CHIEF DEMANDS INVESTIGATION

COMMISSION GIVES OFFICIAL PREFERENCE

Walter Lips Gets Ahead of Complainants—Insurance Adjuster and Miss Mathewson Are Made Defendants in Case

Knowing that Miss Helen Mathewson would prefer charges against him for incompetency in handling the recent fire in which the Hotel Coronado was burned to the ground and that the Merchants and Manufacturers' association would demand an investigation of both the hotel fire and the Harris & Frank conflagration, Fire Chief Walter Lips yesterday demanded that Miss Mathewson and Insurance Adjustor D. B. Wilson be cited to appear before the board of fire commissioners and substantiate their charges against him.

The fire commission acted on the suggestion of the chief and set Thursday morning, December 28, at 10 o'clock, as the date on which Miss Mathewson and Mr. Wilson must come before them and prove their charges. By adopting this method the board turned the tables on Miss Mathewson and instead of Chief Lips being placed on trial Miss Mathewson and Mr. Wilson will be made the victims of the investigation.

Makes Specific Charges

Miss Mathewson's charges against the fire chief were filed yesterday morning, as she had threatened to do, as was also a communication from Secretary Zeehandelaar of the Merchants and Manufacturers' association. The civic association asked for an investigation on the ground that the stories current of the inefficiency of the fire department worked a serious detriment to the growth and prosperity of the city.

The communication from the chief was filed at about the same time, but the commission preferred to consider the chief's claims before those of the association or Miss Mathewson, and had his defi read first. The board took occasion to act on this communication, and when the charges of Miss Mathewson were reached, which was the last thing in the order of business, instructed the secretary to notify Miss Mathewson to appear and prove her statements.

Miss Mathewson's charges contained seven clauses as follows: Failure of engine companies to respond promptly, failure to have steam up and ready for work when they did come, inattention to duty at the time the fire was most dangerous and disastrous, ignorance of the location of fire plugs, incompetency in handling the fire, failure to have sufficient hose and failure to use the hose they had to the best advantage.

The special charge of incompetency in handling the fire and directing operations is made against Fire Chief Lips and in the other charges he is held equally guilty with the members of Engine company No. 11.

M'CORMICK IS APPOINTED

Attorney Lawler Selects Police Court Prosecutor as His Assistant in New Position

As soon as Oscar Lawler receives his commission as United States attorney the appointment of A. I. McCormick as Mr. Lawler's assistant will take effect.

Attorney Lawler has forwarded the name of Mr. McCormick to Washington for approval. The position is looked upon as being in every way a desirable one. The salary is $150 per month.

Mr. McCormick came here from Bakersfield and has for some time occupied the position of prosecutor in the police court.

"ARISTOCRACY DIES WITH ME"

Bitter Plaint of a French Princess on Her Deathbed—Deplores Rush of Tradespeople Into Haut Monde

Special Cable to The Herald.

PARIS, Dec. 23.—"The old French aristocracy dies with me," cried the Princess De Valmont on her deathbed. She was a bitter old soul, who, born of a long line of uncontaminated ancestors, and married to a noble of equally superfine strain, had, through her husband's death in financial difficulties, to marry her five children to "abominable persons" of high character but with the blight of trade or industry in their blood.

Her last years were made mournful to her by this pitiful descent, and just before her grandiose last utterance, looking with a bitter smile at her children and grandchildren, she broke the silence in the following terrible reflections:

"We have here" (counting on her fingers) wholesale grocery, confectionery, coal mining and the stock exchange, and all grafted on the old tree of the De Valmonts."

TO PRESERVE HUMAN BEAUTY

Paris Has Under Consideration the Forming of an Association for Body Culture and Preservation

Special Cable to The Herald.

PARIS, Dec. 23.—A proposal is made to form a society for the protection of human beauty. The idea is to prevent by legislation and by force of public opinion the spoiling of beauty in men, women and children by work and conditions which, without being sufficiently detrimental to health to fall under existing laws, degrade human forms and dull the radiance of beautiful faces. It is maintained that the human face is becoming under modern stress so unlovely that if something is not speedily done the ideal of beauty will be lost and with it all art and every external impulse toward the creation of beauty, whether in literature or in painting and sculpture.

DUKE GOES TO SOUTH AFRICA

Connaught to Make Eight-Week Trip Via the Suez Canal With Wife and Princess

Special Cable to The Herald.

LONDON, Dec. 23.—Arrangements for the duke of Connaught's tour in South Africa have been completed. He will be accompanied by the duchess of Connaught and Princess Patricia, and will sail from Southampton a week from Saturday. The duke plans to remain in South Africa about eight weeks, proceeding home by way of the Suez canal. He will inspect the troops in Cape Colony, Orange River Colony, Transvaal and Natal, and will visit the principal battlefields.

