15.00  
For these two uses for the County, the rates are to be paid the same as other County charges.

Subdivision 38. For the use of water in that portion of the City of Modesto, known as 'China Town' comprising block No 45, and lot 1 Block 31 25.00

Subdivision 39. Irrigation  
For the irrigation of a lot or part of a lot of 200 feet by 100 feet, as laid off on the official maps of the City of Modesto when taken in connection with a rate for family use on any premises, which rate must be paid for the entire year if premises remain occupied. 25

For the irrigation of each lot, or fraction of a lot when taken in connection with a family rate, on the same premises during the pleasure of the owner 50

For the irrigation of premises, otherwise unoccupied when an annual rate is desired and which rate must be paid during the entire year, for each lot, or fraction of a lot 50

For the irrigation of otherwise unoccupied premises when used for vegetable, kitchen or market gardens, and to be paid during the irrigating season only for each lot, or fraction of a lot. 100

### Subdivision #0. Meter Rates

For large quantities of water to be ascertained by meter, or otherwise, for each 1000 gallons where the amount used does not exceed 20000 gallons per month 20

For each 1000 gallons used in excess of 20000 gallons 20

### Subdivision #1.

For steam engines, or any other uses, not herein before specified, meter rates must be paid, or in lieu thereof, such rates, or amount, as upon application of the parties interested, the Board of Trustees may fix by special order.

### Section 2.

Section 3 of said Ordinance is hereby amended so as to read as follows:

### Section 3

The foregoing schedule of rates shall take effect on the first day of July, A. D. 1891, and to remain in force for the period of one year thereafter.

### Section 3.

This ordinance shall take effect and be in force on and after the first day of July, 1891.

Introduced

February 14th A. D. 1891

Passed this 28th day of February, 1898 by the following vote

Ayes: M. Adams, R. Elder, A. Newell, A. R. Jamison  
J. F. Tucker  
Noes: None

John F. Tucker President of the Board  
of Trustees of the City of Modesto

Approved this 28th day of February, 1898

John F. Tucker  
President of the Board of Trustees  
of the City of Modesto

Attest, W. A. Harter City Clerk

I W. A. Harter City Clerk of  
the City of Modesto do hereby certify that the  
foregoing is a true and correct copy of  
Ordinance No. 182, entitled "An Ordinance to  
amend Ordinance No. 172, entitled An Ordinance to  
fix Water rates to be collected by the City of Modesto  
passed February 26th 1897," and that the same has  
been published as required by law

W. A. Harter  
City Clerk

# Ordinance No. 153

An Ordinance providing for the holding of Municipal Elections in the City of Modesto

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1. The General Municipal Election for the election of all officers of the City of Modesto, must be held at the time prescribed by law. All special elections must be held at such times as may be ordered by the Board of Trustees, either by resolutions or by ordinance.

Section 2. Before every municipal election to be held in the City of Modesto, the Board of Trustees of said City must issue its proclamation. Such proclamation must contain: a statement of the time of the election; the offices to be filled; propositions to be voted on; the places within the several precincts in said city, where such election shall be held, and the names of the officers of election selected to conduct the same. Such proclamation must be issued in case of a general election at least thirty (30) days, and in case of a special election, at least ten (10) days prior to the day fixed for holding the same.

Section 3. Notice of such election must be given by the posting of a copy of such proclamation in each election precinct in said city, as near as practicable to the several polling places, in case of a general election, at least ten (10) days, and in case of a special election, at least five (5) days prior thereto. The Board of Trustees may also require a copy of such proclamation to be published in a newspaper, printed and

published in said City of Modesto: if such publication is ordered, the same must be made within the time prescribed for posting; if in a daily paper, by the publication of the same for three <sup>37</sup> consecutive days; and if in a weekly paper then by not less than one <sup>17</sup> publication.

Section 4. Proof of the posting and publication (if ordered) of said proclamation must be made by affidavit, to be filed with the Clerk of said City, and before proceeding to ascertain the result of such election, the Board of Trustees shall examine such affidavits, and if deemed necessary, take other evidence, and if satisfied therefrom that the proper notice has been given, the Board shall by an order, entered on its minutes, declare that due and legal notice of such election has been given and such order shall be conclusive evidence of the fact.

Section 5. The Inspectors of Election must immediately after the result has been ascertained and the returns are made up deliver the same to the City Clerk.

Section 6. The Board of Trustees must meet at their regular place of meeting on the day following the election at ten <sup>10</sup> o'clock a.m. and if all the returns are on file proceed to canvass the same and declare the result; if all the returns are not on file, they may adjourn from time to time until such returns are all received, provided that on the third day after such election at ten <sup>10</sup> o'clock a.m. the Board must proceed to canvass the returns whether complete or not and declare the result therefrom.

Section 7. The City Clerk must within ten <sup>27</sup> days after the result has been declared issue certificates of election to all persons who have been declared elected to any office in the City of Modesto.

