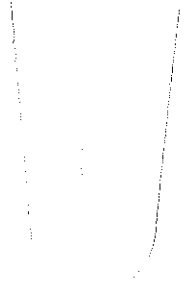
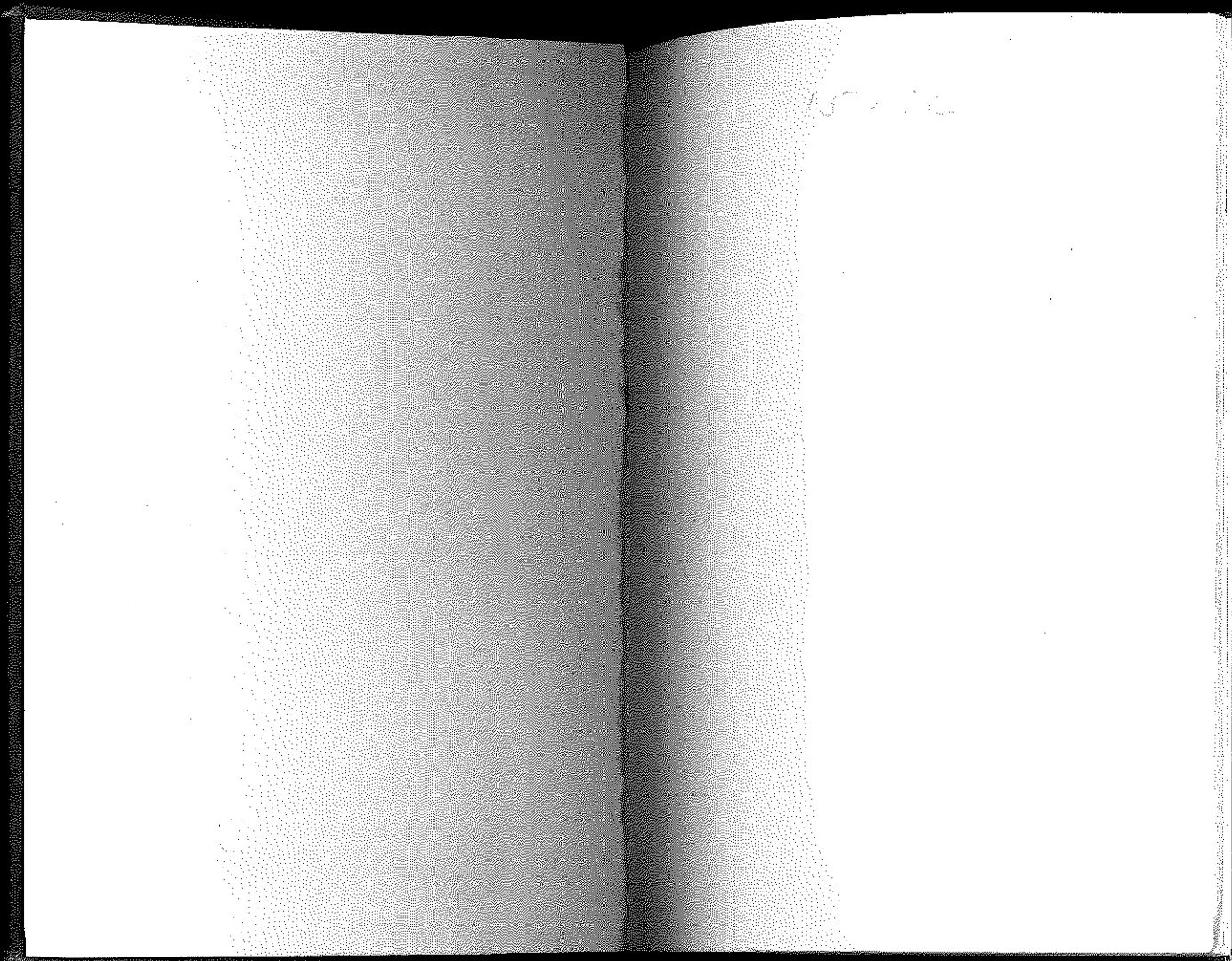


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Provisions of the pilot code ...



