

AN ORDINANCE (159) *OI-275*

AUTHORIZING THE MAYOR TO EXECUTE DEED TO R. L. WHITE AND SAN ANTONIO LOAN & TRUST COMPANY, TO LOTS 7 AND 8, NEW CITY BLOCK 6891; AND AUTHORIZING SETTLEMENT OF CONDEMNATION SUITS NOS. 249 AND 251.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the Mayor be and is hereby authorized and directed to execute on behalf of the City of San Antonio, to R. L. White and the San Antonio Loan & Trust Company, a deed to Lots 7 and 8, in New City Block 6891, located in Hollycrest Addition, and situated within the corporate limits of the City of San Antonio, for the consideration hereinafter shown.

2. The said R. L. White to fully relinquish by deed to the City of San Antonio, his claim against the City of San Antonio for its appropriation of New City Block 6890 to public use (appropriated to underpass project San Pedro Avenue), and located within the corporate limits of the City of San Antonio.

3. In further consideration of R. L. White and the San Antonio Loan and Trust Company, defendants in Causes Nos. 249 and 251, each styled City of San Antonio vs R. L. White, et al. and now pending in the County Court of Bexar County, Texas, entering and causing to be entered final judgments in said condemnation causes Nos. 249 and 251, accepting awards heretofore made and placed by the City of San Antonio into the Registry of said County Court, amounting to the sums of \$1,000.00 and \$2,000.00, respectively, and deducting therefrom all city and school taxes up to and including 1937 on the lots involved in said proceedings, to-wit: Lots 1, 2, 3, 4, 5, 6, 9 and 10, City Block 6891, in the City of San Antonio, Texas, and paying all courts costs now and still unpaid therein.

4. PASSED AND APPROVED this 29th day of June A.D. 1939.

ATTEST: J. J. Patterson  
City Clerk

Maury Maverick  
Mayor

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AN ORDINANCE (160) *OI-276*

TRANSFERRING PERSONNEL TO THE PERSONNEL OF THE DEPARTMENT OF FIRE AND POLICE OF THE CITY OF SAN ANTONIO.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the following persons be and they are hereby transferred from the list of personnel employed by the Fire and Police Commissioner of the City of San Antonio other than members of the Department of Fire and Police, to the list of personnel of the Department of Fire and Police of the City of San Antonio, in accordance with and subject to the provisions of an ordinance passed and approved on June 1st, 1939, and entitled "AN ORDINANCE APPOINTING PERSONNEL OF THE DEPARTMENT OF FIRE AND POLICE OF THE CITY OF SAN ANTONIO":-

Thomas Moore  
Paul Saylor

2. Said persons shall occupy the positions of policemen.

3. PASSED AND APPROVED this 29th day of June A.D. 1939.

ATTEST: J. J. Patterson  
City Clerk

Maury Maverick  
Mayor

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AN ORDINANCE (161) *OI-277*

APPOINTING ADDITIONAL PERSONNEL OF THE DEPARTMENT OF FIRE AND POLICE OF THE CITY OF SAN ANTONIO.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the following persons be and they are hereby added to the list of personnel

of the Department of Fire and Police of the City of San Antonio, subject to the provisions of an ordinance passed and approved on June 1st, 1939, entitled "AN ORDINANCE APPOINTING PERSONNEL OF THE DEPARTMENT OF FIRE AND POLICE OF THE CITY OF SAN ANTONIO":-

G. F. Herzing  
H. W. Kitchen  
Wm. Woltersdorf

2. All three persons occupy the positions of policemen.
3. PASSED AND APPROVED this 29th day of June A.D. 1939.

ATTEST: J. J. Patterson  
City Clerk

Maury Maverick  
Mayor

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AN ORDINANCE (201) *01-278*

AUTHORIZING NATIONAL BANK OF COMMERCE TO EXCAVATE UNDER SIDEWALK ON WEST COMMERCE STREET.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That permit be and is hereby granted to National Bank of Commerce to excavate under the sidewalk adjacent to Lot Nos. A-11 New City Block No. 909 fronting 36' 3" more or less feet on West Commerce Street, and to use the space under the sidewalk in connection with the building at No. 405 on said Street.

2. Said excavation shall extend from the property line fixed by the City Engineer to the back face of the curb and for the entire width of the property to a depth of approximately 12 feet measured below the average sidewalk grade. The area specified includes wall thicknesses and the depth given is the approximate measurement to the under side of the footings. The sidewalk construction shall be a reinforced concrete arch covered with membrane waterproofing and the sidewalk finished as specified in the Ordinances of the City of San Antonio. There will be no vault lights installed in the sidewalk level. The space will be used as a part of the basement.

3. That the licensee shall make such excavation in accordance with the direction and under the supervision of the City Engineer, and shall construct the sidewalk, curb, and retaining wall out of reinforced concrete, in a safe and substantial manner.

4. It is expressly declared that the permission herein given is a grant of a privilege, revocable by the City; and the Licensee by his acceptance and his acts thereunder shall be bound by the stipulations thereof.

