

MINUTES OF MARCH 8, 1926.

A regular meeting of the Board of Trustees of the Town of San Anselmo was held in the Town Hall on Monday evening, March 8th, 1926. The Minutes of the previous meeting were read and approved.

Present: Trustees Peyton, Carl, Pinkham and Clark.
Absent: Trustee Deysher.

ISSUANCE OF BONDS - FOREST AVE. #66.

Trustee Peyton introduced an order for the issuance of bonds to represent the unpaid assessments on work and improvement of Forest Avenue, under Resolution of Intention #66 of this Board, fixing the amount of bonds, number, serials and interest coupons, etc. and moved its adoption. Motion was seconded by Trustee Pinkham and carried by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark.
Noes: None.
Absent: Trustee Deysher.

MORNINGSIDE COURT GAS MAINS:

Upon motion of Trustee Peyton, the agreement between the Pacific Gas & Electric Company and Town of San Anselmo relating to distribution of gas to consumers in Morningside Court was referred to the Town Attorney. Motion was seconded by Trustee Pinkham and carried by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark.
Noes: None
Absent: Trustee Deysher.

PERMITS FOR GAS STATIONS:

Upon motion of Trustee Peyton, the matter of granting permits to several applicants for gasoline stations was laid over until next meeting of the Board due to the absence of Chairman of Police Committee. Motion was seconded by Trustee Pinkham and carried by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark
Noes: None
Absent: Trustee Deysher.

CANVASS OF SPECIAL ELECTION RETURNS:

The Board thereupon proceeded to canvass the Returns of the Special Municipal Election held on the 6th day of March, 1926, for the purpose of "Excluding certain uninhabited territory from the Town" and having ascertained the result of the votes cast, Trustee Carl introduced the following resolution and moved its adoption.

WHEREAS, at a regular meeting of the Board of Trustees of the Town of San Anselmo held on the 4th day of January 1926, there was presented to and received by said board a written petition signed by not less than one-tenth in number of the qualified electors of said town computed upon the number of votes cast at the last general municipal election held therein, which said petition asked that certain uninhabited territory in said petition and hereinafter described be excluded from such municipal corporation, and that the boundaries of said town be altered accordingly; and

WHEREAS, upon the receipt of said petition said board did at said meeting order and direct the clerk of said board to notify the Board of Supervisors of the County of Marin of the fact of the filing of said petition; and

WHEREAS thereafter, on the 5th day of January, 1926, (the same being the next ensuing meeting date of said Board of Supervisors), said clerk did, pursuant to said resolution, notify said Board of Supervisors in regular session assembled at their chambers in the courthouse in the City of San Rafael, County of Marin, State of California, of the fact of the filing of said petition and of the action of said Board of Trustees thereon, and transmitted to said Board of Supervisors at said time a certified copy of said petition and of the resolution of said board of trustees thereon; and

WHEREAS, said Board of Supervisors did thereupon, at said meeting, duly and regularly pass and adopt its resolution and order fixing and setting Tuesday, the 2nd day of February, 1926, at the hour of 10 o'clock A.M. of said day, and the chambers of said Board of Supervisors in the courthouse in the City of San Rafael, County of Marin, State of California, as the time and place when and where objections to said exclusion would be heard; and

WHEREAS said Board of Supervisors did then and there, and at its meeting aforesaid, order that notice of said hearing, setting forth by general description the land sought to be excluded from said municipality, and announcing the time and place when and where objections to said exclusion would be heard as so fixed and set, be published and given for the time and in the manner required by law; and

WHEREAS, said notice was thereafter duly published and given for the time and in the manner required by law and said order of said Board of Supervisors by publication of said notice for a period of two (2) successive weeks in the "San Anselmo Herald", a weekly newspaper of general circulation, printed and published in the said City of San Anselmo, County of Marin, State of California, the same being a weekly newspaper published in said county, and there being no daily newspaper published in said county; and

WHEREAS, thereafter, on said 2nd day of February, 1926, and at the hour of 10 o'clock A.M. of said day at the chambers of said Board of Supervisors in the courthouse in the City of San Rafael, County of Marin, State of California, said Board of Supervisors duly and regularly met pursuant to said notice, and then and there considered the matter of said exclusion and the hearing of any objections thereto that might come regularly before said Board for hearing and consideration; and

WHEREAS, no person then or at any other time appeared before said Board of Supervisors to object to said exclusion, and no objection to said exclusion was then or ever made, and no written or other remonstrance or protestation to the exclusion of said territory or any part thereof was then or ever filed with said Board of Supervisors; and

WHEREAS, said Board of Supervisors did thereupon then and there resolve, declare, ascertain and determine that no person owning any of said land so sought to be excluded had or has objected to said exclusion, and that no remonstrance or protestation, written or otherwise, had or has been filed with, or made to, said Board of Supervisors by any person; and

WHEREAS, said Board of Supervisors did then and there further adopt its certain resolution whereby it did consent to the exclusion from said Town of San Anselmo of said uninhabited territory above referred to, and directed its clerk to give notice thereof to said Board of Trustees of said Town; and