PILOTS  
AND  
PILOT REGULATIONS



PROVISIONS OF THE POLITICAL CODE

ESTABLISHING

**PILOTS AND PILOT REGULATIONS**

FOR THE

PORTS OF SAN FRANCISCO, MARE ISLAND,  
VALLEJO, PORT COSTA, AND BENICIA,

TOGETHER WITH THE

**BY-LAWS OF THE PILOT COMMISSIONERS.**

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SACRAMENTO:

W. W. SHANNON

SUPT. STATE PRINTING.

1907.

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1916  
1917

## PILOT COMMISSIONERS

H. Z. HOWARD.....President ✓  
E. M. FREEMAN. ✓      CHARLES MAYO ✓

HUGH M. BURKE.....Secretary ✓  
JOHN W. WALLACE.....Port Agent ✓

### PILOT COMMISSIONERS' OFFICE.

Ferry Postoffice Building

### PILOT OFFICE.

Ferry Postoffice Building, Room No. 7

### PILOT BOATS IN SERVICE.

"America" .....No. 11  
"Pathfinder" .....No. 14  
"Gracie S." .....No. 3  
"California" .....No. 20

(18720)

## LIST OF PILOTS

Names	Original Appointment
H. P. Marshal.....	Dec. 5, 1910
John J. Shea.....	May 15, 1909
Stephen Castle.....	May 13, 1879
C. J. Bruguere.....	May 15, 1909
Geo. D. Korts.....	May 12, 1884
James Miller.....	March 5, 1888
Alex. Swanson.....	Jan. 6, 1890
F. W. Jordan.....	April 7, 1890
J. E. McCulloch.....	May 1, 1893
Geo. Scott.....	Jan. 2, 1894
E. W. Christiansen.....	Oct. 1, 1906
G. E. Wallace.....	Sept. 14, 1894
Frederick E. Mathieson.....	Jan. 4, 1897
Chas. B. Johnson.....	May 2, 1899
Mitchell Tyson.....	June 5, 1899
M. Andersen.....	July 31, 1901
Jno. Von Helms.....	July 9, 1902
Jno. W. Wallace.....	Nov. 24, 1902
J. M. Hays.....	April 6, 1903
John Silovich.....	April 6, 1903

### For Mare Island, Vallejo and Benicia.

F. H. Cruthers.....	Oct. 5, 1903
Geo. Wheeler, Jr.....	Dec. 5, 1910

## PROVISIONS OF THE POLITICAL CODE

ESTABLISHING

### PILOTS AND PILOT REGULATIONS

FOR THE

PORTS OF SAN FRANCISCO, MARE ISLAND, VALLEJO,  
PORT COSTA, AND BENICIA.

SECTION 2429. No person must be appointed a pilot unless he is an American citizen, over the age of twenty-one years, with a practical knowledge of the management of sailing vessels and steamboats, and of the tides, soundings, bearings, and distances of the several shoals, bars, rocks, points of land, light-houses and fog signals of the ports and harbors for which he is appointed, of good moral character and temperate, with the skill and ability necessary to discharge the duty of pilot.

Sec. 2430. Pilots appointed by Commissioners must be carefully examined as to their qualifications, and, if found to be qualified and worthy, must receive license as pilots for the term of twelve months, which license shall be thereafter annually renewed until the Commissioners have good

cause to withhold such renewal, and whenever the Commissioners deem they have such cause, or intend for any reason to withhold such renewal, the Secretary of the Board of Commissioners shall serve notice in writing on such pilot, specifying the causes, at least ten days before the expiration of his license; and such pilot shall thereupon be entitled to a full hearing before said Board.

Bonds of pilots, and oath.

SEC. 2431. Every pilot must execute an official bond in the sum of five thousand dollars, to be approved by the officer or Board appointing him. The bonds of pilots appointed by Commissioners must be filed with such Commissioners.

Liability for pilotage.

SEC. 2432. All vessels, their tackle, apparel, and furniture, and the masters and owners thereof, are jointly and severally liable for pilotage fees, to be recovered in any court of competent jurisdiction.

Owners to compensate pilots for loss.

SEC. 2433. If any pilot, in endeavoring to assist or relieve any vessel in distress, suffers loss or damage in his boats, sails, tackle, rigging, or appurtenances, the master, owner, or consignees of such vessel must pay the value of such loss or damage, to be ascertained by the Commissioners.