MEN WHO HAVE MADE SOUTHERN CALIFORNIA

ARCHIBALD DOUGLAS

Archibald Douglas was born in Fort Madison, Iowa, forty-six years ago. Moved to St. Louis, Mo., in 1872, and arrived in California in 1896. Is at the head of the Douglas Clay Product company, formerly the Los Angeles Stoneware and Sewer Pipe company, vice president Alsop Engineering and Construction company and president Duryea-White Machinery company of Los Angeles. Mr. Douglas is married and has three children.

HE SAW BOTH HIS WIVES IN THE SAME THEATER

ONE EFFECT OF PROMISCUOUS DIVORCE AND MARRIAGE

Amusing Incident Marks Closing of San Carlos Opera Season—Lord Roslyn Beholds Divorced Wife in an Adjoining Box at Playhouse

Special to The Herald.

LONDON, Dec. 23.—The last night of the San Carlos opera season was marked by an incident which caused intense amusement to certain members of the American colony in London and to many others who were "eye and ear witnesses."

The orchestra had just finished the overture when the earl of Roslyn and his new countess, who was Miss Anna Robinson, the American actress, made a rather sensational entrance.

The countess was wearing her huge pearls and diamonds and had left her opera cloak outside, which is a little unusual at this season of the year, so that she was a good deal stared at. The couple took their seats immediately under Alfred de Rothschild's box on the ground tier.

Lord Roslyn glanced up to the baron's box and uttered an exclamation loud enough to be heard back two rows. In the box regarding him and especially his wife, through a pair of lorgnettes, was his first wife, who divorced him and married again.

Lord Roslyn, apparently lost his head for he remarked, in a characteristically loud voice:

"Not often you see both your wives in the same theater, is it?"

The new countess was visibly embarrassed, but two well known members of the American colony became almost hysterical.

MUCH CRIME IN THE DRAMA

Some of the Plays Which Delight London's Thriller-Lovers Are Great Breeders of Wickedness

Special Cable to The Herald.

LONDON, Dec. 23.—The United States is not the only part of the world where the blood and thunder melodrama holds sway. In the United States one murder an act is sufficient; in England they want a massacre. Every scene must have its shriek, every title must be a yell. Here, for instance, are a few of the dramas now touring the British provinces:

"The Biggest Scamp on Earth."
"A Disgrace to Her Sex."
"The Female Swindler."
"D. T.; or, Lost by Drink."
"Her One Great Sin."
"The Ugliest Woman on Earth."
"Fiends of London."
"The King of Crime."
"An Abandoned Woman."
"A Wrecker of Men."
"The Executioner's Daughter."
"The Girl Who Lost Her Character."
"A Rogue's Daughter."
"The Vengeance of Women."
"The Worst Woman in London."
"A Beautiful Fiend."
"Her Fatal Past."
"The Price of Her Soul."
"The Prince of Rogues."
"The Branded Woman."
"In a Woman's Grip."
"The Greatest Scoundrel Living."

The cult of "The Beautiful Fiend" is trailed over all these works. Villainesses are the height of stage fashion. One melodramatist, perceiving to the full their possibilities, has furnished a single play with no fewer than four of them.

FOR A MEATLESS RESTAURANT

Company Formed to Exploit the Miles Diet for London, and Shares Are Placed With the Public

Special Cable to The Herald.

LONDON, Dec. 23.—The prospectus of a company which will enable mankind to dine out and dine wisely for a few pence was issued yesterday under the aegis of Mr. Eustace Miles, the diet expert. Meat food has no place in this scheme.

It will be known as the Eustace Miles Restaurant company, and will have a capital of £10,000, divided into 7500 ordinary shares of £1 each and 2500 deferred shares of the same value.

Mr. Miles is so confident that mankind will flock to his restaurants that he will take no salary as managing director for the first year, and after that only what his directors choose to give him. Neither will he receive any dividend on his deferred shares until 10 per cent has been earned for the ordinary shareholders.

The first of the restaurants will be opened in the neighborhood of Charing Cross, and others will follow as the public ask for them.

KENTUCK" IS TO HAVE A GREAT "HOME COMING"

COLONELS AND FAIR WOMEN TO FOREGATHER IN JUNE

Five Days of Reunion in Louisville, When the 600,000 Natives Living Elsewhere Are Invited Once More to Assemble in Blue Grass State

Special to The Herald.