5. The City of San Antonio Expressly reserves the right to place its pipes, drains, cables, and other appliances for public utilities in said excavation; and, the licensee hereby waives all claims for damages that might arise by reason thereof; and agrees that he will at no time make any claim for damages against the City; and will hold the City harmless from all damages arising from the grant herein.

6. PASSED AND APPROVED this 6th day of July A.D. 1939.

ATTEST: J. J. Patterson  
City Clerk

Maury Maverick  
Mayor

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AN ORDINANCE (203) *OI-280*

DEFINING THE OFFENSE OF TAKING PARKING TAGS FROM MOTOR VEHICLES,  
AND PRESCRIBING THE PENALTY THEREFOR.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. It shall be unlawful for any person, other than the owner or owners thereof, to take from any motor vehicle any parking tag attached thereto.
2. It shall be unlawful for any person, other than one duly authorized by the City of San Antonio to do so, to use any parking tag on or upon any motor vehicle.
3. The work "take" and its derivatives as used herein, shall mean the physical act of seizing a parking tag and removing same from any motor vehicle.
4. The words "motor vehicle", as used herein, shall mean any self-propelling device in, upon or by which any person or property is or may be transported upon a street or public highway.
5. The words "parking tag", as used herein, shall mean a piece of metal or other material having been distributed by a duly authorized officer of the City of San Antonio to certain persons in order to give said persons the privileges of parking when on designated types of business without regard to parking meters or prohibited zones.
6. Any person violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine in any sum not exceeding \$100.00.
7. If any part of this ordinance be held invalid or inoperative, the remainder thereof shall not be affected by such invalidity or inoperation.
8. All laws, ordinances or parts thereof in conflict herewith are hereby repealed.
9. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent therefrom, and it shall take effect from the date of its passage.
10. PASSED AND APPROVED this 10th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

AFFIDAVIT OF PUBLISHER IS FILED WITH THE ORIGINAL OF THE ORDINANCE.

AN ORDINANCE (206) *OI-281*

AMENDING THE TRAFFIC ORDINANCE, BY AMENDING RULE 76 THEREOF, PROVIDING  
FOR SAFETY STOPS AT CERTAIN STREET INTERSECTIONS.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That an Ordinance entitled "An Ordinance Regulating the Government of Traffic on the Streets, Plazas and Public Places of the City of San Antonio", passed and approved on the 8th day of December, 1921, as amended, be and the same is hereby amended by amending Rule 76, so that the same shall hereafter read as follows:

Rule 76. No person shall drive any vehicle, motor vehicle or animal on to any of the following named streets, without first bringing said vehicle, motor vehicle or animal to a full stop, not further than ten (10) feet from the near curb line of said street, the near curb line as used herein referring to the curb line of said street nearest to said driver as he approaches said street preparatory to going upon same; and when driving a motor vehicle, the operator shall start it in low gear, but this provision of the traffic ordinance shall never be construed to give the vehicle, motor vehicle or animal proceeding on a street where no stop is required, any right-of-way over the vehicle, motor vehicle or animal proceeding on a street where the stop is required; nor shall it ever be construed to limit, or to conflict with any of the provisions of the statutes of the State of Texas regulating traffic, viz:-

1. South Alamo Street, at any point from the south line of East Market Street to the east line of South Flores Street, except at South St. Mary's Street while the traffic lights operate.
2. Blanco Road, at any point from its intersection with Fredericksburg Road to the City Limits; except at West Woodlawn Avenue while the traffic lights operate.
3. Broadway, at any point from the south line of East Pecan Street to the City Limits; except at Third Street, Fourth Street, Grayson Street, East Josephine Street and Hildebrand Avenue, while the traffic lights operate.
4. Brooklyn Avenue, at any point from its intersection with North St. Mary's Street to the south line of East Cypress Street.
5. Belknap Place, at any point from the north line of West Dewey Place to the City Limits.
6. East Commerce Street, at any point from the east line of Alamo Street to the east line of South Rio Grande Street; except at Water Street, Hackberry Street and New Braunsfels Avenue while the traffic lights operate.
7. West Commerce Street, at any point from the west line on North Flores Street to the City Limits; except at Laredo Street and Zarzamora Street while the traffic lights operate.
8. North Flores Street, at any point from the north line of West Travis Street to the north line of West Summit Avenue; except at West Laurel Street, North Laredo Street and Fredericksburg Road while the traffic lights operate.
9. South Flores Street, at any point from the south line of Dolorosa Street to the City Limits; except at Theo Avenue while the traffic lights operate.
10. Fredericksburg Road, at any point from North Flores Street to the City Limits; except at North Flores Street, West Laurel Street and Cincinnati Avenue while the traffic lights operate.
11. East Houston Street, at any point from the east line of Avenue "E" to the City Limits; except at North Hackberry Street while the traffic lights operate.
12. Main Avenue, at any point from the north line of West Travis Street to the north line of Summit Avenue; except at Dewey Place while the traffic lights operate.
13. McCullough Avenue, at any point from the north line of East Cypress Street to the City Limits, except at Hildebrand Avenue while the traffic lights operate.
14. Nogalitos Street, at any point from South Flores Street to the City Limits; except at West Theo Avenue while the traffic lights operate.
15. South Presa Street, at any point from the north line of Pereida Street to the City Limits; except at Carolina Street, Warwick Boulevard and Fairplay Avenue while the traffic lights operate.
16. Roosevelt Avenue, at any point from the Southern Pacific Railroad Company right-of-way to the City Limits; except at Grove Avenue while the traffic lights operate.
17. South St. Mary's Street, at any point from the south line of East Nueva Street to the north line of the right-of-way of the Missouri-Kansas & Texas Railroad Company; except at South Alamo Street while the traffic lights operate.
18. North St. Mary's Street, at any point from the north line of East Martin Street to the north line of East Mulberry Avenue; except at Navarro Street while the traffic lights operate.
19. San Pedro Avenue, at any point from its intersection with Main Avenue to the City Limits; except at West Mulberry Avenue and Hildebrand Avenue while the traffic lights operate.