Pilots to show license, and when.

SEC. 2434. Every pilot, on boarding a vessel, when required by the master thereof, must exhibit his commission or license as

pilot. A refusal so to do subjects him to a forfeiture of his commission or license, and a recovery of fifty dollars on his bond in a suit instituted for that purpose by the authority appointing him.

SEC. 2435. Every pilot carried to sea against his will, or unnecessarily detained on board of a vessel when a pilot boat is in attendance to receive him, is entitled to receive the sum of eight dollars per day while necessarily absent or detained, not to exceed in the aggregate the sum of one thousand dollars in any one case, which sum may be recovered by action against the master or owner of the vessel so taking him away.

SEC. 2437. When cruising off or standing out to sea, pilots must go to a vessel nearest to shore, or in the most distress, under a penalty of one hundred dollars. For refusing to go on board a vessel when required, a like penalty of one hundred dollars may be imposed. In either case, upon conviction, the pilot may be suspended or expelled, at the discretion of the Commissioners.

SEC. 2438. For every violation of the duties and regulations herein specified, the pilot so violating is liable on his official bond to the party aggrieved, to the amount of the damages sustained.

Piloting  
without  
license.

SEC. 2439. Any person not the master or owner, and not holding a commission or license as a pilot, who pilots any vessel into or out of any harbor or port in this State for which there are commissioned or licensed pilots, must be punished therefor as provided in the Penal Code (Section 379), and must pay to the pilot entitled to pilot such vessel the amount of pilotage or towage collected by him.

Appoint-  
ment of  
Commis-  
sioners.

SEC. 2440. There must be appointed by the Governor, by and with the advice of the Senate, three experienced and competent shipmasters, or nautical men, citizens of the United States, and residents in either of the cities of San Francisco, Oakland, Vallejo, or Benicia, or of the towns of Brooklyn or Alameda, a Board of Pilot Commissioners for the ports of San Francisco, Mare Island, and Benicia. Each Commissioner shall,

Qualifica-  
tions of  
Commis-  
sioners.

before entering upon his official duties, take the following oath or affirmation, which shall be indorsed on his commission, and shall be signed by him and certified by the Superior Judge of the county of San Francisco: "I do solemnly swear (or affirm, as the case may be) that I will support the Constitution of the United States and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of Pilot Commissioner without fear, favor, or affection, according to the best of my ability."—Section 2, of Act of 1872.

SEC. 2442. The Commissioners hold their offices during the pleasure of the power of office. appointing them, not exceeding four years from the date of their commission.

SEC. 2443. The Commissioners must organize as Boards, respectively, by the election of Presidents, Secretaries, and Treasurers. They must provide for themselves offices, in which they must meet as follows: the "San Francisco Board" must meet once a month in the city of San Francisco.

SEC. 2444. The President of each Board is authorized to administer oaths in regard to any matter properly before it, and to issue subpoenas in like cases for witnesses. A witness disobeying such subpoena served on him must pay to the Board one hundred dollars, for which judgment may be recovered by the President in a civil action.

SEC. 2445. Each Board must make by-laws and rules for the government of pilots appointed by it; and may adjourn their regular meetings from time to time. The San Francisco Board may appoint a Secretary and fix his compensation, not to exceed the sum of two hundred and fifty dollars per month.

SEC. 2446. The Secretary of each Board must keep a journal of all its proceedings.



and acts, and a register of all pilots appointed, their residence, and date of license; and must, under order of the Board, issue licenses, to be signed by the President, and countersign the same.

Not to be interested in pilot boats. SEC. 2447. Neither the Commissioners nor their Secretaries must have any interest in any pilot boat or steam-tug, nor in the earnings thereof, other than for compensation as herein provided. Any one violating this section forfeits his office.

Appointment of pilots. SEC. 2457. The Board of Commissioners must examine and license, in the manner prescribed, not less than fifteen nor more than twenty pilots for the port of San Francisco, and not more than two pilots for the ports of Mare Island, Vallejo, and Benicia.

Boats to be kept by pilots. SEC. 2458. Pilots must at all times keep, for their exclusive use, boats of such description and good condition as directed by the Board.