LOUISVILLE, Dec. 23.—Acting upon a suggestion made to it by a young lady born in Kentucky, but now living in Colorado, the Louisville Commercial club is to have a "Home Coming" for all Kentuckians next June. The plans, as far as matured, contemplate a celebration much more extensive than any of the "Home Coming" weeks ever held in New England. The dates fixed are June 13, 14, 15, 16 and 17.

The first day will be known as "Reception and Welcome day." Every county in the state will establish headquarters in the new armory at Louisville, where registration of visitors will take place. This will be followed by a civic and military parade. Mr. Henry Watterson has been invited to deliver the chief address of welcome, and former Governor David R. Francis of Missouri the response.

Thursday, June 14, is to be "Foster day," in honor of Stephen Collins Foster, the author of the immortal song, "My Old Kentucky Home." Friday, June 15, "Daniel Boone day" will give both host and guest the opportunity of paying tribute to the Kentucky pioneer, reviving the state's earliest history, the trials and privations of its men and women in the eighteenth century, the fights led by Gen. George Rogers Clark, Kentuckians at the river Raisin, etc. Saturday, June 16, has been set aside as "Greater Kentucky day," with barbecues, campfires, and the like. Sunday, June 18, will be given over to the spirit inspired by the song "Until We Meet Again." All the pulpits of the Louisville churches will be filled by ministers of the gospel who are former Kentuckians.

The census of 1900 shows that there are now 600,000 natives of Kentucky now living in other commonwealths of the United States. The Louisville Commercial club, while it would be gratified to have the name and address of every one of these former Kentuckians for the purpose of extending invitations to them, does not expect to receive a complete list, but has placed on foot a plan whereby it hopes to procure a large percentage of this 600,000. Through the efforts of Kentucky societies in other cities, and of prominent Kentuckians in many of the states, the club has already collected a list of several thousand; indeed, it now has names from every state and territory in the union and eleven foreign countries.

MRS. MACKAY A SOCIAL LIGHT

Her Paris House Opened With Great Eclat for Granddaughter's Debut. Latter's Wonderful Headdress

Special Cable to The Herald.

PARIS, Dec. 23.—Mrs. John W. Mackay has opened her sumptuous residence to her friends, with a reception in which she was assisted in doing the honors by her granddaughter, Marchioness Donna Bianca, and the Comte Vonvolioir, Donna Bianca's fiance.

The lovely young fiancee created a sensation by the originality of her toilet, which consisted of a filmy gown of purest white crepe de chine made in classically simple style. In her hair was a spray of morning glories, to which, in some invisible fashion, a live butterfly was fastened, the little creature fluttering from one blossom to another with apparent perfect ease. In her hand Donna Bianca carried a bunch of morning glories, loosely arranged to fall in natural clusters upon the vinelike stems. Among these blossoms also butterflies perched. The effect was nymphlike to a degree.

THRONE FOR PRINCE EITEL

The Kaiser's Movements Indicate His Son Will Rule Brunswick if He Has His Way About It

Special Cable to The Herald.

BERLIN, Dec. 23.—The unexpected visit of Emperor William to Brunswick, the capital of the duchy of Brunswick, to confer with Prince Albrecht, the regent, and the secret visit of the grand duke of Oldenburg, father of the betrothed wife of Prince Eitel Frederick, the second son of Emperor William, to the same capital, together with other indications, have given rise to the belief that the emperor's plan is to have Prince Eitel take the throne of Brunswick, Prince Albrecht to resign.

If you want to go east, C. Haydock, Agt. Illinois Central R. R., 238 S. Spring.

FROST ARRIVES; FRUIT IN DANGER

CHILLY VISITOR IS HERE FOR CHRISTMAS

Weather Forecaster Sends Out Warnings to Ranchers to "Smudge" Early in Orange and Lemon Groves

Jack Frost has come to spend Christmas in Los Angeles. Mr. Frost arrived early yesterday morning. He rested quietly during the day, but early this morning he will call on his many friends in this city.

Frost registered at the weather forecaster's office, Trust building, yesterday and was assigned to 33 above. Forecaster Franklin said his guest may go lower today.

In honor of the visit of the distinguished guest fruit growers will build big fires early this morning in their orange and lemon groves. They have been notified by the district forecaster at San Francisco that smudges should be arranged if they would show proper appreciation of Frost and at the same time protect the fruit.

Water Freezes

When Angelenos woke up yesterday morning they thought they were "back east." The mild-eyed cow was greatly surprised when she went for an early morning drink to find about a quarter of an inch of ice between her nose and the water.

While the mercury registered 33 degrees above zero at weather headquarters, Forecaster Franklin said that in the lowlands the temperature was probably ten or twelve degrees below that point.

Oranges were not much damaged according to reports received at local agencies yesterday. Vegetables, however, are believed to have been damaged considerably.

