

B Y L A W S

for the government and control of  
RECLAMATION DISTRICT NO. 1614,  
in the County of San Joaquin, State of California

ARTICLE I.

POWERS

The powers of this District shall be vested in and exercised by a Board of Trustees.

ARTICLE II.

ELECTION OF TRUSTEES.

The Trustees shall be elected and serve as provided in Section 3491 of the Political Code of the State of California.

ARTICLE III.

ORGANIZATION

The Trustees must at the first regular meeting after their election organize as a Board of Trustees, elect one of its members President, another Vice-President, and choose a Secretary, all to hold office until their successors are elected or chosen and qualified.

ARTICLE IV.

VACANCIES.

Any vacancy in the Board of Trustees shall be filled as provided in Section 3941 of the Political Code of the State of California.

ARTICLE V.

RIGHTS AND DUTIES OF OFFICERS.

Sec. 1. The President shall preside over all meetings of the land owners and Board of Trustees; call special meetings of the land owners and Board of Trustees as he may deem proper;

supervise and control, subject to the direction of the Board of Trustees, all officers and employes of this District; and sign as President all instruments of writing executed by this District.

Sec. 2. The Vice-President shall in the absence or disability of the President exercise all rights and perform all duties of the President.

Sec. 3. The Secretary shall attend all meetings of the land owners and Board of Trustees and keep complete and accurate account of all receipts and expenditures of this District and submit a statement of such account to the Board of Trustees at each regular meeting and whenever demanded; keep the seal of this District; sign as Secretary and affix the seal to all instruments of writing executed by this District; and serve and cause to be published as required all necessary and proper notices.

#### ARTICLE VI.

##### RIGHTS, POWERS AND DUTIES OF BOARD OF TRUSTEES..

Sec. 1. The Board of Trustees shall have all the rights, powers and duties granted and imposed by Article II, Chapter I, Title VIII, Part III, of the Political Code of the State of California, and which shall include the following:

Sec. 2. To conduct, manage and control the affairs and execute the work necessary for reclamation of this District; to prescribe such rules and regulations, not inconsistent with law or these by-laws, for the management thereof and conduct of the land-owners therein, as they in their discretion deem proper and provide for the enforcement thereof; and that said Trustees as a body and individually, their agents and employes, may at all times go upon such reclamation work for the purpose of inspecting and maintaining the same and of seeing to it that these by-laws and the rules and regulations prescribed by this section are carried out.

Sec. 3. To incur liability in the name of this District as they in their discretion deem necessary and proper and extinguish such liability by warrants of this District.

Sec. 4. To appoint and remove at their pleasure all other officers, agents, employes and attorneys of this District, as they in their discretion deem necessary and proper and to prescribe their duties, fix their compensation and require from them security for faithful performance of their duties.

Sec. 5. To fix by resolution entered upon the minutes and keep an office, in or near this District, for the transaction of the business thereof, where the books, maps, papers, records, accounts and all other documents pertaining to the affairs of this District must be kept open to inspection at all times by the Board of Supervisors of San Joaquin County, California, and any and every person interested.

Sec. 6. To keep a complete and accurate account of all receipts, expenditures of this District and record of the minutes of all meetings of the land owners and Board of Trustees.

Sec. 7. To adopt and use on all instruments in writing a seal.

## ARTICLE VII.

### MEETINGS.

Sec. 1. A regular meeting of the land owners in this District shall be held at ten o'clock a.m. of the day and at the place directed for each election of Trustees, and notice of each regular meeting and the time and place thereof shall be served personally upon or mailed to the last known postoffice address of each land owner.

Sec. 2. A special meeting of the land owners of this District may be held at any time and place, in or near this District, upon the call of the President, or two (2) members of the Board of Trustees, or a majority of the land owners representing at least one-third ( $1/3$ ) of the value of the real estate

assessment roll of San Joaquin County, California. Notice of each special meeting and the time and place thereof shall be signed by the person or persons calling therefor, and published for at least two (2) successive weeks in a newspaper of general circulation published in San Joaquin County, California, and served personally upon or mailed to the last known postoffice address of each land owner; said notice shall briefly state in substance the object of the special meeting. Every act which could be considered, acted upon and done at any regular meeting may with said notice thereof be done, considered and acted upon at any special meeting of the land owners.

Sec. 3. Regular meetings of the Board of Trustees shall be held at the place fixed as the office of this District, at such day and hour as the Board of Trustees may prescribe by resolution entered in the records of their proceedings; no notice of such meeting shall be required.

Sec. 4. Any meeting of the Trustees at which all the members of the board are present shall be deemed a regular meeting, at which any business may be transacted.

Sec. 5. A special meeting of the Board of Trustees may be held at any time and place upon the call of the President or two (2) members of the Board of Trustees, and notice of each special meeting and the time and place thereof shall be signed by the person or persons calling therefor and served personally upon each member of the Board of Trustees, other than the person or persons calling for the special meeting; said notice shall briefly state in substance the object of the special meeting. Every act which could be done, considered and acted upon at any regular meeting may be considered, acted upon and done at any special meeting of the Board of Trustees.

Sec. 6. A quorum for any land owners' meeting shall be persons owning or representing owners of one-half or more of the value of the real estate in this District to be determined from

the next preceding assessment roll of San Joaquin County, California.

Sec. 7. A quorum for any Board of Trustees' meeting shall be two (2) or more trustees.

