WEAK SPOT IN YOLO LEVEE.

PUBLIC WORKS BOARD TAKES ACTION ON IT.

Reports Concerning the Elkhorn Easement and Newtown Shoals Jetty.

The Auditing Board to the Commissioner of Public Works met in the latter's office in the Capitol building yesterday, all the members, together with Commissioner Leake and Engineer Nurse, being present.

A communication from the local Chamber of Commerce, calling attention to the fact that at the Chicory ranch, four miles below this city, the river is steadily eating its way into the west bank and under the levee, and that unless steps were taken to stop it a break, equal to, if not larger than the old Paine break, would follow the first appreciable rise in the river.

Commissioner Leake stated that in company with Engineer Nurse, Major Heuer, Government Engineer, and Captain Hall of the Auditing Board, he visited the Chicory ranch, and found things as indicated in the communication from the Chamber of Commerce. At the point in question, he said, the current runs directly into the bank which seems to be composed of a quicksand, and that everything points to a big break in the levee and a consequent filling of the big Yolo basin, unless immediate steps were taken to stop it.

He explained that a break in the levee at the point mentioned would draw such a volume of water from the river as to render ineffectual the jetty system at Newtown Shoals, the practical demonstration of which will depend upon the volume and scouring capacity of the water in the river.

Captain Hall said that beyond question a break would result unless immediate steps were taken to stop the erosive action of the current. He said that a cut-off through the point would cost a vast sum of money, would be a mile in length, and could not be finished before the floods come and the anticipated break had become a reality.

Commissioner Leake stated that Major Heuer, when the viewed the situation, said that things were in a bad condition and that a break was inevitable; that the only permanent method was to build a levee back 100 feet and let the water cut on through the old one. He said, however, that a brush mattress might be put in for temporary relief, but that in time, regardless of that obstacle, the water would cut its way through. He roughly estimated that a substantial wall—one which would effectually turn the current—could not be put in for less than $20,000.

Captain Hall said the levee had already been set back six times, and that much of the ranch had been washed away.

In answer to questions by members of the Auditing Board, Commissioner Leake said the work would come under the Public Works Department fully as much as did that of the Elkhorn easement into the Yolo Basin.

Captain Hall urged that a break at the Chicory ranch would render ineffectual the work at Newtown Shoals, and agreed with Major Heuer that a brush mattress would give at least temporary protection.

Chairman Corcoran and Senator Doty thought the putting in of a brush mattress was properly an emergency matter and ought to be treated as such, which would allow the Commissioner of Public Works to take immediate steps to prevent the break, without wasting three weeks in advertising for bids and letting a contract.

Engineer Nurse said a break at the Chicory ranch would cause inestimable damage, and if he owned the property he would immediately cover the corroding bank with a brush mattress. He did not mean to say that such an expedient would prevent a break, but he would adopt it much as drowning man would grasp at straws. A facing of brush, he said, might hold back the water three or four years, and it might not withhold the first flood, but it would be a protective measure and would give the land-owners time to construct another levee.

Mr. Tatterson was inclined to believe that rip-rap work ought to be put in, but was informed that, in the opinion of the engineers who had examined the ground, the current would work in behind the rip-rapping and render it nugatory.

Secretary Markley favored declaring it an emergency matter, and at the suggestion of the board, Commissioner Leake drew up a written recommendation that the work of laying brush mattresses along the corroding banks—300 feet long and 30 feet from low water to the top of the levee, be entered upon at once. He estimated that the work would cost from $1,500 to $2,000.

A resolution empowering and instructing him to proceed with the work was unanimously adopted.

LEVEE WORK.

Engineer Nurse reported that the concrete work at the Elkhorn easement is about finished, and that the rip-rap work is nearly all in place. The work on the levee is progressing slowly in every case, except that portion along the land of S. Hauser. Hauser, he said, had offered to give $600 if the Chamber of Commerce would undertake the work, and he (Nurse) had taken him up, but Hauser subsequently went to the Yolo County Board of Supervisors and agreed with them to build the levee ten feet broad on top, for a county road, instead of eight feet. Nurse could not build the broadened levee for $600, and so the agreement fell through. Hauser still said he would give $600 to have the levee raised to the point indicated by the engineers.

The opinion seemed to prevail that the best way out of the difficulty was to take the offered $600 and depend on the Yolo Supervisors and the local Chamber of Commerce to raise the necessary balance.