At no time within the last four years has the temperature gone below the mark recorded yesterday morning.

More Cold Expected

Concerning the weather prospects for today Forecaster Franklin said last night: "Indications point to a continuation of the cold weather. A high area in the intermountain region and a 'low' in the southwest have caused the cool weather in Los Angeles. Such cold periods usually last about three days. I see no indications that warmer weather will prevail before Monday. At Winnemucca, Nev., the temperature went to ten below zero, and many points in the mountainous region report severe cold.

"I have sent out warnings to all local fruit centers and the district forecaster at San Francisco has warned all fruit growers to have their smudges prepared early tonight. As far as we have learned fruits have not suffered extensively, but growers must be prepared to fire early.

MEN'S GARB TO BE BRIGHTER

Black No Longer Satisfies the Gay Masculine Butterflies and the King Will Start a Color Fad

By Associated Press

LONDON, Dec. 23.—No longer satisfied with a dreary black coat, men at last, according to the Tailor and Cutter, are beginning to adopt clothing of a bright color and vivid paterns. Especially is this the case with sporting men, owing to the fashion set by the king. During his majesty's recent stay at Sandringham he adopted a very showy style of dress, consisting of a scarlet Tam o'Shanter, a drab Norfolk jacket and knickers, and brightly colored hose.

Efforts to relieve the somberness of men's clothing has been especially directed toward the production of stylish fancy vests, and particular attention has been paid to buttons on these garments, the tailor and jeweler having tried to outdo each other in the beauty of their production.

THEATER FOR CHILDREN

Company of Adult Actors Cater to Separate Ages in Succession During Week

Special Cable to The Herald.

VIENNA, Dec. 23.—A theater for the entertainment of children has just been opened in Vienna. It is intended to give three performances each week, the artists being adults, and the piece carefully chosen so as to suit the youthful audience. Children between 7 and 9, 9 and 11 and 11 and 14 are catered for in succession week by week.

The Archduchesses Isabella and Marie Josefa of Austria are interested in a scheme for establishing "protection stations" for infants. These institutions will supply poor mothers with proper food for young children, also clothing and instruction as to how best to rear infants. It is estimated that, at the present time, of 50,000 children born every year in Vienna, 10,000 die before they are 12 months old.

TO OPEN WOMAN'S CLUB

Vacation Headquarters Will Be Established at Burnett Villa, Near Long Beach

The Southern California Co-operative Colony and Country club will open a vacation headquarters for business women at the Burnett villa, near Long Beach, on New Year's day.

The house will be conducted as a country club and will be kept open day and night to welcome all women traveling alone. Business men as well as women are invited to attend the opening reception, which will be held from 2 to 3 o'clock New Year's day.

INVESTIGATORS WILL MEET

Committee Appointed to Examine the Outfall Sewer Announces Date of Public Session

The special committee recently appointed by Mayor McAleer for the purpose of making an investigation of the construction of the outfall sewer will hold a meeting Wednesday afternoon at 3 o'clock in the commission room of the mayor's office.

This investigation will be open to the public and the protestants against the construction work on the outfall sewer are especially requested to be present.

INCORPORATIONS

Rice, Stearns & Co. (Incorporated).—Directors: Frank D. J. Rice, Jennie M. Rice, Harry S. Stearns. Incorporated for $10,000, all of which is subscribed.

WOMEN SMOKE CIGARS

Cigarettes Too Tasteless for Femininity of England, So the Big Black Mannish Weed Is Wanted

Special Cable to The Herald.

LONDON, Dec. 23.—The man who wishes to ingratiate himself with any lady of his acquaintance should send her a box of cigars as a Christmas present. The cigar merchants are putting up for this purpose dainty boxes of Havanas, because the modern woman is alleged to prefer a weed that tastes.

In women's clubs and women's homes the after-lunch and after-dinner cigar finds many devotees. The cigarette is, in fact, merely the plaything of the debutante who aims at being up-to-date and smart.

Although one or two women's clubs with strong-minded committees have totally extinguished the smoker, the great majority encourage her.

The Lyceum, New Century, Empress, Sesame and Pioneer cubs provide cozy smoking rooms for their fair members. Here, in cushioned corners or hidden in the padded depths of enormous arm-chairs, the members enjoy their cigars and cigarettes.

See display in windows of The Herald.

INDEX TO PUBLIC ADVERTISING

NEW TODAY

Notice of Civil Service examinations for promotion and for original entrance in the Fire Department.

PUBLIC ADVERTISIN

Notice—Civil Service Examinations

Los Angeles, Cal., Dec. 23, 1905.