WHEREAS, thereafter, on the 8th day of February, 1926, (the same being the next ensuing meeting date of the Board of Trustees of the Town of San Anselmo), said Board of Trustees met in regular session at its meeting place in said Town, and then and there received from said clerk of said Board of Supervisors notification of the adoption by said Board of Supervisors of said resolution of consent to said exclusion, and said Board of Trustees did then and there proceed further to consider said petition, and competent evidence, both oral and documentary, being thereupon heard by said board in support of the allegations and matters in said petition contained, from all of which it then appeared and was found by said Board that all of the statements, facts and allegations set forth and contained in said petition were true, that the signatures to said petition were the genuine signatures of said petitioners respectively, and that said petitioners comprised and constituted not less than one-tenth in number of the qualified electors of said Town, computed upon the number of votes cast at the last general municipal election held therein, that said territory described in said petition was wholly uninhabited and lies wholly within said Town; and

WHEREAS, said Board of Trustees did thereafter, on said day, and at said meeting of said Board thereon, by resolution then and there duly and regularly adopted, order and call a special election to be held in said Town of San Anselmo on Saturday, the 6th day of March, 1926, for the purpose of submitting to the electors of said Town the proposition whether or not the said territory proposed to be excluded should be excluded from such Town; and

WHEREAS, said Board did by said resolution appoint qualified officers of election as prescribed by law, and order due notice of such election to be published and given for the time in the manner provided by law, and did by said resolution establish, and in such notice of election designate, the voting ^{precinct} and the place at which the polls would be opened in such municipal corporation, which notice distinctly and in due form stated the proposition to be submitted and specifically described the boundaries of the uninhabited territory proposed to be excluded, thereby describing the same in such manner as to apprise the voters of the particular land or territory sought to be excluded, and notified the qualified electors of said Town to vote upon such proposition by placing a cross (X) opposite the words "For Exclusion" or the words "Against Exclusion", to indicate whether they voted for or against the exclusion of such territory; and

WHEREAS, notice of such special election was duly published and given as required by law and the order of said Board of Trustees, and said special election was held in accordance with law on Saturday, the 6th day of March, 1926, the same being the date for which said election was so called by said Board; and the judges and inspector of such election, immediately upon the closing of the polls, counted the ballots cast thereat, made up and certified the returns of said ballots cast at said polling place, as quickly as possible, in the manner provided in the laws of this State, and deposited all said returns with the clerk of said Town; and

WHEREAS, said Board of Trustees of said Town did, on the 8th day of March, 1926, meet in regular session at the council chambers of said Board in the Town Hall in said Town, for the purpose of opening and canvassing said returns, said meeting being the next regular meeting after the filing of said returns with the clerk of said Town, and said Board being now in regular session at said meeting for the purpose of opening and canvassing said returns, and said Board having proceeded to open and canvass said returns and having examined all of the matters and things in regard to the calling, notice, holding and conduct of said election;

NOW, THEREFORE, BE IT RESOLVED:

Section 1: That this Board finds and hereby determines that due and regular notice of said election was published and given as required by law and the order of this Board, and that said election was duly and regularly held and conducted on the 6th day of March, 1926 in accordance with law and with the resolution calling said election; and that the judges and inspector of such special election did immediately, upon the closing of the polls, count the ballots, make up and certify the returns of the ballots cast at the designated polling place, and deposited all of said returns in the manner provided in the election laws of the State of California with the clerk of this Board; and that this, the 8th day of March, 1926, is the time fixed by law for this Board to meet and open and canvass said returns.

Section 2. That the Board of Trustees of the Town of San Anselmo, upon full examination of the returns of the votes cast in said Town at said election, does hereby estimate, certify and declare that the votes cast in said Town for and against said proposition voted upon at said special election was and is the following, to-wit:

For Exclusion	142 votes
Against Exclusion	2 "

and that the total number of votes cast at said special election was 144 votes, and that the majority of all the votes cast within the said Town at said special election are in favor of said exclusion of said uninhabited territory:

Section 3. That at said special election it was duly and regularly determined to exclude from said Town of San Anselmo the uninhabited territory described in said petition and in said notice of election, as follows, to-wit:

BEGINNING at a point in the southwesterly corporate line of the Town of San Anselmo, which point is also the most northerly corner of lot 5 in Block 17, as shown and delineated on map No. 2 of the Sunnyside Tract, filed and recorded in Volume One of Maps at page 67, in the office of the Recorder of Marin County, State of California; running thence northeasterly in a straight line to a point in the center line of Oak Avenue formerly called Waverly Road, said last point being midway between the aforesaid point of beginning and the most southerly corner of lot 12 as said lot is shown and delineated upon the map of Ross Valley Tract recorded on the 18th day of July, 1906, in Book 2 of Maps at page 63, in the office of the aforesaid Recorder; running thence southeasterly along the center line of said Oak Avenue formerly called Waverly Road, and the continuation thereof as said Road is shown on the map of the Sunnyside Tract filed in the office of aforesaid Recorder on the 7th day of June, 1881, and upon the maps amendatory thereof, to the center line of Bolinas Avenue as said Avenue is shown on said Map of the Sunnyside Tract; thence northeasterly along the center line of Bolinas Avenue as said Avenue is shown and designed upon said Maps and as conveyed by Annie S.E. Worn to Marin County by deed dated June 8, 1881 and recorded in the office of the aforesaid Recorder in Liber 7 of Deeds at page 557, and along the continuation of said center line to the Easterly line of Main Street formerly Red Hill and Ross Landing Road; thence in a straight line southeasterly to the southerly corporate limits of said Town; thence southwesterly and northwesterly along the southerly and southwesterly corporate limits of said Town to the point of beginning; it being the intention to thereby describe the southwesterly