It was finally agreed to accept Hauser's offer and to push the work on the levee to its completion as quickly as possible.

Engineer Nurse reported that three of the lines of piling for jetties at Newtown shoals have been driven, and work on the fourth line is progressing. He thought the piles would all be driven by the 20th inst., and that the brush fascines would be in place and the jetty system finished by the last of this month.

THE SAN JOAQUIN.

Mr. Tatterson, for the committee appointed to take steps for securing a right of way for the proposed cut-off at the junction of San Joaquin River and Stockton Slough, known as cut-off No. 8, reported that arbitrators had been selected to pass upon the matter, and had agreed that $4,600 would recompense the owner for his land. The land, Mr. Tatterson stated, is under a high state of cultivation, and is very valuable, being planted to blackberries and fruit trees.

A resolution that the land be purchased for the sum named in the report was adopted.

A further resolution that bids for the work be advertised for was adopted, and the "Record-Union," the Stockton "Mail" and the San Francisco "Call" were designated as the newspapers in which the advertisements shall appear.

SAVED FROM HANGING.

Murderer Ed. Searcey Will Not be Hanged To-Day.

About three years ago a negro named Ed. Searcey was arrested in San Bernardino County on suspicion of having murdered a German named Otto, in company with whom he was crossing the desert, following the line of railway.

Searcey was brought to trial, convicted and sentenced to be hanged at San Quentin Prison to-morrow. The evidence was wholly circumstantial. Searcey and Otto had been seen together, and subsequently the latter was found lying by the railroad with his skull crushed in. He had money on his person while alive, but when found his pockets were empty.

It was further shown that Searcey boarded a train and rode thirty miles in the direction of Los Angeles, but at that point had changed his mind and started back for the East. He was captured and tried, with the result stated. About the only direct evidence connecting Searcey with the murder were a number of footprints in the desert sands, which were measured by the officers five days after the murder.

Ever since Searcey's conviction and sentence a doubt has prevailed among the people of San Bernardino County as to his guilt, and some time ago Governor Budd received a numerously signed petition praying him to commute the sentence from death to imprisonment for life. One of the signers of the petition was the Judge before whom the case was tried.

After a careful examination of the evidence in the case Governor Budd has decided to grant the prayer of the petitioners, and the commutation will, it is understood, be issued to-day, and Searcey will not hang.

SACRAMENTO SOLDIERS.

Company F's Men of the Sixth Will Soon be Here.

Next week will find scores of men wearing the blue on the streets of Sacramento. On Monday the members of the Sixth Regiment will begin their thirty days' furlough, at the expiration of which the regiment will be mustered out of the service.

Company F was almost wholly recruited in Sacramento, where most of the men were employed and had their homes, and they will naturally spend most of their furlough here and return to resume their respective callings when mustered out.

Captain Lucey, however, doesn't like the idea of so soon leaving the service. In order to get to Manila, where there is a prospect of active duty, he has resigned his Captain's commission for the purpose of accepting a Lieutenancy in Battery D of the Heavy Artillery, which is going to the front.

This is the same battery in which Frank S. Sprague is First Lieutenant.

THE FASSETT CASE.

Judgment Rendered for the Plaintiff for $6,727.50.

The case of George Fassett, administrator of the estate of Lydia Fassett, deceased, against H. H. Fassett for the recovery of $8,500, which the latter claimed Mrs. Fassett had given him in 1882 in consideration of having a home during her lifetime, was concluded in Judge Johnson's court yesterday. The suit was also for interest, the plaintiff contending that the money was a part of the estate.

The jury gave judgment for the plaintiff for $6,727.50. Hiram W. Johnson was counsel for the plaintiff, and Driver & Sims for the defendant.

"CURLY KID" CAPTURED.

The Fourth Man in the Japanese Robbery Near Brighton.

John Burns, alias "Curly Kid," the fourth one of the men who robbed the Japanese near Brighton a short time ago, was captured at Fresno yesterday and Detective Max Fisher will go down after him to-day.

Sheriff Johnson and Detective Fisher have done excellent work in the apprehension of these men on so slight clues as they had to work on, and they deserve great credit for their effective work. One of the men is already serving his sentence of twenty-five years in Folsom Prison, and the two who escaped from jail are likely to be soon recaptured.

Children to be Cared For.

Judge Hart yesterday awarded to the Children's Society, through its special officer, Dan Healy, the custody of the four children of Mrs. Westlake and the daughter of her sister, Mrs. Crawford, and the rescued children will be provided with good homes, if possible.