Police regulations. SEC. 2459. Every pilot in charge of a vessel arriving in the port or harbor of San Francisco must safely moor the vessel in such position as the master of the vessel or Harbormaster may direct. He must prevent all persons (excepting officers of the State or Federal Government, owners or consignees of the vessel or cargo, and persons

admitted on the express order of the master) from boarding such vessel until she has been safely moored. To enforce the provisions of this section and other police regulations for the harbor, every pilot in charge of a vessel entering the harbor of San Francisco is authorized and empowered to arrest every one who, in opposition to the master's orders, persists in boarding such vessel, or who, having boarded her, refuses to leave on the command of such master or pilot. When so arrested, he must be immediately brought before the Police Judge's Court, or admitted to bail, as provided in the Penal Code.

SEC. 2460. Every pilot of the harbor of San Francisco, Mare Island, Vallejo, and Benicia must once in each month, upon blanks to be furnished to them by the Board of Pilot Commissioners, render a verified account to the Board of all moneys received by him, or by any other person for him, or on his account, and pay five per cent thereof to the Board, in full compensation for its official services, for the services of its secretary and treasurer, and all incidental expenses. Such account shall give the name of each vessel piloted, and the master thereof, and of each vessel for which pilotage has been charged or collected, and the amount charged to, or collected from each, and any rebates made and allowed and the amounts thereof, where the same is registered, the depth of its draught, its tonnage, Percentage paid Commissioners.

whether inward or outward bound, and whether the amount so received, collected, or charged is for full pilotage or half pilotage, and the secretary shall record such account in full detail in a book prepared for that purpose, which book shall at all times be open to public inspection. [As amended February 14, 1899.]

Suspension of pilots.

SEC. 2461. The Board has power summarily to suspend pilots for misconduct, inattention to their duty, intoxication, or violation of any of the rules and regulations provided by the Board for the government of pilots, and to revoke the license of pilots for the causes hereinafter mentioned, upon due proof thereof, as hereinafter provided. The Board must immediately suspend every pilot complained of, until the complaint is investigated and decided.

Revocation of licenses, and causes.

SEC. 2462. Any pilot may be deprived of his license before its expiration, for the following causes only:

*First*—For neglect for thirty days after the same becomes due, as provided in the second preceding section, to render an account to the Board of Pilot Commissioners of all moneys received by him for pilotage.

*Second*—For neglect for thirty days after the same becomes due, to pay over to the Board the five per cent on the pilotage money received by him.

*Third*—For rendering to the Board a false account of pilotage received.

*Fourth*—For absenting himself from duty for more than one month at any one time, except upon leave granted by the Board, or by reason of sickness or personal injury.

*Fifth*—For refusing to exhibit his license when requested to do so by the master of any vessel he may have boarded.

*Sixth*—For habitual or occasional intoxication, whether the same occurs while in charge of any vessel as pilot, or in charge of a pilot boat, or at any other time.

*Seventh*—For negligently, ignorantly, or willfully running any vessel on shore, or otherwise rendering her liable to injury. Any pilot deprived of his license under this subdivision is thereafter ineligible to receive a license as pilot.

*Eighth*—For willful violation of the rules and regulations adopted by the Board of Commissioners for the government of pilots.

SEC. 2463. No complaint against any pilot, for any of the charges specified in the preceding section, must be entertained by the Board, unless it be within the knowledge of the Commissioners, or reduced to writing and verified as in civil actions. When a written complaint is filed, the pilot accused must be forthwith served with a copy thereof, by the Secretary, and required to appear and answer within ten days thereafter. If, upon

a hearing of the complaint and the testimony in relation thereto, the Board adjudges the complaint well founded, and the pilot guilty of any of the acts or causes herein declared sufficient for depriving him of his license, the Board must, by order, so declare, and forthwith revoke his license. Such order must be entered of record in the minutes by the Secretary.

Charges,  
and trial  
thereof.