Sec. 8. Each land owner at any meeting of the land owners and any election of Trustees in this District shall be entitled to vote and act in person or by proxy, provided such proxy is given to the husband, wife, or guardian of such land owner or to another land owner in this District and filed in writing with the Secretary of this District at least one hour before the time fixed for such meeting or election, and each land owner shall have the right in person or by proxy to cast one vote for each one dollar's worth of real estate owned by him, her or it in this District, the value thereof to be determined from the next preceding assessment roll of San Joaquin County, California.

Sec. 9. The affirmative vote for any proposition of more than one-half of any quorum at any land owners' meeting shall be valid as an act of said meeting and binding upon every land owner in this District.

Sec. 10. The affirmative vote for any proposition of two or more Trustees at any meeting of the Board of Trustees shall be valid as an act of said Board of Trustees and binding upon every Trustee and land owner in this District.

#### ARTICLE VIII.

##### CONTRACTS, BILLS AND WARRANTS.

Sec. 1. All contracts shall be in writing, executed in duplicate by this District through its President and Secretary; however, no contract shall be valid unless authorized by the Board of Trustees by resolution entered on the records thereof.

Sec. 2. All bills against this District shall, upon being signed in approval by all the Trustees, be paid by warrants <sup>by</sup> drawn/this District upon the County Treasurer of San Joaquin

County, California, and approved by the Board of Supervisors of San Joaquin County, California.

Sec. 3. All warrants of this District shall be signed by two or more Trustees, and countersigned by the Secretary and consecutively numbered. No warrant shall be issued without an order of the Board of Trustees entered upon the records thereof, specifying the amount of the warrant, the name of the payee and on what account drawn.

#### ARTICLE IX.

##### FUNDS.

Sec. 1. The funds of this District can only be withdrawn upon warrants.

#### ARTICLE X.

No land owner in this District or none of his or her tenants, subtenants, laborers or servants shall be permitted to let hogs run at large and root on the levees or on any of the reclamation works of this District, and any land owner who shall either himself, or who shall allow or permit his tenants, subtenants, laborers or servants to run hogs at large on the said levees or reclamation works, or to cut, injure or destroy in any manner any of the said levees or reclamation works, shall be responsible for all damages which may be occasioned thereby to such levee or reclamation work; and the Trustees of this District shall have a lien on his or her lands in this District for any and all such damage from the time such damage may have been done, permitted to have been done, or occasioned, and proceedings for the recovery of such damage and the enforcement of the lien on said lands of such land owner for such damages shall at once be instituted by the Trustees in the mode and manner and in accordance with the provisions of Section 3490 of the Political Code of California.

ARTICLE XI.

AMENDMENT.

Sec. 1. These by-laws may be amended at any time in the same manner as adopted or at any regular or special meeting of land owners called and held for that purpose.

(SEAL) The foregoing by-laws are hereby made and adopted by the owners of the entire acreage of the lands embraced in the said Reclamation District No. 1614.

In Witness Whereof, the said owners of the entire acreage of the lands embraced in said Reclamation District No. 1614 have adopted and hereunto sign the said by-laws, this 19th day of February, A. D. 1915, as the by-laws of Reclamation District No. 1614.

(SEAL)

NAMES

NUMBER OF ACRES

J. C. Smith Company  
By Mabel Y. Smith, Vice President  
By C. D. Smith, Secretary

994

Tuxedo Land Company  
By George Lyon, Vice President  
Wm B. Pringle, Sec

506 MBP  
607.95-

(SEAL)

(SEAL)

STATE OF CALIFORNIA  
City and County of San Francisco } ss.

On this 23rd day of February in the year One Thousand Nine Hundred and Fifteen before me, WM.D.PAGE, a Notary Public in and for the said City and County, residing therein, duly commissioned and sworn, personally appeared George F. Lyon and Wm B. Pringle known to me to be the Vice president and secretary, respectively of Tuxedo Land Company the corporation described in and that executed the within instrument and also known to me to be the persons who executed the within instrument on behalf of the corporation therein named, and they duly acknowledged to me that such Corporation executed the same.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed my official seal, at my office in said City and County of San Francisco, the day and year in the Certificate first above written.

/s/ Wm D. Page  
Notary Public in and for the said  
City and County of San Francisco,  
State of California

My commission expires  
February 7th, 1918

State of California )  
County of San Joaquin. ) ss.

On this Ninth day of March, A. D. 1915, before me, GERTRUDE ROWLAND, a Notary Public in and for the County of San Joaquin, State of California, residing therein and duly commissioned and qualified, personally appeared MABEL Y. SMITH and L. D. SMITH, known to me to be the Vice-President and Secretary, respectively, of J. C. SMITH COMPANY, the corporation described in and that executed the within instrument and also known to me to be the persons who executed the within instrument in behalf of the corporation therein named, and they duly acknowledged to me that such corporation executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

/s/ Gertrude Rowland  
Notary Public  
In and for the County of San Joaquin  
State of California.



2486

BY-LAWS  
for the Government and  
Control of  
Reclamation District No. 1614,  
in the County of San  
Joaquin, State of California

COMPARED

RECORDED AT REQUEST OF

/s/ R. C. Minor

Mar 10 1915 at 44 min.

past 2 o'clock P. m. in

Book ----- Vol 3

of Swamp and Overflowed Lands

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Records.

Recorder

s/s John D. Finney

Deputy

Fees: \$2.60