20. North Zaramora Street, at any point from the north line of West Commerce Street to the north line of West King's Highway.

21. South Zarzamora Street, at any point from the south line of West Commerce Street to Frio City Road; except at Guadalupe Street while the traffic lights operate.

22. Avenue "E", at the intersection of Third Street.

23. Avenue "E", at the intersection of Fourth Street.

24. North Alamo Street, at the intersection of Thirteenth Street.

25. North Alamo Street, at the intersection of Seventh Street.

26. Adams Street, at the intersection of Temple Street.

27. Austin Street, at the intersection of Seventh Street.

28. Austin Street, at the intersection of Crosby Street.

29. Austin Street, at the intersection of Van Ness Street.

30. Austin Street, at the intersection of Tenth Street.

31. Austin Street, at the intersection of Burleson Street.

32. Buena Vista Street, at the intersection of Las Moras Street.

33. Burnet Street, at the intersection of Chestnut Street.

34. Burnet Street, at the intersection of N. Cherry Street.

35. Breeden Avenue, at the intersection of W. Agarita Avenue.

36. Bowie Street, at the intersection of E. Crockett Street.

37. S. Brazox Street, at the intersection of Pendleton Avenue.

38. S. Cherry Street, at the intersection of Center Street.

39. S. Cherry Street, at the intersection of Arlington Court.

40. S. Cherry Street, at the intersection of Montana Street.

41. S. Cherry Street, at the intersection of Delaware Street.

42. Cincinnati Avenue, at the intersection of 24th Street.

43. Carolina Street, at the intersection of Hoefgen Avenue.

44. Cevallos Street, at the intersection of Adelaide Street.

45. N. Colorado Street, at the intersection of W. Laurel Street.

46. N. Colorado Street, at the intersection of Cornell Avenue.

47. E. Crockett Street, at the intersection of Bonham Street.

48. Dwyer Avenue, at the intersection of Villita Street.

49. Donaldson Avenue, at the intersection of Shearer Blvd.

50. E. Elmira Street, at the intersection of Donohue Street.

51. E. Euclid Avenue, at the intersection of Donohue Street.

52. Fourth Street, at the intersection of Nacagdoches Street.

53. Furr Drive, at the intersection of Lake Blvd.

54. S. Gevers Street, at the intersection of Highland Blvd.

55. S. Gevers Street, at the intersection of Schley Avenue.

56. S. Gevers Street, at the intersection of Bailey Avenue.

57. N. Gevers Street, at the intersection of Canton Street.

58. Goliad Street, at the intersection of Labor Street.

59. Grayson Street, at the intersection of N. Alamo Street.

60. Grayson Street, at the intersection of Austin Street.

61. Grayson Street, at the intersection of N. Pine Street.

62. Guadalupe Street, at the intersection of S. Colorado Street.

63. Guadalupe Street, at the intersection of S. Frio Street.

64. N. Hackberry Street, at the intersection of Center Street.

65. N. Hackberry Street, at the intersection of Crosby Street.

66. N. Hackberry Street, at the intersection of Hays Street.
67. S. Hackberry Street, at the intersection of Denver Blvd.
68. S. Hackberry Street, at the intersection of Berkshire Avenue.
69. S. Hackberry Street, at the intersection of Chicago Blvd.
70. W. Houston Street, at the intersection of Santa Rosa Avenue.
71. W. Houston Street, at the intersection of Cameron Street.
72. Iowa Street, at the intersection of S. Pine Street.
73. E. Johnson Street, at the intersection of King William Street.
74. Jefferson Street, at the intersection of E. Pecan Street.
75. Jefferson Street, at the intersection of E. Martin Street.
76. King William Street, at the intersection of Beauregard Street.
77. King's Court, at the intersection of E. Magnolia Avenue.
78. Lexington Avenue, at the intersection of Camden Street.
79. Lexington Avenue, at the intersection of E. Quincy Street.
80. Lexington Avenue, at the intersection of E. Euclid Avenue.
81. Lexington Avenue, at the intersection of Augusta Street.
82. Lexington Avenue, at the intersection of Dallas Street.
83. N. Laredo Street, at the intersection of W. Poplar Street.
84. S. Laredo Street, at the intersection of Arsenal Street.
85. S. Laredo Street, at the intersection of S. Pecos Street.
86. S. Laredo Street, at the intersection of Cevallos Street.
87. S. Laredo Street, at the intersection of El Paso Street.
88. Labor Street, at the intersection of Devine Street.
89. Madison Street, at the intersection of Beauregard Street.
90. McKinley Avenue, at the intersection of Piedmont Street.
91. Mission Road, at the intersection of E. Mitchell Street.
92. Michigan Avenue, at the intersection of W. Mistletoe Avenue.
93. W. Magnolia Avenue, at the intersection of Aganier Avenue.
94. E. Mulberry Avenue, at the intersection of Carleton Court.
95. E. Mulberry Avenue, at the intersection of King's Court.
96. N. Medina Street, at the intersection of W. Martin Street.
97. W. Martin Street, at the intersection of Cameron Street.