Their mothers are awaiting trial for cruelty to children and vagrancy.

Great Artists.

The fact that the Great Wallace Shows, to appear here to-morrow, are composed exclusively of the greatest artists known, and that their property is the best ever built for show purposes, ranks it the highest class circus in the world.

Dental Crown Work.

Dr. Weldon makes a specialty of crown and bridge work, 806½ J. *

McMorry sells groceries. Agent for Coronado water and Stockton sarsaparilla and iron. 531 M street. *

For a cool, sharp glass of steam or lager, El Dorado, 826 J. *

Natural gas supplies. Tom Scott, 303 J.*

JACKSON'S

Napa Soda

has all the VIM, LIFE and SPARKLE, without the bite, burn and sting of artificially carbonated mineral waters.

BEWARE OF CHEAP IMITATIONS.

W. H. HAYCOCK, AGENT,

821 K street, - - next to Hale's.

BOTH 'PHONES.

THREE BAD BOYS IN JAIL.

STARTED ON THE PETIT LARCENY LINE HERE.

One is a Bright High School Graduate, Who Might Do Much Better.

There are three boys at the City Prison who give the names of Henry Lehman, Edward Kirby and Albert McManus, respectively 15, 16 and 13 years old, and they are booked for petit larceny.

They came here on Tuesday night, and have since been working the stores and shops whenever they could get a chance. They came to grief, however, at Isidore Cohn's, on J street, near Fourth. Lehman was outside and the others went in on some excuse, and Isidore detected Kirby making away with some knives, and collared both of them. Lehman put on a bold face and said, "Here, let those boys alone. I will be responsible for anything they have taken and will pay for it."

He became so insistent that Cohn finally hit him a back-handed slap in the face; whereupon he changed his tactics and declared he would stay till a policeman came and prefer a charge of battery against Cohn. When Police Sergeant Dolan came along, however, all three of the boys were taken to the station and locked up. Officers Maley and Fisher and Sergeant Dolan started in to find out what else the boys had been doing, and found that the pair of shoes Kirby was wearing had been stolen from the Hub, on J street, and that five handkerchiefs had been stolen from Bush's, on the corner of Fourth and K.

Last evening McManus, who is small for his age, and, apparently, the least guilty of the three, was questioned by Chief of Police Dwyer and Officer Fisher and acknowledged that the handkerchiefs had been stolen by Lehman from "a long, tall showcase" at Fourth and K streets, and had been sold by him at a place which he did not know. He fell in, he said, with Lehman at Port Costa and they came up on the train together. His father works on a ranch at Modesto. He did not know much of the doings of the other boys, except in regard to the knives and handkerchiefs, but they had told him they had stolen some pants in San Francisco.

Lehman is the "flyest kid" with whom the police have come in contact for many a day. He is cool, self-possessed and confident, with a bright, keen eye and a ready tongue, either for impudence or sarcasm. He feels fully able to take care of himself as against the officers' wiles. He is a High School graduate, conversant with Latin and Greek, and speaks German and English fluently. He stood off Chief Dwyer's questioning yesterday afternoon, and told his comrades, when he returned to his cell, that "the big guy could not make his pump work on him."

Officer Maley took McManus out last night to locate the place at which he had sold the handkerchiefs and found he had disposed of them to some women on lower L street.

Petition for Probate.

Rebecca Nathan, executor of the will of S. S. Nathan, deceased, has filed in the Superior Court her petition for the probate of the will. The estate consists of the homestead property, valued at $2,000 over the statutory homestead exemption, and furniture and personal property valued at $300.

Another War With Spain.

Some newspapers think the Spanish are making secret preparations to seize Cuba and Porto Rico again, and get back what they lost during the late war. We do not believe these rumors. Enemies cannot successfully attack a strong nation like the United States. Neither can diseases successfully attack strong constitutions. If a man has a healthy stomach, disease cannot get a foothold. The best remedy known to science for making strong constitutions is Hostetter's Stomach Bitters. This is that long-tried remedy which makes the stomach healthy by making the digestion perfect. Perfect digestion makes pure blood. Pure blood carries strength and vigor into every corner of the body through the veins. The Bitters are incomparable for nervousness and sleeplessness.

All Specials and Great Values.

Men's $1.50 wool sweaters for 85c. Ladies' Jersey ribbed 50c vests or drawers, 25c. Men's heavy 75c Jersey ribbed undershirts, extra sizes, for 48c. Sacramento Home Supply Co., formerly the Red House. *

Night School.