one-half of Oak Avenue formerly Waverly Road and the southeasterly one-half of Bolinas Avenue and of the easterly continuation to the easterly corporate limits of said Town.

and said Board of Trustees of the Town of San Anselmo does hereby declare that said territory hereinabove described is excluded from said Town, and that the boundaries of said Town be and the same are altered accordingly.

Section 4. That these preambles and resolutions be entered upon the minutes of this Board as the record of the result of the canvass of the returns of said election, and that two (2) copies thereof be made and certified by the Clerk of this Board under the seal of said Town of San Anselmo, together with a statement showing the date of said election and the time and result of the canvass of the returns thereof, and that one of said copies, together with said statements, be transmitted by him to the Secretary of State of the State of California, for filing in his office, and the other of said copies, together with said statement, be transmitted by him to the Board of Supervisors of the County of Marin, State of California, for filing by the clerk of said Board of Supervisors.

I hereby certify that the foregoing resolution was introduced at a regular meeting of the Board of Trustees of said Town of San Anselmo held on Monday, the 8th day of March, 1926, and was passed and adopted at said meeting by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham, and Clark.
Noes: None
Absent: Trustee Deysher.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Town of San Anselmo this 20th day of March, 1926.

F. D. Burrows,
Clerk of the Town of San Anselmo.

Motion to adopt said Resolution was seconded by Trustee Peyton and carried by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark
Noes: None
Absent: Trustee Deysher.

MUNICIPAL ELECTION:

Trustee Carl introduced the following Resolution and moved its adoption:

RESOLVED by the Board of Trustees of the Town of San Anselmo that a general municipal election be held in said Town of Monday, the 12th day of April 1926, for the following officers:

1. Three Trustees - full term.
2. Clerk for unexpired term.

There will be three Voting Precincts for the purpose of holding said election, consisting of a consolidation of the regular election precincts established for holding State and County elections as follows:

Consolidated Voting Precinct "A", comprising State and County Precincts Nos. 1, 2 and 4, and the voting place thereof shall be at the Lansdale School House.

Consolidated Voting Precinct "B", comprising State and County Precincts Nos. 3 and 8, and the voting place thereof shall be at Charick's Garage, Yolanda.

Consolidated Voting Precinct "C", comprising State and County Precincts Nos. 5, 6, 7 and 9, and the voting place thereof shall be at the Town Hall.

RESOLVED FURTHER that the Election Officers to conduct said election be and they are hereby appointed and designated as follows:

For Consolidated Election Precinct "A":

Inspector-----George R. Lawson
Judge-----Delia Charick
Clerks -----Pearl Weber & Mrs. R. Murgatroyd

For Consolidated Election Precinct "B":

Inspector-----Mary Hoenes
Judge-----Wm. Rutherford
Clerks-----Olga Schmidt & Mrs. Pearl Lemon

For Consolidated Election Precinct "C":

Inspector-----Emma G. Foley
Judge-----Antoinette Hecht *Anna Lopez*
Clerks-----Anna Duley & ~~Harriett~~ Schmidt

Each Election Officer aforementioned being an elector and resident of the Consolidated Voting Precincts for which he or she is appointed. The compensation for each election officer is hereby fixed at the sum of Ten Dollars for his or her services in said election.

The polls will be open between the hours of 6 o'clock A.M. and 7 o'clock P.M.

THAT the Clerk give due notice by publication as required by law.

Motion to adopt said Resolution was seconded by Trustee Peyton, and carried by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark.
Noes: None
Absent: Trustee Deysher.

Upon motion of Trustee Carl, seconded by Trustee Pinkham, Warrants Nos. 807 to 828, inclusive, were ordered paid by the following vote:

Ayes: Trustees Peyton, Carl, Pinkham and Clark.
Noes: None
Absent: Trustee Deysher.

Upon motion of Trustee Peyton, seconded by Trustee Pinkham, Warrant No. 777 was ordered paid by the following vote:

Ayes: Trustees Peyton, Carl and Pinkham,
Noes: Trustee Clark
Absent: Trustee Deysher.

There being no further business to come before the Board, the Meeting was adjourned to Monday, March 22nd, 1926 at the hour of 8 o'clock P.M.

Read and approved. Feb. 22/26

L.B. Brown
Town Clerk.