98. W. Martin Street, at the intersection of N. Colorado Street.
99. Nolan Street, at the intersection of N. Hackberry Street.
100. Nolan Street, at the intersection of N. Cherry Street.
101. Nolan Street, at the intersection of Chestnut Street.
102. Navarro Street, at the intersection of E. Martin Street.
103. Navarro Street, at the intersection of E. Pecan Street.
104. Navarro Street, at the intersection of Villita Street.
105. N. New Braunfels Avenue, at the intersection of Pershing Ave.
106. N. New Braunfels Avenue, at the intersection of Burnet Street.
107. N. New Braunfels Avenue, at the intersection of Eleanor Ave.
108. S. New Braunfels Avenue, at the intersection of Essex Street.
109. S. New Braunfels Avenue, at the intersection of Avant Avenue.
110. S. New Braunfels Avenue, at the intersection of Virginia Blvd.
111. S. New Braunfels Avenue, at the intersection of Highland Blvd.
112. Nueva Street, at the intersection of Dwyer Avenue.
113. N. Pine Street, at the intersection of Nolan Street.

- 114. N. Pine Street, at the intersection of Crosby Street.
- 115. N. Pine Street, at the intersection of Carson Street.
- 116. N. Pine Street, at the intersection of Mason Street.
- 117. N. Pine Street, at the intersection of Center Street.
- 118. S. Pine Street, at the intersection of Montana Street.
- 119. S. Pine Street, at the intersection of Wyoming Street.
- 120. S. Presa Street, at the intersection of Camargo Street.
- 121. S. Presa Street, at the intersection of Villita Street.
- 122. S. Presa Street, at the intersection of Martinez Street.
- 123. Pereida Street, at the intersection of Adams Street.
- 124. Pereida Street, at the intersection of Cedar Street.
- 125. W. Poplar Street, at the intersection of N. Colorado Street.
- 126. Perez Street, at the intersection of 22nd Street.
- 127. Rigsby Avenue, at the intersection of S. Gevers Street.
- 128. Ruiz Street, at the intersection of N. Colorado Street.
- 129. Shook Avenue, at the intersection of Bushnell Avenue.
- 130. Shook Avenue, at the intersection of Hildebrand Avenue.
- 131. Soledad Street, at the intersection of W. Martin Street.
- 132. W. Travis Street, at the intersection of N. San Saba Street.
- 133. W. Travis Street, at the intersection of N. Laredo Street.
- 134. W. Travis Street, at the intersection of Cameron Street.
- 135. Twenty-Fourth Street, at the intersection of Perez Street.
- 136. Victoria Street, at the intersection of S. Cherry Street.
- 137. Victoria Street, at the intersection of Hoefgen Avenue.
- 138. W. Woodlawn Avenue, at the intersection of Michigan Avenue.
- 139. W. Woodlawn Avenue, at the intersection of Aganier Avenue.

2. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent therefrom, and it shall take effect from the date of its passage.

3. PASSED AND APPROVED, this 13th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

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AFFIDAVIT OF PUBLISHER

THE STATE OF TEXAS, }  
COUNTY OF BEXAR, }  
CITY OF SAN ANTONIO }

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: July 15, 17, 18, 19, 20, 21, 22, 24, 25 & 26, 1939.

Thornton Hall

Sworn to and subscribed before me this 27th day of July, 1939.

Walter Kenaner  
Notary Public in and for  
Bexar County, Texas.

*amended 6/5/52  
6/9/52  
6/11/53 - not less than 9 members nor more than 15*

AN ORDINANCE (239)

*01-282*

CREATING THE SAN ANTONIO BOARD OF RECREATION; AND APPOINTING MEMBERS THEREOF.

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BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. There is hereby created an advisory board which shall be known as the San Antonio Board of Recreation, and said board shall consist of not more than ten members who shall be appointed by the Mayor.

2. Said Board shall act in an advisory capacity, for the purpose of and with a view to plan, promulgate and further recreational and athletic activities, games and amusements in the City of San Antonio.

3. That the following be and are hereby appointed to membership on said Board:-

- Koger Stokes, Chairman
- Mrs. A. R. Cross
- Dr. L. J. Manhoff
- George Tucker
- J. E. Siebert
- Mrs. Floyd McGown
- John Dunsmore
- Father Stanley Kusman
- Mrs. Oliver Sawtelle

4. PASSED AND APPROVED this 15 day of July, A .D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

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AN ORDINANCE (245)

*01-283*

APPROVING COMPROMISE IN CAUSE NO. B-94,627, STYLED T.J. FITZGERALD; ET AL. VS CITY OF SAN ANTONIO, ET AL.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the compromise judgment in Cause No. B-94,627, T.J. Fitzgerald, et al. vs. City of San Antonio, et al., in the 45th District Court of Bexar County, Texas, dated July 7th, 1939, having been recommended by the City Attorney as being to the best interests of the City of San Antonio; to be and the same is hereby in all things approved and ratified.