Grammar course, shorthand, bookkeeping, at Howe's Academy, 1019 J. $5 per mo. *

Anti-Asiatic Cigars.

There is no Chinatown flavor about "The Maine" 5-cent cigar. A Coolot, distributor. *

Try McMorry's Blend Coffee, 35c. *

MARRIED.

STEBBINS-FOUNTAIN—In this city, at the home of the bride, October 5th, by Rev. A. C. Herrick, James H. Stebbins to Elizabeth Fountain. *

GASTMANN-BRUNER—In this city, October 5th, by Rev. Charles F. Oehler, at the German Lutheran Church, Martin Gastmann to Margaret Bruner, both of this city. *

DIED.

CAHILL—In this city, October 3d, Edward Cahill, brother of John and William Cahill and Mrs. L. C. Green of Carrington, N. D., a native of Iowa, aged 18 years.

Friends and acquaintances are respectfully invited to attend the funeral to-day (Thursday), at 3 p. m., from Clark's undertaking parlors, 1017 and 1019 Fourth street. Interment City Cemetery.

CAHILL—In this city, October 4th, W. H., husband of Mabel Cahill (father of Aubery Cahill, brother of John and the late Edward Cahill and Mrs. L. C. Green of Carrington, N. D.), a native of Iowa, aged 25 years.

Friends and acquaintances are respectfully invited to attend the funeral to-day (Thursday), at 3 p. m., from Clark's undertaking parlors, 1017 and 1019 Fourth street. Interment City Cemetery.

CROFTON—In this city, October 4th, John Crofton of Walnut Grove, husband of Ellen Crofton, father of Emma E., Annie E. and Edward W. Crofton, brother of the late Samuel Crofton, uncle of Jennie Crofton, a native of Ireland, aged 69 years, 4 months and 14 days.

Friends and acquaintances are respectfully invited to attend the funeral to-day (Thursday), at 2 p. m., from Masonic Hall, Sixth and K streets, under the auspices of Franklin Lodge, No. 143. Interment City Cemetery.

ROLLER—In this city, October 4th, Annie C., beloved wife of Benjamin Roller, mother of Thomas R. Roller, a native of New York, aged 46 years. (San Francisco papers please copy.)

Friends and acquaintances are respectfully invited to attend the funeral to-day (Thursday), at 1:30 p. m., from the Sixth-street M. E. Church, Sixth street, between K and L. Interment City Cemetery.

WHEELER—In this city, October 4th, Fred L. Wheeler, father of Louis E. Wheeler, a native of Boston, aged 65 years.

Friends and acquaintances are respectfully invited to attend the funeral to-morrow (Friday), at 2 p. m., from Clark's undertaking parlors, 1017 and 1019 Fourth street. Interment City Cemetery.

Sacramento's Only Exclusive Dry Goods House.

B. WILSON & CO.

Seventh and J Sts.

THE DISPLAY OF FALL LINES

is taxing our shelf capacity to the utmost. The new things from Eastern and European factories are coming in daily.

Flannelette Wrappers

for women; just the needed home garment for coolish days; these we tell of are bright and new; the patterns are the prettiest we could find, the making is tasty in style and of course well and neatly done.

Prices,

$1.00, $1.25, $1.50 Each.

Dress Goods.

A late arrival of just 20 pieces of All-wool Suitings, in the very latest weaves, pierola and bourette effects; 40 and 42 inches wide. The very thing for fall, school, street or travel. Price,

50c yard.

Mail orders, city or country, carefully and promptly filled.

200 Cigar Factories

in the City of Havana, some making the finest cigars in the world and some making very poor ones. The Dominguez cigar factory in Philadelphia uses no poor or injured tobacco leaves. Its output ranks in quality with that of the best Havana factories.

HALL, LUHRS & CO., Agents.

Greatest Bargains Ever Offered

In GOLD RINGS this week. Call and see for yourselves at Administrator's Sale, Hyman's Jewelry Store, 506 J street.

Gogings' Vegetable Liver Pills

A purely vegetable compound that will cure Sick Headache, Constipation, Dyspepsia, La Grippe, Fevers, Colds and KIDNEY TROUBLES.

Will cure where others fail. The only pill suitable to this climate. Price, 25c.

R. E. GOGINGS,

904 J STREET, - - - SACRAMENTO.

THE AMERICAN RUBBER TIRES

Are the Best.