In accordance with Section 1, Rule IV, Civil Service Rules and Regulations of the City of Los Angeles, notice is hereby given that a competitive examination for promotion will be held on Saturday, the 6th day of January, 1905, beginning at 9 a. m. o'clock at Turn Verein Gym, 1345 South Figueroa street, in the City of Los Angeles, Cal., for the purpose of examining applicants for admission to the eligible lists in divisions and classifications as designated below

Division C, Class 4 (c) Driver, Fire Department.

Entrances for the above examinations are limited as follows: Driver to Hoseman.

Also, on the same date and at the same place will be held competitive examinations for original entrance to the eligible lists in divisions and classifications designated below:

Division C, Class 5, Hoseman, Fire Department.

Said competitive examination will include tests of proficiency in Reading, Writing, Spelling, Arithmetic, knowledge of the duties of the several positions named, general and specific experience tending to fit the applicant for such position; physical health, muscular strength; soundness and acuteness of faculties; personal habits; moral character and such qualifications as will fairly attest the capacity of persons examined to discharge the duties of positions which they seek. Applicants must appear in person at the office of the Civil Service Commission not less than eight days before the date fixed for the examination, and file, under oath, an application in form prescribed by the Commission, blanks for which will be furnished on request.

By order of the Board of Civil Service Commissioners.

D. W. EDELMAN, President.
W. A. SPALDING, Secretary.
14t Jan 6.

Notice to Sewer Contractors

Sealed proposals for the construction of the proposed storm sewer in Westmoreland place will be received at the office of the City Clerk of the City of Los Angeles, California, until 11 a. m. of Tuesday, December 26, 1905. All proposals must be on forms furnished by the city and must be accompanied by a certified check drawn to the order of the City Clerk of the City of Los Angeles, for the sum of five (5) per cent of the amount of the bid. The city reserves the right to reject any or all bids. Plans, profile, detail drawings, specifications, etc., may be seen at the office of the City Engineer. Prints of the plans, profile and detail drawings forms of proposal, contract and bonds and copies of the specifications will be delivered to prospective bidders upon receipt by the City Engineer of $2.00. Each bidder is required to make personal examination of the ground in which the sewer is to be constructed.

Sizes and approximate lengths of the sewer follow:

1260 feet vitrified pipe sewer, diameter 30 inches.

Each bid shall be placed in a sealed envelope addressed "H. J. Lelande, City Clerk, Los Angeles, California," and endorsed "Proposal for Constructing Storm Sewer in Westmoreland place, from private right of way to a point west of Vermont avenue."

H. J. LELANDE, City Clerk.
12-16-25 10t

Notice of Public Work

Public notice is hereby given that at its meeting held on Monday, the 20th day of November, 1905, the City Council of the City of Los Angeles adopted an Ordinance, designated as Ordinance No 12,101 (New Series), declaring its intention to order the following improvement to be made, to wit:

That

HOPE STREET,

a public street of the City of Los Angeles, be opened to a width of sixty (60) feet, between Thirty-sixth street and Thirty-eighth street.

Reference is hereby made to said Ordinance on file in the office of the City Clerk of said city for further particulars.

JAMES HANLEY,
Street Superintendent of the City of Los Angeles. 12-18-27 10t

Notice of Appeal

Notice is hereby given that E. C. Magauran has filed his appeal with the City Council, appealing from the acts and determinations of the Street Superintendent in issuing his assessment against lots 16 and 17, block 8, Wilshire Boulevard Tract, for the improvement of Sixth street, between Coronado and Hoover streets as being erroneous and unjust.

Said appeal will be heard by the City Council at its meeting of Tuesday, December 26, 1905, at 2 o'clock p. m. or as soon thereafter as the same can be heard. H. J. LELANDE, City Clerk.
12-21-25 5t

Notice to Contractors.

Notice is hereby given that sealed proposals will be received by the City Clerk of the City of Los Angeles, up to 11 o'clock a. m. of Tuesday, December 26, 1905, for the construction of cement steps at the intersection of First and Boylston streets, in accordance with specifications, plans and profile on file in the office of the City Engineer.

A certified check payable to the order of H. J. Lelande, City Clerk, in 10 per cent of the amount of bid must accompany each proposal as a guarantee that the bidder will enter into a contract with the city in accordance with his bid.

Council reserves the right to reject any and all bids.

By order of the Council of the City of Los Angeles. H. J. LELANDE, City Clerk.
12-15-24 10t

Notice to Bidders

Notice is hereby given that sealed proposals will be received by the City Clerk of the City of Los Angeles up to 11 o'clock a. m. of Tuesday, January 2, 1906, for the furnishing to the City of Los Angeles certain supplies for the new Detention Hospital, according to specifications on file with the undersigned, and copies of which may be had upon application

A certified check, payable to the order of H. J. Lelande, City Clerk, in the sum of $100.00 must accompany each proposal as a guarantee that the bidder will enter into a contract with the city in conformity with his bid.