2. That in accordance with the terms of said judgment the City of San Antonio, through its proper officers and agents, shall issue to each of the Intervenors in said suit hereby referred to, new deficiency warrants for the respective amounts set opposite the name of each Intervenor upon surrender by him of the deficiency warrant heretofore issued under the ordinance passed by the City of San Antonio April 27th, 1939, which the said Court has ordered surrendered to the City of San Antonio by such Intervenor, and that each such new warrant shall constitute as to such Intervenor a complete, full and final settlement of any and all claims due him for additional compensation under Senate Bill No.89 of the 45th Legislature of Texas, Regular Session, for any services rendered by such Intervenors as firemen or policemen to the City of San Antonio prior to June 1st, 1939; and reference is here made to the petition of intervention and the judgment for the names of the Intervenors and the amounts due each of them.

3. That the City of San Antonio, through its proper officers and agents, shall execute and deliver to the Firemen, Policemen and Fire Alarm Operators' Pension Fund of said City, Deficiency warrant or warrants in the total sum of \$7,985.84, being two per cent of the aggregate sum owing to all of said Intervenors described in said judgment.

4. That the City of San Antonio, through its proper officers and agents, shall also execute and deliver to the Attorneys for said Intervenors, Schlesinger, Schlesinger & Goldstein, Harry A. Nass, Theo. E. Simmang and Augustus McCloskey, deficiency warrant or warrants in the total sum of \$2,994.68, being three-fourths of one per cent of the aggregate sum owing to all of the Intervenors in said suit.

5. PASSED AND APPROVED this 17th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J.J. Patterson  
City Clerk

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*OI-284*

AN ORDINANCE (252)

CREATING THE SAN ANTONIO SAFETY COMMISSION: AND APPOINTING MEMBERS THEREOF

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. There is hereby created an advisory board which shall be known as the San Antonio Safety Commission, members of which shall be appointed by the Mayor, to act from and after June 29th, 1939.

2. Said Commission shall act in an advisory capacity, to bring about better and safer conditions in driving and operating moter vehicles on the streets and highways of the City of San Antonio, and to lower the death and injury rate in the City of San Antonio and Bexar County.

3. The following persons be and they are hereby appointed to membership on said Board:-

John Cape, Chairman  
J. Roderick McAlpin  
Mrs. B. B. McGimsey  
Charles Albidress  
E. Guy LeStourgeon  
E. R. Tibbetts  
Viegil Wolfenberge  
F. R. Flores  
Mrs. Helene Von Phul  
Mrs. Tom Jarrell  
Wilkes Kothman  
Dr. David Jacobson  
Solomon Casseb, Jr.

Wm. Furlong  
G. R. Salinas  
Perry Shankle  
Joe Ansley  
James W. Francis  
Robert Harding  
Leo Brewer  
Rev. Don Redmond  
Dr. Milton Davis  
Ben Baines  
Sam Bennett

EX-OFFICIO MEMBERS

Roy Tate  
Lonnie Crow  
Lt. Homer Allen

4. PASSED AND APPROVED this 18th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

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AN ORDINANCE (253) *07-285*

AMENDING THE TRAFFIC ORDINANCE, BY ADDING TO RULE 76 THEREOF, PROVIDING FOR  
ADDITIONAL SAFETY STOPS AT CERTAIN STREET INTERSECTIONS.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That an Ordinance entitled "An Ordinance Regulating the Government of Traffic on the Streets, Plazas and Public Places of the City of San Antonio," passed and approved on the 8th day of December, 1921, as amended, be and the same is hereby amended by adding to Rule 76, as follows:

140. Barrett Place, at the intersection of De Soto Street.
141. Cumberland Road, at the intersection of S. Brazos Street.
142. Dakota Street, at the intersection of S. Cherry Street.
143. South Gevers Street, at the intersection of Avant Avenue.
144. Guadalupe Street, at the intersection of S. Pecos Street.
145. Hoefgen Avenue, at the intersection of Dakota Street.
146. South Hackberry Street, at the intersection of Rigsby Ave.
147. South Hackberry Street, at the intersection of Schley Ave.
148. Howard Street, at the intersection of W. King's Highway.
149. W. Hildebrand Avenue, at the intersection of Howard Street.
150. West Houston Street, at the intersection of N. San Saba St.
151. Labor Street, at the intersection of Barrera Street.
152. Lexington Avenue, at the intersection of E. Elmira Street.
153. West Martin Street, at the intersection of N. Frio Street.
154. West Martin Street, at the intersection of N. Pecos Street.
155. N. New Braunfels Avenue, at the intersection of Burleson St.
156. N. New Braunfels Avenue, at the intersection of Lamar St.
157. North Pine Street, at the intersection of Lamar Street.
158. Porter Street, at the intersection of S. Gevers Street.
159. N. St. Mary's Street, at the intersection of W. Crockett St.
160. Van Ness Street, at the intersection of N. Pine Street.
161. Victoria Street, at the intersection of Labor Street.

2. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent therefrom, and it shall take effect from the date of its passage.

3. PASSED AND APPROVED, this 18th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

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## AFFIDAVIT OF PUBLISHER

STATE OF TEXAS |  
COUNTY OF BEXAR |

Before me the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is secretary of the San Antonio Evening News a newspaper of general circulation in the City of San Antonio, in the State and County afore- said, and that the Ordinance hereto attached has been published in every issue of said news- paper on the following days, to-wit: July 20, 21, 22, 24, 25, 26, 27, 28, 29, 31, 1939.

Thornton Hall

Sworn and subscribed before me this 3rd day of August, 1939.

Walter Duraner  
Notary Public in and for Bexar Co., Texas.

AN ORDINANCE (254) *OI-286*

ADOPTING RULES AND REGULATIONS GOVERNING THE CITY MARKET HOUSE AND MARKET SQUARES; PRESCRIBING STANDARDS OF SANITATION FOR SAID PREMISES; FIXING RENTAL CHARGE FOR SPACE THEREIN; AND FIXING PENALTIES FOR THE VIOLATION THEREOF:

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

That, the following rules and regulations governing the sale of all meats and produce, including fruits, vegetables, poultry, eggs, sea-foods, beef, pork, - the inclusion of the foregoing specific items shall not be held or construed to exclude other items of similar character - being sold in the City Market House on the Market Squares (Plazas), or on the streets, or any other public property within the confines of the City of San Antonio, Texas, are hereby adopted.

## SECTION 1.

MARKET MASTER

There shall be one Market Master and an Assistant Market Master, one of whom shall be on duty at the Market House every day from the time the market opens for business until it closes.

The opening and closing periods of the Market House and the various Plazas shall be governed by the Market Master after due consideration of all tenants or persons interested in the operation of businesses on the premises.

The working conditions of the personnel of the Market House and the Plazas will be governed by the Market Master.

It shall be the duty of the Market Master to enforce strict compliance of all rules regulating business in the City Market House and the various public properties within the confines of the City of San Antonio, to collect all fees and rentals, and to, as much as possible, enforce the collection of all licenses and dues collections from trucks, carts, or any other movable vehicle pertaining to or used in the sale of all items covered by this ordinance, and turn the same in to the office of the City License and Dues Collector, and all such collections shall be made by the Market Master or his duly authorized employee.

The Market Master shall be required to execute and file with the City Clerk a surety bond in the sum of One Thousand and no/100 (\$1,000.00) Dollars, which bond shall be of standard form satisfactory to the Mayor and the City Commissioners.

The Market Master shall have the general supervision over all matters regulating the conduct of business in the Market House and on all public property as to such items covered by this ordinance; he is empowered to require the orderly regulation of traffic to avoid as much as possible any congestions of traffic, which might be caused by hucksters, peddlers, or dealers, dealing in the aforementioned items; he shall have all necessary assistance from the Police Department to enforce this ordinance.

SECTION 11. RULES AND REGULATIONS APPLYING TO THE TENANTS EMPLOYEES, OCCUPANTS, OF THE MARKET HOUSE AND THE MARKET SQUARES OR PLAZAS IN THE RETAIL MARKET HOUSE.

1. All Vegetable and Fruit Stands in the Market House will be thoroughly cleaned by occupants and ready for inspection by the Market Master by 10 o'clock A.M. on each day.

2. Occupants of Stands are required to assist in keeping clean the immediate vicinity of the stands in their charge, and will keep on hand the necessary brooms and other tools for that purpose.

3. No leaves or litter of any kind will be thrown upon the floor while vegetables are

*Amended  
9/2/54  
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being cleaned or picked over, but such leaves and other matter must be placed on a container and transferred to the garbage can in the rear of all stands.

4. All rotten or decayed vegetable matter to be disposed of must be placed in the garbage can immediately after being picked over and such garbage can shall be kept covered,

5. Slightly decayed fruits, etc. to be removed to other places, will be placed in covered containers and removed from the market House as soon as possible.

6. Shelves in the rear of stands must not be loaded up with unnecessary articles, but must be kept in a neat condition at all times.

7. No empty crates or boxes will be left in the rear of any stands or in the passage way between stands, nor in any of the aisles or buying areas.

8. Where vegetables are kept with ice, a pan or bucket must be placed underneath to catch the drip water from the ice.

9. All vegetables, fruits, and other things offered for sale, must be kept on the stands, and no placing of these on the floor in front of the stands will be permitted.

10. Vegetables which it is necessary to wash, must be taken to the washing trough, maintained for that purpose, and there washed in water flowing direct from the hydrant; the washing of vegetables in water which has accumulated in the trough under the hydrant will in no case be permitted, and all vegetables after being washed must be drained before being returned to the stands intended therefor.

11. All meats, fish, produce and poultry stands of stalls, must be thoroughly cleaned by occupants before ten (10) A.M. daily.