Section 8. The following precincts for municipal elections are hereby established:

All that portion of the City of Modesto lying southwest of a line drawn through the center of the main railroad track to be,  
West Modesto Precinct

All that portion of the said city lying between the line drawn through the center of the main railroad track and the line drawn through the center of Twelfth Street to be  
Modesto Precinct

All that portion of said city lying northeast of the line drawn through the center of Twelfth Street to be,  
East Modesto Precinct

Section 9. The compensation of each officer of a municipal election in said City of Modesto shall be four (\$4.00) dollars for all services rendered.

Section 10. This ordinance shall <sup>take effect and</sup> be in force from and after its passage and publication.

Introduced, March 3rd, A.D. 1891  
Passed March 9th, A.D. 1891, by the following votes.  
Ayes, M. Adams, R. Elder, A. Kewel, A. R. Jamison, J. F. Tucker, Nays: None

John F. Tucker, President of the Board of Trustees of the City of Modesto  
Approved this 9th day of March, A.D. 1891  
John F. Tucker, President of the Board of Trustees of the City of Modesto  
Attest: W. A. Carter, City Clerk

I, W. A. Carter City Clerk of the City of Modesto, do hereby certify that the foregoing is a true and correct copy of an Ordinance No. 13, entitled An Ordinance providing for the holding of Municipal Elections in the City of Modesto, and that the same has been published as required by law.  
W. A. Carter City Clerk

## Ordinance No. 184

An ordinance fixing the rate of taxation in and for the City of Modesto for the year 1898:

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1— The rate of taxation for the year 1898 in and for the City of Modesto shall be and is hereby fixed as follows:—

For the General Fund forty-two (42) cents on each one hundred dollars value of all property taxable for city purposes.

For the Bond of Redemption and Interest Fund ninety-three (93) cents on each one hundred dollars of all property taxable for the Redemption of Bonds and the payment of Interest that shall accrue during the present fiscal year; and said sums and rate of taxation is hereby levied on the property assessed on the assessment roll of said city as equalized for the said year, A. D. 1898.

Section 2— This ordinance shall take effect immediately.

Introduced September 12, A. D. 1898.

Passed this 19th day of September, A. D. 1898, by the following vote:

Ayes Ina Harris, Jr., W. S. Mann, M. J. Sorenson.  
Nays Robert Elder, J. S. Sucker.

M. J. Sorenson,  
President of the Board of Trustees  
of the City of Modesto.

Approved this 19th day of September, A. D. 1898

M. J. Sorenson,  
President of the Board of Trustees  
of the City of Modesto

Attest W. A. Harter, Clerk

I, W. A. Harter, City Clerk of the City of Modesto, do hereby certify that the foregoing ordinance is a full, true, and correct copy of Ordinance No. 184 entitled "An Ordinance fixing the rate of taxation in and for the City of Modesto for the year 1898." and that the same has been published according to law. W. A. Harter, City Clerk

Ordinance No. 175

An Ordinance to amend Ordinance No 172 of the City of Modesto, entitled, "An Ordinance to fix the water rates to be collected by the City of Modesto, passed February, 26th, 1897," and to fix the rates to be collected and paid for water on and after July, 1st, A. D. 1899.

The Board of Trustees of the City of Modesto do ordain as follows:

Section 1 - Section 2 of said ordinance is amended so as to read as follows:

Section 2 - Schedule

12  
93  
45

Subdivision 1 - For tenements occupied by a single family or private boarding house .50

Subdivision 2 - For restaurants, chop-houses and eating houses 1.20

Subdivision 3 - For hotels having not more than 12 beds 1.50

For each additional bed for guests .05

Subdivision 4 - For lodging houses not to exceed five beds .70

For each additional bed for lodgers .05

Provided that families occupying rooms in hotels or lodging-houses, doing their own cooking, shall be separately rated.

Subdivision 5 - For stores, shops or other business places on ground floor .30

Subdivision 6 - For offices on ground floor .25

Subdivision 7 - For ware-houses, each .30

Subdivision 8 - For saloons, where spirituous, wines, or malt liquors are sold, each 1.20

For saloons where lunches are cooked and served free or otherwise in addition to the above .30

Subdivision 9 - For beer bottling establishments .90

Subdivision 10 - For public bath-tubs, used in bathing establishments or barber shops, for one tub .60  
For additional tubs .30

Subdivision 11 - For bakers, in addition to family rates for each 25 barrels of flour or fraction thereof used per month .60