Council reserves the right to reject any and all bids.

By order of the Council of the City of Los Angeles. H. J. LELANDE, City Clerk.
12-21-30 10t

PUBLIC ADVERTISING PUBLIC ADVERTISING

Notice of Sale of Property for Delinquent Assessment Levied to Pay the Expenses for Opening of an Alley in the Block Bounded by Twenty-third Street, Twenty-fourth Street, Trinity Street and San Pedro Street in the City of Los Angeles.

Notice is hereby given that, pursuant to the provision of the Statutes of the State of California relative to the collection of assessments to pay the expenses of opening and widening streets within municipalities, I, James Hanley, Street Superintendent of the City of Los Angeles, will on Wednesday, the 3d day of January, 1906, at 10 o'clock a. m., in the office of the Street Superintendent of the City of Los Angeles, in the City Hall in said city, sell at public auction for lawful money of the United States, all the property described in the following delinquent list of assessments for the opening of an alley in the block bounded by Twenty-third street, Twenty-fourth street, Trinity street and San Pedro street, attached to this notice, upon which property the delinquent assessments described in said list are a lien, together with the costs and penalties accruing thereon, unless said assessments shall be paid before said sale, together with the costs and penalties thereon.

Assessment No.	OWNER.	DESCRIPTION OF PROPERTY.	Amount of Assessment.	5 Per Cent Penalty	Advertising	Total Amount Due
4	Nels A. Martin,	lot 4 block A, Burton Tract	$28.00	$1.40	$0.50	$29.90
11	Mary Donnecker,	lot 11 block A, Burton Tract	28.00	1.40	0.50	29.90
12	Eleanor L. Harang,	lot 12 block A, Burton Tract	28.00	1.40	0.50	29.90
20	Sam A. Adams,	lot 8, Calkin's Twenty-third Street Tract	28.60	1.43	0.50	30.53
23	Sarah M. Pratt,	lot 5, Calkin's Twenty-third Street Tract	28.35	1.42	0.50	30.27
25	Mary E Wright,	lot 3, except southerly 20 feet, subdivision of lot 4 block 3 of the Garey Place tract	84.00	4.20	0.50	88.70
29	Mary E. Wright,	southerly 5 feet lot 3 subdivision of lot 4 block 3 of the Garey Place Tract	5.00	0.25	0.50	5.75

JAMES HANLEY,
12-19-28 10t Street Superintendent of the City of Los Angeles.

Notice of Sale of Pipe Line Franchise

Office of the City Clerk of the City of Los Angeles, Cal., December 21, 1905.

To whom it may concern.

Notice is hereby given that an application has been made to the City Council of the City of Los Angeles for a certain franchise, granting the right to construct, and for the period of twenty-one (21) years to maintain and operate a pipe line for the purpose of carrying beer over and across a certain street in said city, hereinafter mentioned, and during said term to conduct, carry and transmit such beer through such pipe line.

And it is proposed by said City Council to offer for sale and grant to the highest bidder said franchise, on the terms and conditions hereinafter mentioned. That said franchise is described as follows, to wit: A franchise to construct, and for a period of twenty-one (21) years to maintain and operate a pipe line for the purpose of carrying beer over and across a certain street in said city as follows, to wit.

Commencing at a point in the westerly line of Antonio avenue distant eighty (80) feet southerly from the southerly line of East Main street and running thence easterly across said Antonio avenue and parallel with said southerly line of East Main street to the easterly line of said Antonio avenue.

And during said period to carry, conduct and transmit such beer through and by means of said pipe line together with the right to construct and maintain all such supports, appliances and attachments as may be necessary for the purpose of efficiently maintaining and operating said pipe line for said purpose.

That the terms and conditions upon which the said franchise will be offered for sale and granted are the following:

That the pipe to be maintained under said franchise shall not be more than ten (10) inches in diameter. That said pipe line shall not be less than eighteen (18) feet above the established grade of said street.

That the work of constructing said pipe line shall be commenced in good faith within not more than four (4) months from the date of the granting of this franchise, and shall be continuously prosecuted thereafter in good faith, and shall be completed within not more than three (3) years thereafter; and that if said work be not so commenced, prosecuted and completed within the times and in the manner specified, said franchise shall be forfeited.