SEC. 2464. Whenever any pilot has been notified that his license will not be renewed, as provided in section two thousand four hundred and thirty of this Code, he shall be entitled to a trial and hearing thereon, in the same manner that other charges and complaints are tried under the provisions of section two thousand four hundred and sixty-three of this Code; and in all such cases, and in all cases of revocation of license or suspension of a pilot for any cause, the Board may, in its discretion, upon written application setting forth the grounds thereof, verified by the party aggrieved, grant a rehearing; and in all cases the final decision of the Board shall be subject to review in the Superior Court of the City and County of San Francisco, to which court any such case, with all the papers and proceedings therein, shall be immediately certified by the Secretary of said Board, when so required by the pilot interested therein. Any case so certified to the Superior Court shall be then

tried *de novo*. The judgment of said court shall be final and conclusive. If the decision of the Board be reversed, the judgment shall operate directly to restore the pilot to all his former rights, status, and privileges, without further action of the Board. But the Board shall, nevertheless, upon being served with a certified copy of such judgment, restore or renew the license of such pilot, as the judgment may direct.

SEC. 2465. The pilotage inside the Heads Pilotage to the anchorage opposite San Francisco and about the harbor, or between the harbor of San Francisco and the ports of Mare Island, Vallejo, and Benicia, must be at such rates as agreed on between the parties, not to exceed five dollars per foot draught.

SEC. 2466. The following shall be the Rates of pilotage into and out of the harbor of San Francisco: All vessels under five hundred (500) tons, three (\$3.00) dollars per foot draught; all vessels over five hundred (500) tons, three (\$3.00) dollars per foot draught and three (3c) cents per ton for each and every ton registered measurement; and every vessel spoken inward or outward bound, except as hereinafter provided, shall pay the said rates. A vessel is spoken by day by a pilot boat displaying a union jack, or by night displaying a torch or flare up within a distance of three (3) miles of the

vessel. In all cases where inward bound vessels are not spoken until inside of the bar, the rates of pilotage herein provided shall be reduced fifty (50) per cent. Vessels engaged in the whaling or fishing trades shall be exempt from all pilotage except where a pilot is actually employed.

Vessels exempt.

SEC. 2467. Any vessel in tow of a steam-tug between the harbor of San Francisco and the ports of Mare Island, Vallejo, or Benicia, shall be exempt from all charges for pilotage, unless a pilot be actually employed.

Same.

Exemption and reduction of pilotage.

SEC. 2468. All vessels sailing under an enrollment, and licensed and engaged in the coasting trade between the port of San Francisco and any other port of the United States shall be exempt from all pilotage unless a pilot be actually employed. All foreign vessels and all vessels from a foreign port or bound thereto, and all vessels sailing under a register between the port of San Francisco and any other port of the United States shall be liable for pilotage as provided in section twenty-four hundred and sixty-six (2466) of this Code.

Preference

SEC. 2469. When two or more pilots shall offer their services to any vessel inward bound, the pilot first offering, or one connected with the same boat, shall have preference; and if the services of another be accepted, the vessel, her appurtenances, and

the master and owner thereof, shall be jointly and severally liable to the pilot entitled to such preference for one half the amount of pilotage he would have been entitled to had his services been accepted.

SEC. 2470. Any pilot bringing a vessel into the harbor of San Francisco (or one connected with his boat) shall be entitled to take such vessel to sea again when she next departs; *provided*, such pilot and those connected with his boat have not in the meantime become in any manner disqualified or incapacitated; and if such preference be disregarded by the master of such vessel, the vessel, master, and owner shall be liable to the pilot entitled to such preference for one half the amount to which he would be entitled if his services had been accepted. Prior rights of pilots.

SEC. 3014. No captain or other officer in command of any vessel sailing under a register, arriving at the port of San Francisco, nor any owner, consignee, agent, or other person having charge of such vessel, must, under a penalty of not less than one hundred dollars nor more than one thousand dollars, land, or permit to be landed, any freight, passengers, or other persons, from such vessels, until he has reported to the Quarantine Officer, presented his bill of health, and received a permit from that officer to land freight, passengers, or other persons. and freight not to be landed without permit.

Duties  
of pilots,

SEC. 3015. Every pilot who conducts into the port of San Francisco any vessel subject to quarantine, or examination by the Quarantine Officer, must:

1. Bring the vessel no nearer to the city than is allowed by law.
2. Prevent any person from leaving, and any communication being made with the vessel under his charge, until the Quarantine Officer has boarded her, and given the necessary orders and directions.
3. Be vigilant in preventing any violation of the quarantine laws, and report, without delay, all such violations that come to his knowledge to the Quarantine Officer.
4. Present the master with a printed copy of the quarantine laws, unless he has one.
5. If the vessel is subject to quarantine, by reason of infection, place at the mast-head a small yellow flag.