Subdivision 12 - For drug store, each .60

Subdivision 13- For black-smith or wagon-shops	\$ .60
Subdivision 14- For livery, feed and sale-stables	4.20
For feed and sale stables	2.40
Subdivision 15- For breweries, each	1.80
Subdivision 16- For building and plastering, for water used by plasterers for slacking each barrel of lime, plaster or cement	.10
For water used by brick-layers, to make mortar or dampen brick, for each 1000 brick laid	.10
Subdivision 17- for Barber shops, for one chair	.60
For each additional chair	.15
Subdivision 18- For laundries and wash-houses, for first man employed as washer	1.50
For each additional man employed as washer	.60
Subdivision 19- For candy stores where candy is made	.60
Subdivision 20- For coffee or ice-cream saloons, or tomale houses (provided where two or more of these businesses are carried on, in the same establishment, but one rate shall be charged) each	.30
Subdivision 21- For soda or other fountains, in addition to other rates when included in an annual rate, that is to say when such water is paid for during the whole year, each	.30
When not so included	.60
Subdivision 22- For dental rooms	.30
Subdivision 23- For Photograph Galleries	1.20
Subdivision 24- For Printing Offices, weekly	.45
Daily and weekly	.90
Subdivision 25- For paint shops, each	.60
Subdivision 26- For use of water for manufacturing gas	3.60
For use of water for private gas-machine	.30
Subdivision 27- For planing mills, where gasoline engine only is used	.60
Subdivision 28- For upper stories occupied as offices, for each person or firm occupying not more than two rooms	.20
For each additional room	.05
When occupied by families as lodgings only, office rates, otherwise family rates. Such rates must be aggregated for the whole building and on each rate be paid by the owner or agent.	

Subdivision 29- For the use of water in lodge room, when used on an average of but one night in each week .15

For each additional night .10

Subdivision 30- For use of water on croquet or tennis grounds .30

Subdivision 31- For butcher shops .60

Subdivision 32- For theatre or dance halls, each .30

Subdivision 33- For the use of water in soda factories 1.20

Subdivision 34- For the use of water for the county court-house, including irrigation for the whole block no. 83, including water for gas machine 40.00

For use of water for county hospital, the main building only including water for gas machine 10.00

Subdivision 35- For the use of water in that portion of the city known as "Chinatown" comprising block no. 45 and lot 1 in block 31 15.00

#### Irrigation.

Subdivision 36- For the irrigation of a lot or part of a lot 25 feet by 140 feet as laid off on the official map of the City of Modesto, when taken in connection with a rate for family use on same premises, which rate must be paid for the entire year .20

For the irrigation of each lot or fraction of a lot, when taken in connection with a family rate on the same premises, during the pleasure of the owner .40

For the irrigation of premises otherwise unoccupied when an annual rate is desired and which rate must be paid each month during the entire year for each lot or fraction of a lot .40

For irrigation of otherwise unoccupied premises when used for vegetable patches or market gardens, or other purposes and to be paid during the pleasure of the owner for each lot or part of a lot .20

Sole used exclusively for market-gardening, for each lot or part of a lot .20

The rates above fixed for the use of water (except otherwise specially provided) are the rates to be paid per month for the use of water where such water is used and paid for during the entire year. Which

portion thereof, as water may or might be required for purposes indicated by the clause fixing such rate, but in case such rate is not paid for the whole year, and the premises are used or occupied during any part of the remainder of such year for the same or similar purpose or purposes to that for which water is used during a part of the year, then the rate for the time water is so used shall be double that herein fixed as above as the annual rate of such use

Meter Rates

Subdivision 37 - For water to be ascertained by meter or other way for each 1000 gallons \$2.00

Subdivision 38 - For steam engines or any other uses not herein before specified, meter rates must be paid, or in lieu thereof such rates or amount as upon application of the parties interested and the Board of Trustees may fix by special order.

Section 2 - Section 6 of said Ordinance is hereby amended to read as follows: -

Section 6 - Any consumer may elect to have his water rates adjusted by meter upon payment by him of the cost of such meter and expense of setting the same, and thereafter paying the meter rates hereinafore fixed, provided that no meter shall be set for a less rate per month than \$2.00

Any person having his water rates set by meter must keep on deposit an amount sufficient to pay one month's water rate, and in case use of water is discontinued such deposit shall be applied to the payment of his unpaid water rate.

Section 3 - The foregoing schedule of rates shall take effect on the first day of July A.D., 1899.

Introduced February 21st 1899

Passed February 27th A.D. 1899, by the following vote:

- Ayes - Drs. Lewis, Jr., W. L. Mann, M. J. Linneman
- Nays - R. E. Allen
- Abst. - J. S. Tucker.

M. J. Linneman,  
President of the Board of Trustees of the City of Medford

Approved this 27th day of February, A.D. 1899

M. J. Linneman,  
President of the Board of Trustees of the City of Medford

Witness: A. O. Linton, Clerk

I, W. A. Harter, City Clerk of the City of Modesto, do hereby certify that the foregoing Ordinance is a full, true, and correct copy of Ordinance No. 173, entitled, "An Ordinance to amend Ordinance No. 172 of the City of Modesto, entitled, 'An Ordinance to fix the water rates to be collected by the City of Modesto, passed September, 26th, 1897,' and to fix the rates to be collected and paid for water on and after July, 1st A.D. 1899." And that the same has been published according to law.

W. A. Harter  
City Clerk