That the said grantee and his or its successors and assigns shall during the life of said franchise pay to the City of Los Angeles, in lawful money of the United States, two (2) per cent of the gross annual receipts of such grantee, and his or its successors and assigns, arising from the use, operation or possession of said franchise. No percentage shall be paid for the first five years succeeding the date of said franchise, but thereafter such percentage shall be payable annually, and said franchise is to be forfeited by failure to make the payments provided for.

And it shall be the duty of the grantee of said franchise and of his or its successors and assigns to file with the City Clerk of the City of Los Angeles at the expiration of six (6) years from the date of the granting of said franchise and at the expiration of each and every year thereafter a statement, verified by the oath of said grantee, or his or its successors or assigns, or by the oath of the manager or presiding officer of said grantee or his or its successors and assigns, showing the total gross receipts and gross earnings collected or received by said grantee or his or its successors or assigns during the preceding twelve months, from the use, operation or possession of said franchise, and within ten days after the time for filing aforesaid statement it shall be the duty of said grantee and his or its successors and assigns to pay to the City Treasurer of the City of Los Angeles the aggregate sum of the said percentage upon the amount of the gross annual receipts arising from the use, operation or possession of said franchise, determined and computed in the manner hereinbefore provided.

And any neglect, omission or refusal by said grantee or his or its successors or assigns to file said certified statement or to pay the said percentage of the said gross annual receipts at the times or in the manner hereinbefore provided shall ipso facto work a forfeiture of said franchise and of all rights thereunder to the City of Los Angeles.

That said grantee or his or its successors or assigns shall not sell, transfer or assign said franchise or any of the rights or privileges granted thereby except by a duly executed instrument in writing, filed in the office of the City Clerk of the City of Los Angeles, and provided further, that nothing in said franchise contained shall be construed to grant to said grantee or his or its successors or assigns any right to sell, transfer or assign said franchise or any of the rights or privileges thereby granted, except in the manner aforesaid

That the City of Los Angeles shall have the right at the expiration of the aforesaid period of twenty-one years to purchase the said pipe line and all property in the street hereinbefore mentioned, belonging to said grantee or his or its successors in interest, constructed under the grant hereby made or used by said grantee or his or its successors in interest, in the exercise of this franchise at a fair valuation, provided that the option to make such purchase shall be declared by resolution of the City Council passed not more than three years nor less than six months prior to the expiration of said period of twenty-one years.

The valuation of the property proposed to be purchased pursuant to the provisions of this Ordinance shall be determined by a board of three arbitrators, of whom one shall be appointed by the city, one by the said grantee or his or its successors in interest, and the third by the two arbitrators so appointed. Said arbitrators shall be appointed within thirty days after the declaration by the city of its option to purchase said property. In case said arbitrators fail to make and file an award within the time hereinafter limited, a new board of three arbitrators shall be appointed as hereinbefore prescribed, to determine the valuation of said property. The board of arbitrators shall immediately upon appointment of its members enter upon the discharge of its duties. Any vacancy in the board of arbitrators shall be filled by the party who made the original appointment to the vacant place. The award of the arbitrators must be made and filed with the City Clerk of said city within three months after their appointment, and a majority of the arbitrators who agree thereto may make such award.

The amount of the valuation of said property determined by the arbitrators as hereinbefore provided shall be paid by the city to said grantee, or his or its successors or assigns, in lawful money of the United States, upon the expiration of the aforesaid period of twenty-one years, or, if the award of the arbitrators shall not have been made and filed at least two months before the expiration of said period of twenty-one years, then within two months after the filing of said award. Upon the making of said payment the title and right of possession of all said property shall pass to the City of Los Angeles.

That any neglect, failure or refusal to comply with any of the conditions of said franchise shall thereupon immediately ipso facto effect a forfeiture thereof, and the said city, by its City Council, may thereupon declare said franchise forfeited, and may exclude said grantee, or his or its successors and assigns, from further use of the streets of said city under said franchise, and said grantee and his or its successors and assigns shall thereupon and immediately surrender all rights in and to the same, and said francnise shall be deemed and shall remain null, void and of no effect.