## PROVISIONS OF UNITED STATES STATUTES.

### *An Act concerning pilots.*

Act of 1789, 1 U. S. Statutes at Large, Chap. IX, p. 53.

SECTION 4. *And be it further enacted,* that all pilots in the bays, inlets, rivers, harbors, and ports of the United States shall continue to be regulated in conformity with the existing laws of the States, respectively, wherein such pilots may be, or with such laws as the States may, respectively, hereafter enact for the purpose, until further legislative provisions shall be made by Congress.

### *An Act relating to pilots and pilot regulations.*

[Approved July 13, 1866.]

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That no regulations or provisions shall be adopted by any State of the United States of America which shall make any discrimination in the rate of pilotage, or half-pilotage, between vessels sailing between the ports of one State and vessels sailing between the ports of different States, or any discrimination

against vessels propelled, in whole or in part, by steam, or against national vessels of the United States; and all existing regulations or provisions making any such discrimination as herein mentioned are hereby annulled and abrogated.

*An Act to amend the Act entitled "An Act further to provide for the safety of the lives of passengers on board of vessels propelled, in whole or in part, by steam; to regulate the salaries of steamboat inspectors, and for other purposes," approved July 25, 1866.*

[Approved February 25, 1867.]

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That section nine of the Act entitled "An Act to amend the Act entitled an Act further to provide for the safety of the lives of passengers on board of vessels propelled, in whole or in part, by steam; to regulate the salaries of steamboat inspectors, and for other purposes," approved July 25, 1866, be and the same is hereby amended so as to read as follows:*

*Section 9. And be it further enacted, that all vessels navigating the bays, inlets, rivers, harbors, and other waters of the United States, except vessels subject to the jurisdic-*

*tion of a foreign power, and engaged in foreign trade, and not owned in whole or in part by a citizen of the United States, shall be subject to the navigation laws of the United States; and all vessels propelled, in whole or in part, by steam, and navigating as aforesaid, shall also be subject to all rules and regulations consistent therewith, established for the government of steam vessels in passing as provided in the twenty-ninth section of an Act relating to steam vessels, approved the thirtieth day of August, 1852. And every sea-going steam vessel now subject, or hereby made subject, to the navigation laws of the United States, and to the rules and regulations aforesaid, shall, when under way, except upon the high seas, be under the control and direction of pilots licensed by the inspectors of steam vessels; vessels of other countries and public vessels of the United States only excepted; *provided, however,* that nothing in this Act, or in the Act of which it is amendatory, shall be construed to annul or affect any regulation established by the existing laws of any State requiring vessels entering or leaving a port in such State to take a pilot duly licensed or authorized by such State or of a State situate upon the waters of the same port.*

BY-LAWS

OF THE

BOARD OF PILOT COMMISSIONERS

ADOPTED MAY 12, 1891.

Monthly meetings.

SECTION 1. The regular monthly meeting of the Board of Pilot Commissioners shall be held at their office on the first Monday of each month, at two o'clock P. M. If the above date falls on a non-judicial day, the meeting shall take place on the day following, at the same hour.

Special meetings.

SEC. 2. A special meeting of the Board must be with the consent of a majority of the members thereof, and under a call, in writing, by the President.

Bonds of pilots.

SEC. 3. No person shall receive a license as pilot for the ports of San Francisco, Mare Island, Vallejo, and Benicia, until he has filed the bond required by section two thousand four hundred and thirty-one of the

Political Code, approved by the Board, and has passed the examination for color blindness prescribed by the Board.

SEC. 4. A special meeting of the Board Cause for shall be called by the President whenever an special accident of any importance, such as strand- meetings. ing, collision, or otherwise, shall occur to any vessel inward or outward bound, whilst in charge of a pilot, for the purpose of making the necessary investigation into the cause of such accident.

SEC. 5. Two Commissioners shall consti- Quorum. tute a quorum for the transaction of business; and no business shall be transacted by the Board at any meeting unless a quorum be present, except as provided by section twenty-eight of these by-laws.

