

California, Laws, statutes, etc.
THE

STATUTES OF CALIFORNIA

PASSED AT THE

Twenty-second Session of the Legislature,

1877-8.

BEGAN ON MONDAY, DECEMBER THIRD, EIGHTEEN HUNDRED AND SEVENTY-
SEVEN, AND ENDED ON MONDAY, APRIL FIRST, EIGHTEEN
HUNDRED AND SEVENTY-EIGHT.



SACRAMENTO:

STATE OFFICE : : : F. P. THOMPSON, SUPT. STATE PRINTING.

1878.

CHAP. CCCVI.—*An Act to authorize the corporation of the City of Los Angeles to issue bonds for improving the water supply of said city, and provide for their payment.*

[Approved March 20, 1878.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of constructing dams, reservoirs, and sanjas, or irrigating canals, and improving the same, or those now in use; for the purpose of developing and utilizing water for irrigation, and improving the system of irrigation in said city, and for the purpose of acquiring, by purchase or condemnation, any water right or right of way which it may be necessary to acquire, and for the purpose of purchasing any land to which any water right necessary to be purchased may be appurtenant (in case it may be deemed preferable to purchase the same), or for any of said purposes, the Council of the City of Los Angeles is hereby authorized and empowered for and in the name of said corporation to issue bonds to such amount as the Council may see fit, not exceeding the sum of one hundred thousand dollars, and to sell the same at a price of not less than ninety per cent. of their nominal value, and to appropriate the moneys received therefor to the purposes aforesaid; *provided*, that the Council shall not issue bonds to a greater amount than forty thousand dollars, unless as next hereinafter provided. As to the bonds for the remaining sixty thousand dollars of the hundred thousand hereinbefore mentioned, the Council shall cause a vote of the electors of the city to be taken at the next city election for and against the issue of said bonds. Said election shall be governed by the same rules, as nearly as may be, as govern other elections. The ballots used shall contain the words, "For the Irrigation Bonds," or the words, "Against the Irrigation Bonds." If a majority of the ballots cast at said election are "For the Irrigation Bonds," then the Council, in their discretion, may issue the bonds for the said sixty thousand dollars, and otherwise not.

SEC. 2. Each of said bonds shall be regularly numbered in numerical order, and shall be issued in sums of not less than one hundred and not exceeding one thousand dollars each, as the Council of said city shall direct; shall be signed by the Mayor and City Treasurer of said city, respectively, and countersigned by the Clerk of the Council, and have the corporate seal of the city affixed thereto; shall be payable to bearer in gold coin of the United States at the office of the City Treasurer of said city, in said city, thirty years from and after the date of the issuance thereof, and shall bear interest at the rate of seven per cent. per annum from date till paid; and to provide therefor shall have attached thereto in the usual form coupons, signed by the City Treasurer of said city; the interest to be payable semi-annually, on the first day of January and first day of July of each year, at the

Issuance
of bonds
authorized.

Denomina-
tion.

office of said Treasurer; both principal and interest to be paid out of the fund hereinafter established.

Irrigation
Fund cre-
ated.

SEC. 3. There is hereby created a fund in said city, to be known and called "The General Irrigation Fund," and the City Treasurer of said city is hereby required and directed to keep a regular account upon his books with said fund. For the purpose of providing for the payment of the semi-annual interest on said bonds and their final redemption and discharge, the authorities of said city are hereby authorized, required, and shall annually, each year, at the same time and in the same manner as other municipal taxes in said city are assessed, levied, and collected, assess, levy, and collect, so long as required, upon all taxable property in said city, a tax of not exceeding thirty cents upon each one hundred dollars of such property—all of which taxes shall be paid to such City Treasurer, and be by him placed to the credit of said "General Irrigation Fund," and applied to the payment of the principal and interest of said bonds for irrigation. So much of the fund derived from said tax as may be necessary, shall be set aside and applied exclusively to the payment of interest, and the balance as a sinking fund, applied to the final redemption of the bonds issued in pursuance of this Act; *provided*, that the Council is authorized and empowered, in their discretion, to fix the rate to be charged to irrigators in the City of Los Angeles for the use of water for irrigating purposes, at reasonable rates, in excess of what may be necessary for the expenses of distributing the water and keeping in repair the irrigation works and other expenses of maintaining the system; and that the net proceeds of all amounts thus collected, after paying said expenses, shall be transferred to the said "General Irrigation Fund," and constitute part thereof; and whenever in any year the amount thus paid in shall exceed one cent on each one hundred dollars of taxable property in any one year, the Council may make a corresponding reduction of the tax levy for the next year.

Redemption
of bonds.

SEC. 4. Whenever at any time there shall be to the credit of said fund any sum in excess of the aggregate of five thousand dollars, and the amount that will be required to pay the semi-annual interest next thereafter to be paid on said bonds, the Council of said city is hereby authorized to direct and require the City Treasurer of said city to advertise for the redemption of bonds issued under this Act.

Duty of cer-
tain officials.

SEC. 5. It shall be the duty of the Mayor of said city, the City Treasurer, and the Clerk of the Council of said city, within thirty days after the issuance of said bonds, to report a list thereof, showing the number and amount of each bond, and to whom sold and delivered, which report shall be entered in full upon the minutes of the Council, and the original preserved in the office of said Clerk; and it shall be the further duty of the City Treasurer to enter such list in a suitable book, which shall be preserved in his office.

Power of
Council.

SEC. 6. The Council is authorized to reject any and all bids for the purchase of the bonds issued under this Act, or for their redemption; and it shall reject all bids for redemp-

tion at more than par value. If no bonds are offered for redemption for par or less than par value, the Council shall cause the Treasurer to publish a notice in some newspaper in the City of Los Angeles, and one in the City of San Francisco, for such number of times, not less than five, as they may deem advisable, specifying the amount of money in the sinking fund, and the numbers of the bonds which can be paid therewith (being always the bonds with the smallest numbers), and that said bonds will be paid on presentation, and thereupon, upon the expiration of one month after the first publication of said notice, the said bonds shall cease to bear interest.

SEC. 7. This Act shall take effect immediately.

CHAP. CCCVII.—[See volume of *Amendments to the Codes.*]

CHAP. CCCVIII.—*An Act to provide for the appointment of a Reporter of the decision of the Supreme Court.*

[Approved March 21, 1878.]

The People of the State of California, represented in Senate and Assembly, do enact as follows:

Section seven hundred and sixty-seven of the Political Code is amended so as to read as follows:

SECTION 1. Section seven hundred and sixty-seven (767.) Appoint-
ment of
Reporter.
The Reporter of the decisions of the Supreme Court shall be appointed by the Governor, to hold office for four years from and after his appointment. The Governor shall appoint a Reporter of the decisions of the Supreme Court to take effect on the first Monday in May, A. D. 1877, and the term of office of the present incumbent shall cease on that day.

SEC. 2. Section seven hundred and sixty-eight (768) of the Political Code is hereby repealed.

SEC. 3. This Act shall take effect from and after its passage.