Notice is also hereby given that sealed bids in writing, will be received for said franchise up to eleven o'clock in the forenoon of the 22d day of January, 1906, that the bids received will be opened at that time; that all bids must be for the payment of a stated sum in gold coin of the United States; and that the franchise will be struck off, sold and awarded to the person, firm or corporation who shall make the highest cash bid therefor; provided, only, that at the time of opening said bids any responsible person, firm or corporation, present or represented, may bid for said franchise a sum not less than ten per cent above the highest sealed bid therefor, and that said bid so made may be raised not less than ten per cent by any other responsible bidder, and said bidding may so continue until finally said franchise shall be struck off, sold and awarded by said City Council to the highest bidder therefor in gold coin of the United States. Each sealed bid must be accompanied with cash, or a certified check payable to the City Treasurer of the City of Los Angeles, for the full amount of said bid, and no sealed bid will be considered unless said cash or check is enclosed therewith; and the successful bidder must deposit at least ten per cent of the amount of his bid with the City Clerk before said franchise will be struck off to him, and if he shall fail to make such deposit immediately his bid will not be received, and will be considered as void, and said franchise will then and there be again offered for sale to the bidder who shall make the highest cash bid therefor, subject to the same conditions as to deposits as above mentioned. Said procedure will be had until said franchise is struck off, sold and awarded to a bidder who shall make the necessary deposit of at least ten per cent of the amount of his bid, as herein provided. Said successful bidder shall deposit with the City Clerk, within twenty-four hours after the acceptance of his bid, the remaining ninety per cent of the amount thereof, and in case he or it fails to do so, then the said deposit theretofore made will be forfeited, and the award of said franchise will be void, and said franchise will then and there by said City Council be again offered for sale to the highest bidder therefor, in the same manner and under the restrictions as hereinbefore provided, and in case said bidder fails to deposit with the City Clerk the remaining ninety per cent of his bid within twenty-four hours after its acceptance, the award to him of said franchise will be set aside, and the deposit theretofore made by him will be forfeited, and no further proceedings for the sale of said franchise will be had until the same shall be readvertised for sale.

Notice is also hereby given that the successful bidder for said franchise must, within five days after said franchise is awarded to him or it, file with the City Council a bond running to said city, in the penal sum of five hundred dollars, with at least two good and sufficient sureties, to be approved by said City Council, conditioned that said bidder shall well and truly observe, fulfill and perform each and every term and condition of said franchise, and that in case of any breach of condition of said bond the whole amount of the penal sum therein named shall be taken and deemed to be liquidated damages, and shall be recoverable from the principal and sureties upon said bond. If said bond be not so filed, the award of said franchise will be set aside, and any money paid therefor will be forfeited.

H. J. LELANDE, City Clerk.
12-21-30 10t

Notice to Sewer Contractors

Sealed proposals for the construction of the proposed storm sewer in Sixth street from Occidental boulevard to Rampart street, northerly along Rampart street 980 feet, and east on proposed street to Coronado street, will be received at the office of the City Clerk of the City of Los Angeles, California, until 11 a. m. of Tuesday, January 2, 1906. All proposals must be on forms furnished by the city and must be accompanied by a certified check drawn to the order of the City Clerk of the City of Los Angeles, for the sum of five (5) per cent of the amount of the bid. The city reserves the right to reject any or all bids. Plans, profile, detail drawings, specifications, etc., may be seen at the office of the City Engineer. Prints of the plans, profile and detail drawings, forms of proposal, contract and bonds and copies of the specifications will be delivered to prospective bidders upon receipt by the City Engineer of $2.00. Each bidder is required to make personal examination of the ground in which the sewer is to be constructed.

Sizes and approximate lengths of the sewer follow:

355 feet concrete sewer, diameter 3 feet 7 inches.

1998 feet concrete sewer, diameter 4 feet 4 inches.

Each bid shall be submitted in a sealed envelope addressed "H. J. Lelande, City Clerk, Los Angeles, California," and indorsed, "Proposal for constructing storm sewer in Sixth street from Occidental boulevard to Rampart street, northerly along Rampart street 980 feet and east on proposed street to Coronado street."

H. J. LELANDE, City Clerk.
12-21-30 10t

Notice to Sewer Contractors

Sealed proposals for the construction of the proposed storm sewer in Westmoreland place and through private property will be received at the office of the City Clerk of the City of Los Angeles, California, until 11 a. m. of Tuesday, January 2, 1906. All proposals must be on forms furnished by the city and must be accompanied by a certified check drawn to the order of the City Clerk of the City of Los Angeles, for the sum of five (5) per cent of the amount of the bid. The city reserves the right to reject any or all bids. Plans, profile, detail drawings, specifications, etc., may be seen at the office of the City Engineer. Prints of the plans, profile and detail drawings, forms of proposal, contract and bonds and copies of the specifications will be delivered to prospective bidders upon receipt by the City Engineer of $2.00. Each bidder is required to make personal examination of the ground in which the sewer is to be constructed.

Sizes and approximate lengths of the sewer follow:

1260 feet of vitrified pipe sewer, diameter 2 feet 6 inches.

Each bid shall be submitted in a sealed envelope addressed "H. J. Lelande, City Clerk, Los Angeles, California," and indorsed "Proposal for Constructing Storm Sewer in Westmoreland Place and Through Private Property."

H. J. LELANDE, City Clerk.
12-21-30 10t