SEC. 6. In the absence of the regularly Secretary. elected Secretary, the President may appoint a Secretary pro tem., with the consent of the majority of the members present at each meeting. The President shall also act as Treasurer, and shall keep a faithful and accurate account of the finances of the Board.

SEC. 7. The pilots may appoint one of Duties of their number to act as Port Agent, to carry Port Agent. out the orders of the Board of Pilot Commissioners, said appointment to be subject

Duties of  
Port  
Agent.

to the confirmation of the Board. He shall have the general supervision of matters relating to the boats, appointing pilots to outward bound vessels, and all duties appertaining to the proper management of the business on shore; the said Port Agent to be directly responsible to the Board of Pilot Commissioners for the faithful performance of the business of the port. It shall also be the duty of the said Port Agent to keep a full and correct list of all steamers and vessels coming into and leaving this port liable for pilotage, with the class, draught of water, and tonnage of each vessel so arriving and departing, and report the same to the Board of Pilot Commissioners at each regular meeting of the Board, and oftener, when required by the Board so to do. It shall also be the duty of said Port Agent to report to the Board any dereliction of duty on the part of the pilots, and all accidents or disasters which may occur to any vessel whilst in the charge of any of said pilots. The Port Agent shall, in addition to his other duties, appoint one bar or relief boat, to take off pilots from outward bound vessels; thereby avoiding the detention of such vessels; each boat to act alternately as such bar or relief boat for the period of five days and six nights, or longer, as may be deemed necessary by the Board of Pilot Commissioners. Such bar boat shall use all diligence in taking off outward bound pilots.

SEC. 8. Every pilot for the port of San Francisco, either in person or by the Port Agent, shall make a full and complete report of all moneys collected or becoming due for pilotage during the month preceding, at each regular meeting of the Board, and shall report the number of vessels arriving and departing by the way of the "Heads," with the dates of such arrivals and departures, and the number of tons registered measurement of said vessels so arriving and departing, with the draught of water of each vessel, and said pilots, either in person or by the Port Agent, shall, at each regular meeting of the Board of Pilot Commissioners, pay to the Board five per cent of the amount collected or becoming due, as provided in section two thousand four hundred and sixty of the Political Code. And furthermore, said Port Agent shall employ all legal means in his power to collect such pilotage due by law.

SEC. 9. The licensed pilot or pilots for the ports of Mare Island, Vallejo, and Benicia shall, at each regular meeting of the Board, make a full and complete report of all moneys collected or becoming due for pilotage during the month preceding, and the number of vessels arriving from and leaving for Mare Island, Vallejo, and Benicia, with the draught of water and tonnage of each vessel so arriving and leaving; and said pilot or pilots shall pay to the Board of Pilot reports.



Commissioners five per cent of the amount so collected or becoming due, as provided in section two thousand four hundred and sixty of the Political Code.

Approval of boats.

SEC. 10. No pilot shall be permitted to use any vessel which shall not be approved by the Board of Pilot Commissioners as a safe and suitable vessel for such service. The pilot boats shall undergo survey annually, by a surveyor appointed by the Board from one or more of their own number, and a certificate obtained that such boats are in a good and seaworthy condition, both with respect to hull and apparel.

Reports to the Board.

SEC. 11. Pilots and the Port Agent when notified, in writing, to report in person to the Board of Pilot Commissioners, shall so report at the meeting specified in such notice.

Petitions for license.

SEC. 12. All petitions for licenses to act as pilots must be signed by the petitioner and presented to the Secretary of the Board.

Pilots on each boat.

SEC. 13. No pilot boat cruising outside the Heads shall have more than six pilots attached to her.

Regulations of boats.

SEC. 14. It shall be the duty of the pilots of each pilot boat, once in each month, to elect from their own number a Captain, who shall have the management of said boat and

its affairs, under the general supervision of the Port Agent; and the name of such Captain shall be communicated to the Board upon the first Monday of each month, at the regular meeting of the Board. Said Captain to have such control of the boat for one month, or until his successor be elected. It shall be the duty of said Captain to report monthly to the Board an account of the movements and employment of his boat, specifying the service in which she has been engaged, the number of days she has laid in port, the number of vessels piloted in or out, and by whom piloted; and for each and every neglect to comply with this rule, the said Captain may be fined, not to exceed the sum of fifty dollars, and otherwise punished at the discretion of the Board.

