

THE  
STATUTES OF CALIFORNIA,

PASSED AT THE  
*Sixteenth Session of the Legislature,*  
1865-6,

BEGAN ON MONDAY, THE FOURTH DAY OF DECEMBER, EIGHTEEN HUNDRED AND SIXTY-FIVE,  
AND ENDED ON MONDAY, THE SECOND DAY OF APRIL,  
EIGHTEEN HUNDRED AND SIXTY-SIX.



SACRAMENTO:  
O. M. CLAYES, STATE PRINTER.  
—  
1866.

CHAP. CCXVI.—*An Act to incorporate the Town of San Buenaventura.*

[Approved March 10, 1866.]

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

Incorporation.

SECTION 1. The inhabitants of the Town of San Buenaventura, County of Santa Barbara, are hereby constituted a body corporate and politic under the name and style of "The Town of San Buenaventura," and by that name and style they and their successors shall be known in law, and have perpetual succession, and be invested with all the rights and privileges conferred by, and be subject to all liabilities, restrictions, and provisions of an Act entitled an Act to provide for the incorporation of towns, approved April nineteenth, eighteen hundred and fifty-six, so far as the provisions of said Act may be consistent with the provisions of this Act.

Boundaries.

SEC. 2. The corporation limits of said town shall be as follows: Commencing at the mouth of San Buenaventura River at highwater mark, and running, first, east fifteen fifty chains; second, north seventy-three degrees east twenty-two fifty chains; third, north sixty-five degrees east seventeen fifty chains; fourth, north seventy-nine degrees east ten chains; fifth, south seventy-three degrees east fourteen fifty chains; sixth, north eighty chains; seventh, west eighty chains; eighth, south twenty-five and three fourths degrees west twenty-four fifty chains; ninth, south thirty-seven degrees east, fifteen fifty chains; tenth, south six degrees east forty-four chains; eleventh, south thirteen fifty-six chains, to the place of beginning—magnetic variation thirteen degrees and thirty minutes east—containing one square mile, more or less, according to the map made on the twenty-second day of November, A. D. eighteen hundred and sixty-five, by W. H. Norway, civil surveyor.

Officers.

SEC. 3. The officers of the said corporation shall consist of a Board of five Trustees, a Treasurer, a Clerk, who shall be ex officio Assessor, a Marshal, who shall be ex officio Collector, an Attorney, and a Surveyor.

Elections.

SEC. 4. The Trustees shall be elected by the qualified electors of said town, and shall hold their office for the term of two years and until their successors are elected and qualified; but the first Board of Trustees shall consist of Angel G. Escandon, Walter S. Chaffee, Juan Camarillo, Victor Ustusaustegui, and Fernando Tico, Jr.

SEC. 5. The first election for Trustees shall be held on the first Monday of March, A. D. one thousand eight hundred and sixty-eight, and on the first Monday of March every two years thereafter.

Officers appointed.

SEC. 6. The Treasurer, Clerk, Marshal, Collector, Attorney, and Surveyor, shall be appointed by the Trustees, and shall hold their office for two years, unless sooner removed for misconduct or neglect of official duties. The officers appointed by the Trustees shall give such bonds for the faithful performance of their duties as the Trustees shall direct.

SEC. 7. It shall be the duty of the Clerk to keep the books, papers, and documents of the Board belonging to the town, to attend all meetings of the Board of Trustees, and keep a record of all its proceedings, sign all warrants issued by order of said Board, and keep an accurate account in a suitable book of all such warrants, their number and date, and he shall assess all taxes levied by the Board of Trustees. Duties of Clerk.

SEC. 8. The Treasurer shall take charge of all moneys belonging to said town, pay all warrants, which shall first be signed by the Clerk and countersigned by the President, and keep a correct account of all moneys received and paid out by him, and make due report thereof to the Board once a month. Treasurer.

SEC. 9. The Marshal shall collect all taxes levied by the Board of Trustees, which, with all other moneys collected by him by virtue of said office, he shall pay over to the Treasurer as often as once each month. He shall be conservator of the peace within the limits of said town, and shall have power to enforce all ordinances legally passed by the Board of Trustees. Marshal.

SEC. 10. The Board of Trustees shall meet on the first Monday of every month. Meetings of Trustees.

SEC. 11. The Trustees shall elect one of their number President of the Board. The President chosen shall act as Town Recorder, and the said Recorder, as to offences committed within the corporate limits of said town, shall have like jurisdiction as now is or may hereafter be conferred on Justices of the Peace; and shall have jurisdiction over all violations of a town ordinance; and may hold to bail, fine, or commit to prison any person found guilty of any violation thereof. The Recorder, when acting as such, shall receive the same fees as are now allowed by the laws of this State to Justices of the Peace. President to be Town Recorder.

SEC. 12. The Board of Trustees shall have power to make regulations for securing the health, cleanliness, and good order of the town; to provide for the prevention and extinguishment of fire; to levy taxes, not exceeding fifty cents on each one hundred dollars valuation of taxable property within the limits of the town, for defraying the ordinary expenses of the town; to lay out, keep open, and repair all streets, alleys, and sidewalks, and to supply it with fresh water. The Board of Trustees shall, by ordinance, fix the amount, time, and manner of collecting the tax herein provided for, and the time and manner of selling property for unpaid taxes. All property sold for unpaid taxes shall be subject to redemption as property sold for State and county taxes. Powers of Trustees.

SEC. 13. All ordinances passed by the Board of Trustees shall be signed by the President and Secretary, and published two weeks before the same shall take effect, and be enforced by written copies thereof posted in three of the most public places in said town. Ordinances.

SEC. 14. The Trustees of said town shall have no power to borrow money nor to contract any debts or liabilities which shall in the aggregate exceed the sum of four hundred dollars, unless it shall first appear by the returns of the Treasurer that there is actually in the Treasury money not otherwise appropriated sufficient to meet and pay such liabilities. Debt.

Compensation.

SEC. 15. The compensation of the Board of Trustees shall be one dollar per annum. The officers appointed by the Board of Trustees shall receive for their services such sums as the Board may direct.

SEC. 16. This Act shall take effect from and after the first Monday of April, A. D. one thousand eight hundred and sixty-six.

CHAP. CCXVII.—*An Act to prohibit the Board of Supervisors of the County of Butte from drawing warrants for the payment of the per diem of Road Overseers on any fund except the Road Fund of the district of which said Road Overseer has charge.*

[Approved March 13, 1866.]

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

Pay of Road Overseers.

SECTION 1. It shall not be lawful for the Board of Supervisors of the County of Butte to pay the per diem of any Road Overseer of said county out of any fund in said county except the Road Fund of the particular road district for which said Road Overseer was appointed.

Funds not to be transferred.

SEC. 2. It shall not be lawful for the Board of Supervisors of said county to take, use, or transfer the moneys belonging to any fund in the Treasury of said county for the payment of any debts, dues, or demands which are properly chargeable to other funds of said county, unless by express provision of law the said taking, use, or transfer is authorized.

SEC. 3. This Act shall be in force immediately after its passage.

CHAP. CCXVIII.—*An Act for the relief of John A. Baxter.*

[Approved March 13, 1866.]

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

Appropriation.

SECTION 1. The sum of one hundred and thirty-nine dollars and fifty cents is hereby appropriated out of any money in the General Fund in the State Treasury not otherwise appropriated, and the Controller is hereby required to draw his warrant in favor of John A. Baxter for mileage in conveying the election returns of the late Presidential election from the county seat of Del Norte County to the office of the Secretary of State in Sacramento.

SEC. 2. This Act shall take effect immediately after its passage.