12. All meat blocks, counters, and implements must be scrubbed or scraped clean daily.

13. All paint work pertaining to stands, walls, racks, ice boxes, cases, etc. must be kept clean by the owner of each stand.

14. Sinks in rear of stands must be scrubbed daily, and with hot water and soap, when deemed necessary by the Market Master.

15. Ice boxes must be scrubbed clean inside and outside on each Monday, Wednesday, and Friday, or oftener if required, and always with hot water and soap.

16. Butchers and Meat Cutters must wear clean white aprons, white caps, and clean clothes at all times when on duty, and no tenant or employee shall smoke or chew tobacco while on duty.

17. Owners of stands must not permit customers to handle any meat offered by them for sale.

18. All spoiled or unsaleable meat and offal must be placed in a well covered garbage can or immediately removed from the Market House.

19. No occupants of any of the stands or stalls in the Market House will be allowed, either themselves or through any employee, to solicit business from any of the aisles or passageways of the Market House, excepting, however that they may address passersby from behind their own counters or fixtures, nor shall any sign or advertisement be erected to project over any of the aisles in the Market House.

20. The market House shall be open to the public for business purposes daily from five (5:00) A.M. until seven (7:00) P.M., excepting on Saturdays, when it shall remain open until ten (10:00) P.M., and on Sundays, when it shall be closed at nine (9:00) A.M. excepting, however, that butchers and meat cutters shall be permitted to enter the same at any time after four (4:00) A.M. for the purpose of cutting and dressing meats for later sales.

21. All tenants within the Market House must be citizens of the United States, and

residents of the City of San Antonio shall be given the privilege to become such tenants.

22. All rentals are payable in advance at the office of the Market Master, and if any tenant shall fail to pay such rental before the 7th day of the month for which it is due, the Market Master may, without further notice, declare any stand unpaid for, vacant and immediately relet same. The Market Master is hereby empowered to dispossess any tenant or lessee from the premises for failure to pay such rental as aforesaid. The amount for the hire of stalls in the Market House are hereby fixed as follows:

Stall 1,	\$8.00;	Stall 2,	\$15.00;
Stall 3,	15.00;	Stall 4,	15.00;
Stall 5,	15.00;	Stall 6,	15.00;
Stall 7,	15.00;	Stall 8,	32.00;
Stall 9,	32.00;	Stall 10,	32.50;
Stall 11,	32.50;	Stall 12,	32.50;
Stall 13,	32.50;	Stall 14,	25.00;
Stall 15,	20.00;	Stall 16,	32.50;
Stall 17,	32.50;	Stall 18,	32.50;
Stall 19,	32.50;	Stall 20,	32.50;
Stall 21,	32.50;	Stall 22,	15.00;
Stall 23,	15.00;	Stall 24,	15.00;
Stall 25,	15.00;	Stall 26,	15.00;
Stall 27,	15.00;	Stall 28,	6.00 per month

23. Each stand in the Market House must be operated by and under the supervision of its tenant, who shall give his principal time to the business conducted by him as such tenant.

24. The Market Master is empowered to terminate the right of any tenant to occupy space in the Market House by giving ten (10) days notice thereof, if in his judgment the tenant is not conducting his business in a satisfactory manner or is guilty of any violation of these rules, provided however that such tenant may within said ten days appeal to the Mayor and Commissioners of the City of San Antonio, whose decision shall be final.

25. No tenant shall transfer, sell or assign or sublet any stall, stand or other space in the Market House, without first obtaining the sanction and approval of the Market Master, and any intention to vacate any premises rented must be communicated to said Market Master ten (10) days before the expiration of the month for which the rental has been paid.

26. The stands in the Market House are intended to supply the retail trade only, and no WHOLESALE or JOBBING will be permitted under any circumstances, nor will any slaughtering establishment or packing house concern be permitted to rent space in the Market House for the purpose of wholesaling its products, or competing for the retail trade with other established retailers within said Market House.

27. Any tenant who does not occupy continuously the space assigned to him in the Market House or fails to open his stand for business on each Market day, shall, unless good and sufficient reason is given to the Market Master, forfeit his permit to said stand.

#### SECTION III. PERTAINING TO THE FARMERS MARKET OR SHEDS.

1. Bexar County farmers are given the privilege of stands or location in the new Market House (or shed,) or on Hay Market Plaza, and after they have been duly considered and have had proper stalls or space assigned to them, farmers or producers from outlying counties will have the next consideration, and after they have had proper stalls or space assigned to them, truckers and dealers who deal from the farmers to the purchaser will have space or stalls assigned to them.

2. Transcontinental truckers will be placed on Washington Square, and will be provided with ample space, so as to make it convenient for them to park their vans and have them serviced with ice if necessary, for which a nominal charge will be made not to exceed one dollar (\$1.00) for a twenty-four (24) hour period, or an overcharge on icing, the price of ice to be governed by the local market.

#### SECTION IV. REGULATIONS IN GENERAL

1. The market Master is hereby empowered to make reasonable rules and regulations

as to the parking time limit of all vehicles of any nature or description, on any street, section, or portion thereof, within a radius of one thousand (1,000) feet from the office of the Market Master.