SEC. 15. It shall be the duty of pilots at all times to keep two boats, in addition to the bar boat, cruising outside the bar; and any vessel liable for pilotage entering this port without a pilot, in consequence of the neglect of the pilots in either of the boats cruising outside the bar, upon due proof of such neglect, the pilots of the boat by whose neglect of duty said vessel shall have entered without pilot, shall be fined the amount of pilotage of such vessel entering without a pilot; which fine shall constitute a part of a special fund to be appropriated for the payment of the contingent expenses of the Board.

**Restric-  
tion  
of service**      SEC. 16. Neither pilots nor their boats shall be permitted to leave their particular service in port or at sea, except to assist vessels in distress not more than thirty miles seaward from the Farallones, Pigeon Point, or Point Reyes, without the written permission of this Board; and any boat infringing this rule shall be regarded as detached from the service, and the pilots attached thereto, unless especially engaged in piloting in or out of vessels, upon due proof, shall be regarded as having forfeited their licenses, and be otherwise punished, at the discretion of the Board.

**Suspension  
of pilots.**      SEC. 17. In any case where a vessel in charge of a pilot shall sustain injury by going ashore, or by collision, or otherwise, the pilot in charge of said vessel at the time of the accident shall be deemed prima facie guilty of misconduct, and shall, immediately from the time of said accident, be suspended from duty until an investigation be had by the Board of Pilot Commissioners.

**Sworn  
testimony.**      SEC. 18. All testimony taken before the Board of Pilot Commissioners must be subscribed and sworn to by the deponent before the President of the Board.

**Pilots to  
answer  
summons.**      SEC. 19. Any pilot summoned to testify before this Board shall appear in accordance with such summons, and shall make answer,

under oath, to any question put to him touching any matter connected with the pilot service.

SEC. 20. Any pilot cruising shall always take the first vessel spoken desiring the services of a pilot, regardless of class, size, or tonnage, and shall invariably speak vessels in their order of coming, and shall in no case refuse service to a small vessel for the benefit of a larger one at a greater distance.

SEC. 21. There shall not be less than four boats in commission, without the consent of the Board of Pilot Commissioners.

SEC. 22. There shall at all times be three boats cruising, each boat to contain no less than three pilots when leaving port; pilots attending ships ready for sea to be considered as attached to their respective boats on leaving port.

SEC. 23. In case a pilot is carried off to sea in consequence of the non-attendance of the relief boat, after setting the usual signal (except by unavoidable accident), the said boat shall pay him at the rate of eight dollars per day during the time of his necessary absence. The boat nearest to the ship with the usual signal, ready to discharge a pilot, shall be considered the relief boat.

and the boat neglecting to so relieve such pilot shall pay the sum of eight dollars per day in the event of his being carried to sea.

Duty on outward bound vessels. SEC. 24. No pilot shall be allowed to leave a ship outward bound inside the ten-fathom curve without the consent of the Captain of the ship.

Violation of by-laws. SEC. 25. For any violation or infringement of these by-laws and regulations, the party offending shall be fined not exceeding one hundred dollars, or be suspended, or deprived of his license, as the Board may elect.

Carriage of letters. SEC. 26. Any pilot carrying a letter containing orders to any vessel of doubtful destination, awaiting such orders, shall be entitled to one and one half pilotage for such service.

Pilots to report for duty daily. SEC. 27. All pilots in port and on duty shall report for duty at the pilot office daily at not later than ten o'clock A. M., under penalty of suspension. Any pilot absenting himself from duty without permission of the Board is liable to suspension and forfeiture of his pro rata earnings for the time he is so absent. The pilot whose turn it is to take a ship to sea shall remain at the pilot office during Custom House hours.

SEC. 28. The President and Secretary Renewal shall have power to renew licenses of pilots of license for the ports of San Francisco, Mare Island, Vallejo, Port Costa, and Benicia, where no legal impediment exists.

SEC. 29. When a boat is due at sea and it is not high water until after twelve o'clock (noon), she shall start to sea on the morning tide.

SEC. 30. When a boat's cruise is up she shall not, unless sooner relieved, leave the outer station until ten o'clock A. M., from April first to November first. Any pilot neglecting to observe this section shall be liable to suspension.

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