Applied to old or new wagon wheels.

A. MEISTER & SONS,

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Excellence

and purity in ingredients in compounding prescriptions are what we strive for. We never tire in effort to make this place an absolutely reliable prescription pharmacy. We know the care and pains of years can be undone by a single error, and we propose to avoid even one mistake.

McMORRY'S RELIABLE PRESCRIPTION PHARMACY,

Sixth and K.

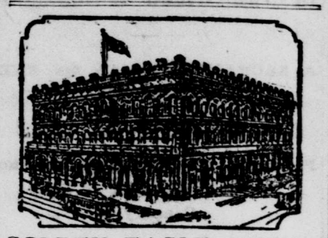
LABOR-SAVING SOAP.

It is worth the while of every housekeeper to know that the King of Soaps is a labor saver—that it washes clothes with little or no rubbing.

This is not its only recommendation, as it is a veritable dirt killer wherever applied.

CAPITAL SOAP CO., SACRAMENTO.

HOTELS AND RESTAURANTS.



GOLDEN EAGLE HOTEL.

Corner Seventh and K Streets.

STRICTLY FIRST-CLASS. FREE 'BUS to and from the cars.

GRAY & TITUS, Proprietors.

CAPITAL HOTEL,

S. W. Cor. K and Seventh Sts., Sacramento.

CONDUCTED ON THE EUROPEAN plan. Strictly first-class. Electric cars pass the door every three minutes.

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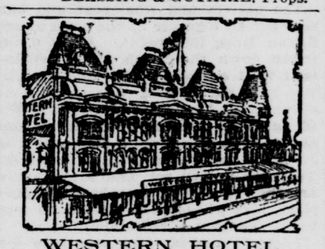

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THE LEADING HOUSE OF SACRAMENTO, Cal. Meals, 25c. WM. LAND, Proprietor. Free 'bus to and from hotel

STATE HOUSE HOTEL,

Corner Tenth and K Sts., Sacramento.

BOARD AND ROOM, $1 25 TO $2 PER day. Meals, 25c.

Accommodations first-class. Free 'bus to and from hotel. W. J. ELDER, M'gr.

TURCLU HOTEL,

805 K Street.

CONDUCTED ON THE EUROPEAN plan; strictly first-class; hot and cold baths free to guests; electric cars pass the door. FRANK MEYER, Prop.

THE METROPOLITAN,

427½ K Street.

AN ELEGANT MODERN ROOMING house, centrally located. Rooms in suites and single at popular prices. Travelers solicited. MRS. E. J. C. KETCHUM.

MAISON FAURE.

RESTAURANT DE FRANCE AND Oyster House, 427 K street (formerly near Golden Eagle Hotel). Meals a la carte at all hours. Family Orders, Banquets and Wedding Parties.

L. FAURE, Proprietor.

THE SINGLETON BUILDING,

SOUTHEAST CORNER OF FIFTH AND K streets. First-class in all its appointments. Rooms, single or en suite. Iced filtered water and baths free to guests.

C. F. SINGLETON, Proprietor.

THE SADDLE ROCK

RESTAURANT AND OYSTER HOUSE,

FIRST-CLASS HOUSE IN EVERY RESPECT. Ladies' dining-room separate. Open day and night. BUCKMAN & CARRAGHER, Proprietors. No. 1019 Second street, between J and K, Sacramento.

BAY RESTAURANT

1025 Second Street.

Private rooms for families; open day and night. Orders served outside. Oysters in every style. MATT and JOHN RADONICH, Proprietors.

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SUNSET ROUTE—Southern Pacific Co.

Leave SAN FRANCISCO TUESDAYS and SATURDAYS

Leave LOS ANGELES WEDNESDAYS and SUNDAYS

Commencing November 5th a Limited Train, similar in equipment and character to Sunset Limited, will be run semi-weekly between Los Angeles, St. Louis and Chicago, through El Paso, Fort Worth and Texarkana. A through San Francisco-Chicago car will be a part of this train's equipment.

Ask S. P. Co. Agents for more complete information.

Night School Pupils

We carry the most complete line of DRAWING INSTRUMENTS in the city.

Squares, Triangles, Scales, Drawing Paper, Drawing Inks, Erasers and Pencils.

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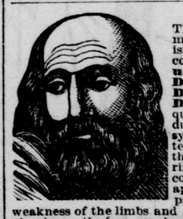

DR. GIBBON.

