

Resolution No. 188

RESOLUTION DISMISSING APPEAL

WHEREAS, ~~certific~~ ^{No} persons interested in the work done and improvement recently made in the *City of Chula Vista, California*, pursuant to the provisions of the "Improvement Act of 1911", as amended, and as described in Resolution of Intention No. *169* of the *Board of Trustees* of said *City*, passed and adopted on the *4th* day of *November*, 1926, said Resolution of Intention being hereby expressly referred to for further particulars, feeling aggrieved by the acts of the Superintendent of Streets of said *City* in relation to said work, or objecting to the correctness or legality of the assessment therefor, or to any other act, determination or proceedings of said Superintendent of Streets, or claiming that the work has not been performed according to the contract in a good and substantial manner, have appealed to the ^{said} *Board of Trustees* as provided in Section 21 of said Act by briefly stating in writing the grounds of their appeal,

AND WHEREAS, *Tuesday*, the *7th* day of *June*, 1927, at the hour of *7* o'clock P. M. of said day, in the council chambers of the ^{said} *Board of Trustees*, in the *City Hall of said City* was fixed as the time and place for hearing said appeal, *if any there be*,

AND WHEREAS, notice of the filing of the assessment made to cover the sum due for the work performed, and of the time and place which were therein fixed by the *City* clerk, when all persons interested in the work done or in the assessment would be heard by the *said Board of Trustees* was posted, published and mailed in the time, form and manner required by Section 21 of said Act, as appears from the affidavits of publishing, posting and mailing on file with the *City* clerk, and said appeal ^{if any there be} coming on duly and regularly for hearing, and ~~there being no appeal~~ ^{such} ~~as provided by law~~ ^{having duly heard} or otherwise having been made or filed with said *City* clerk or otherwise ~~and considered the same~~ ^{and no person or persons having so appealed upon any of the grounds above stated} IT IS HEREBY RESOLVED AND DETERMINED, by the *Board of Trustees* of the *City of Chula Vista, California* that said work has been performed according to the contract in a good and substantial manner, that no portion of the work for any reason was omitted or illegally included in the contract

for the same, that the assessment and diagram made in pursuance of the provisions of said act were correct, wherefore all the acts and determinations of the *said Superintendent of Streets* relative to said work and improvement and the assessment and diagram be, and the same are hereby approved, ratified and confirmed.

I hereby certify that the foregoing resolution was duly and regularly adopted by the *Board of Trustees* of the *City of Chula Vista, California* at a *regular* regular meeting thereof held *June 7th* 1927, by the following vote, to-wit:

AYES: ^{Trustees} *Wentworth, Barnes, Peters, Lyons.*

NOES: *Trustees: None*

ABSENT: *Trustee Scott.*

Thereupon it was filed in my office on the same day, and recorded on page _____ of the record.

(Seal)

G. Timmons

Clerk.