This old reliable and the most successful Specialist in San Francisco, still continues to cure all Sexual and Seminal Diseases, Skin Diseases, Nervous Debility, the consequence of excesses producing the following symptoms: sallow countenance, dark spots under the eyes, pain in the head, ringing in the ears, loss of confidence, diffidence in approaching strangers, palpitation of the heart, weakness of the limbs and back, loss of memory, pimples on the face, coughs, consumption, etc. Dr. Gibbon has practiced in San Francisco over 37 years and those troubled should not fail to consult him and receive the benefit of his great skill and experience. The doctor cures when others fail. Try him. Cures guaranteed. Persons cured at home. Charges reasonable. Call or write. Dr. J. F. Gibbon, 625 Kearny street, cor. Commercial, San Francisco, Cal.

When ordering please refer to advertisement in "The Record-Union."

PROCLAMATION.

STATE OF CALIFORNIA,
Executive Department.
Sacramento, July 30, 1898.

Whereas, The Legislature of the State of California, at its thirty-second session, beginning on the Fourth day of January, A. D., 1897, two-thirds of all ehe members elected to each of the two houses of said Legislature voting in favor thereof, proposed the following described amendments to the Constitution of the State of California, to-wit:

Amendment Number One.

(Being Senate Constitutional Amendment No. 41.)

A resolution to propose to the people of the State of California an amendment to Section Eighteen of Article Eleven of the Constitution, in relation to revenue and taxation, by which it is proposed to amend said section to read as follows:

Section 18. No county, city, town, township, board of education or school district shall incur any indebtedness or liability in any manner or for any purpose exceeding in any year the income and revenue provided for it for such year, without the assent of two-thirds of the qualified electors thereof, voting at an election to be held for that purpose, nor unless before, or at the time of incurring such indebtedness, provision shall be made for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also provision to constitute a sinking fund for the payment of the principal thereof on or before maturity, which shall not exceed forty years from the time of cantracting the same; provided, however, that the City and County of San Francisco may at any time pay the unpaid claims with interest thereon for materials furnished to and work done for said city and county during the forty-third and forty-fourth fiscal years, out of the income and revenue of any succeeding year or years; provided, that any and all claims for making, repairing, altering, or for any work done upon or for any material furnished for any street, lane, alley, court, place, or sidewalk, or for the construction of any sewer or sewers in said city and county, are hereby excepted from the provisions of this section; and in determining any claim permitted to be paid by this section, no statute of limitations shall apply in any manner; and provided further, that the City of Vallejo, in Solano County, may pay its existing indebtedness incurred in the construction of its water works, whenever two-thirds of the electors thereof voting at an election held for that purpose shall so decide. Any indebtedness or liability incurred contrary to this provision, with the exception hereinbefore recited, shall be void.

Amendment Number Two.

(Being Senate Constitutional Amendment No. 10.)

A resolution proposing to the people of the State of California an amendment to the Constitution of the State, by adding a new section, to be known and designated as Section Seven and one-half, Article Eleven thereof, providing for the framing by the inhabitants of counties of local county government Acts for their own government. The said proposed new section to read as follows:

Section 7½. The inhabitants of any county may frame a county government Act for their own government, relating to the matters hereinafter specified, and consistent with, and subject to, the Constitution and laws of this State, by causing a board of fifteen freeholders, who have been, for at least five years, qualified electors of such county, to be elected by the qualified electors of such county, at any general or special election, whose duty it shall be within ninety days after such election to prepare and propose a county government Act for such county, which shall be signed in duplicate by the members of such board, or a majority of them, and returned, one copy thereof to the Board of Supervisors or other legislative body of such county, and the other copy to be sent to the recorder of deeds of the county. Such proposed county government Act shall then be published in two papers of general circulation in such county, or if there be not two such papers, then in one only, for at least twenty days, and within not less than thirty days after such publication it shall be submitted to the qualified electors of such county, at a general or special election, and if a majority of such qualified electors voting thereon shall ratify the same it shall thereafter be submitted to the Legislature for its rejection or approval, as a whole, without power of alteration or amendment, and if approved by a majority of the members elected to each house, it shall be the county government Act of such county, and shall in such case become the organic law thereof and supersede any existing county government Act, and all amendments thereof, and all special laws inconsistent with such county government Act.

A copy of such county government Act, certified by the President of the Board of Supervisors or other legislative body of such county, and authenticated by the seal of such county, setting forth the submission of such county government Act to the electors, and its ratification by them, shall be made in duplicate and deposited, one in the office of the Secretary of State, the other, after being recorded in the office of the recorder of deeds in the county, among the archives of the county.

All courts shall take judicial notice thereof. The county government Act so ratified may be amended, at intervals of not less than two years, by proposals therefor, submitted by the legislative authority of the county, to the qualified electors thereof, at a general or special election held at least forty days after the publication of such proposals for twenty days in a newspaper of general circulation in such county, and ratified by at least three-fifths of the qualified electors voting thereon, and approved by the Legislature as herein provided for the approval of the county government Act. In submitting any such county government Act any alternative article or proposition may be presented for the choice of the voters, and may be voted on separately without prejudice to others.

It shall be competent in all county government Acts framed under the authority given by this section to provide for the manner in which, the times at which, and the terms for which the several township and county officers, other than Judges of the Superior Court, shall be elected or appointed; for their compensation; for the number of such officers, for the consolidation or segregation of offices, for the number of deputies that each officer shall have, and for the compensation payable to each of such deputies, for the manner in which, the times in which, and the terms for which the members of all boards of election shall be elected or appointed; and for the constitution, regulation, compensation and government of such boards, and of their clerks and attaches; also, to prescribe the manner and method by which all elections by the people shall be conducted; and may in addition determine the tests and conditions upon which electors, political parties and organizations may participate in any primary election.

Whenever any county has, in the manner and method herein pointed out, adopted any county government Act, and the same shall have been approved by the Legislature as aforesaid, the directions of Sections Four and Five of this article, providing for the uniformity of a system of county governments throughout the State, and likewise providing for the election and appointment of officers, and the regulation of their compensation, shall not apply. Said county government Act shall, as to any of the matters hereinabove provided for and declared by such county government Act, not be subject to and law or amendment enacted by the Legislature except by amendment first submitted to the electors and ratified in the manner hereinabove set forth.

Amendment Number Three.

(Being Senate Constitutional Amendment No. 44.)

A resolution proposing to the people of the State of California an amendment to the Constitution of the State, by adding a new section, to be known and designated as Section Five and one-half, Article Six, thereby providing for the organization of a court, to be known as the Court of Claims. The said proposed new section to read as follows:

Section 5½. The Court of Claims shall consist of any three Judges of the Superior Court, who may be requested by the Governor to hold court at the regular terms thereof. The Court of Claims shall have exclusive jurisdiction to hear and determine all claims of every kind and character against the State, under such laws as may be passed by the Legislature, and its judgment thereon shall be final. The terms of the Court of Claims shall be held as follows:

In the City of Los Angeles, commencing on the second Monday of March;

In the City and County of San Francisco, commencing on the second Monday in July, and

In the City of Sacramento, commencing on the second Monday of November of each year.

The Judges holding such term of court shall receive no extra compensation therefor, but shall receive their actual expenses, to be paid out of the general fund of the State Treasury. The Legislature shall enact all laws necessary to organize such court, to provide the procedure thereof, and to carry out the provisions of this section.

Amendment Number Four.

(Being Assembly Constitutional Amendment No. 37.)

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, amending article eleven, by adding a new section thereto, to be known as section number five and one-half, relating to consolidated city and county governments. The said proposed new section to read as follows:

Section 5½. The provisions of section four and five of this article shall not, nor shall any legislation passed pursuant thereto, apply to any consolidated city and county government, now existing or hereafter formed, which shall have become, or shall become, organized under section seven, or secure a charter under section eight of this article.

Amendment Number Five.

(Being Assembly Constitutional Amendment No. 36.)

A resolution to propose to the people of the State of California, an amendment of section fifteen and section sixteen of article five of the Constitution of the State of California, by which it is proposed to amend said section to read as follows:

Section 15. A Lieutenant Governor shall be elected at the same time and place and in the same manner as the Governor, and his term of office and his qualifications shall be the same. He shall be President of the Senate, but shall only have a casting vote therein.

Section 16. In case of the impeachment of the Governor, or his removal from office, death, inability to discharge the powers and duties of his office, resignation, or absence from the State, the powers and duties of the office shall devolve upon the Lieutenant Governor for the residue of the term, or until the disability shall cease. And should the Lieutenant Governor be impeached, displaced, resign, die, or become incapable of performing the duties of his office, or be absent from the State, the President pro tempore of the Senate shall act as Governor until the vacancy in the office of Governor shall be filled at the next general election where members of the Legislature shall be chosen, or until such disability of the Lieutenant Governor shall cease. In case of a vacancy in the office of Governor for any of the reasons above named, and neither the Lieutenant Governor nor the President pro tempore of the Senate shall succeed to the powers and duties of Governor, then the powers and duties of such office shall devolve upon the Speaker of the Assembly, until the office of Governor shall be filled at such general election.

Amendment Number Six.

(Being Assembly Constitutional Amendment No. 38.)

A resolution to propose to the people of the State of California an amendment to section six, article nine of the Constitution of the State of California, relating to grammar schools, by which it is proposed to amend said section to read as follows:

Section 6. The public school system shall include primary and grammar schools, and such high schools, evening schools, normal schools and technical schools as may be established by the Legislature or by municipal or district authority, but the entire revenue derived from the State school fund, and the State school tax, shall be applied exclusively to the support of primary and grammar schools. Grammar schools shall include schools organized in a school district, or union of school districts, having more than one thousand inhabitants, in which a course of study shall be taught which will prepare pupils to enter the agricultural, mining or scientific departments of the University of California.

Amendment Number Seven.

(Being Assembly Constitutional Amendment No. 34.)

A resolution to propose to the people of the State of California an amendment to section two of article four of the Constitution, in relation to sessions of the Legislature, by which it is proposed to amend said section to read as follows:

Section 2. The sessions of the Legislature shall commence at twelve o'clock meridian on the first Monday after the first day of January next succeeding the election of its members, and shall be biennial unless the Governor shall in the interim convene the Legislature by proclamation. The Legislature shall then remain in session for twenty-five days, after which it must adjourn to some date not less than thirty nor more than sixty days from the time of adjournment. If the two houses fail to agree upon a time at which they will resume their session, the Governor shall, by proclamation, fix a date for such reconvening, which shall be within the limits above prescribed. Upon reassembling, the Legislature shall complete its session. No pay shall be allowed to members for a longer period than seventy-five days, and no bill shall be introduced in either house except at the first twenty-five days of the session, without the consent of three-fourths of the members thereof.

NOW, THEREFORE, Pursuant to the provisions of the Constitution, and an act of the Legislature of the State of California, entitled "An Act to provide for the submission of proposed amendments to the Constitution of the State of California, to the qualified electors for their approval," approved March 7, A. D. 1883, the above described proposed amendments are hereby published and advertised to be voted upon, by ballot, by the qualified electors of the State, at the election to be held throughout this State on

Tuesday, November 8, A. D. 1898.

The said proposed amendments are to be separately voted upon in manner and form as follows:

Each ballot used at such election must contain written or printed thereon the following words, whereupon the voter may express his choice as provided by law:

Amendment Number One, being Senate Constitutional Amendment No. 41 (exempting certain claims against the city and county of San Francisco, and the existing indebtedness of the city of Vallejo for the construction of its water works from the provisions of the Constitution requiring such claims to be paid from the income and revenues of the year in which they were incurred). For the Amendment?	Yes / No
Amendment Number Two, being Senate Constitutional Amendment No. 10 (providing for framing local county government Acts, by inhabitants of counties for their government). For the Amendment?	Yes / No
Amendment Number Three, being Senate Constitutional Amendment No. 44 (providing for the creation of a Court of Claims to determine claims against the State, and to consist of three Superior Judges designated by the Governor to serve without extra compensation). For the Amendment?	Yes / No
Amendment Number Four, being Assembly Constitutional Amendment No. 37 (exempting consolidated cities and counties, organized or to be organized, or holding a charter under the Constitution, from certain legislation in relation to counties). For the Amendment?	Yes / No
Amendment Number Five, being Assembly Constitutional Amendment No. 36 (relating to office of Governor, providing for succession thereto in certain cases and removing disability of Lieutenant Governor from holding other office during term). For the Amendment?	Yes / No
Amendment Number Six, being Assembly Constitutional Amendment No. 38 (relating to and defining Grammar Schools). For the Amendment?	Yes / No
Amendment Number Seven, being Assembly Constitutional Amendment No. 34 (providing for adjournment of Legislature for not less than thirty nor more than sixty days during each session). For the Amendment?	Yes / No

Witness my hand and the great seal of the State of California, the day and year herein first above written.

JAMES H. BUDD, Governor.

Attest: L. H. Brown, Secretary of State.

[Seal.] au5-td

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