2. It shall be unlawful for any person or persons or corporation to establish a meat market where the carcasses or parts of carcasses of animals are sold, or offered for sale, within the following boundaries, namely:-

Beginning at the intersection of the center lines of West Salinas and North Frio Streets;

Thence southerly along the center lines of North and South Frio Streets to the intersection with the center line of Durango Street;

Thence easterly along the center line of Durango Street to its intersection with the center line of South Laredo Street;

Thence southerly along the center line of South Laredo Street to its intersection with the center line of Durango Street extending easterly from South Laredo Street;

Thence easterly along the center line of said Durango Street to the center line of San Pedro Creek;

Thence northerly along the center line of San Pedro Creek to a point thirty (30) feet south of Dolorosa street in City Block No. One Hundred and Eleven (111);

Thence easterly along a line parallel to and thirty (30) feet south of the south line of Dolorosa Street through City Blocks Nos. One Hundred and Eleven (111) and One Hundred (100), to a point in the center line of Dwyer Avenue;

Thence northerly along the center line of Dwyer Avenue (extended) to a point in the center line of Soledad Street at its intersection with West Commerce Street;

Thence northerly along the center line of Soledad Street to its intersection with the center line of West Houston Street;

Thence westerly along the center line of West Houston Street to its intersection with the center line of Main Avenue;

Thence northerly along the center line of Main Avenue to its intersection with the center line of West Salinas Street to the place of beginning:

All within the corporate limits of the City of San Antonio, Bexar County Texas.

3. The sale on any of the premises governed by this ordinance of any article or item set out herein, or the sale of any article or item similar or of a like nature to those set out herein, or any of them, by any person other than a tenant or lessee, or under their agents, servants and employees, shall be a violation of this ordinance, and each such sale shall be a separate offense.

4. Any person violating any of the provisions or terms of this ordinance be guilty of a misdemeanor, and upon conviction thereof shall be fined not to exceed Two Hundred and No/100 (\$200.00) Dollars; each day of violation shall constitute a separate offense.

5. It will be required of the City Clerk to furnish the Market House with all legal forms on which may be filled the cases arising from violations of any of the aforementioned rules or regulations, sections or paragraphs, to secure convictions of the violators.

#### SECTION V.

All ordinances in conflict with this ordinance, or any part thereof, are hereby expressly repealed.

#### SECTION VI.

Should any part, section, paragraph, or portion of this Ordinance for any reason be held invalid, such fact shall in no way effect the remainder of the Ordinance, which shall nevertheless remain in full force and effect.

#### SECTION VIII.

This ordinance is hereby declared to be of urgent importance to the public health, safety and welfare, apparent herefrom, and having been passed by a four-fifths (4/5ths) vote

of the Commissioners shall take effect at once.

PASSED AND APPROVED this 18th day of July A.D. 1939

ATTEST:

Maury Maverick  
Mayor

J. J. Patterson  
City Clerk

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AFFIDAVIT OF PUBLISHER

STATE OF TEXAS |  
COUNTY OF BEXAR |

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is secretary of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and county aforesaid, and that the Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: July 20, 21, 22, 24, 25, 26, 27, 28, 29, 31, 1939.

Thornton Hall

Sworn to and subscribed before me this 3rd day of August, 1939.

Walter Kuraner  
Notary Public in and for  
Bexar County, Texas.

AN ORDINANCE (255)

*01-287*  
*Amended*  
*9/2/54*  
*oid ad Pg 227*

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PROVIDING FOR THE INSPECTION OF MEAT AND MEAT FOOD PRODUCTS ORDERED FOR SALE WITHIN THE CITY LIMITS OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AUTHORIZING THE BOARD OF HEALTH OF THE CITY OF SAN ANTONIO TO ADOPT RULES AND REGULATIONS GOVERNING SUCH INSPECTION, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND DECLARING AN EMERGENCY.

BE IT ORDAINED By the Commissioners of the City of San Antonio:

SECTION 1. No person, firm, or corporation shall expose or offer for sale, or sell or otherwise dispose of, or have in his possession within the city limits of San Antonio, any meat of any cattle, calf, sheep, swine or goat which does not have on each primal part of it the meat inspection brand or other mark of

identification of the Health Department of the City of San Antonio, the meat inspection brand or mark of identification of the United States Department of Agriculture, Bureau of Animal Industry or the meat inspection brand or mark of identification of such municipality whose meat inspection standard is equivalent to that maintained by the City of San Antonio and recognized by the City Health Department of the City of San Antonio. If any carcass of any animal hereinbefore named, or primal part thereof found, offered for sale or exposed within the City of San Antonio, which does not bear any of the meat inspection brands or marks recognized by the City Health Department of the City of San Antonio, said City Health Department shall take possession of and destroy such meat or exalude same from the City limits of San Antonio.

SECTION 2. No person, firm, or corporation shall ship, send, bring, or cause to be brought into the city of San Antonio, the meat of any cattle, calf, sheep, swine, or goat which does not bear on each primal part thereof the meat inspection brand or other mark of identification required by this Ordinance.

SECTION 3. The City Health Department of the City of San Antonio is hereby authorized and directed to adopt rules and regulations governing the sanitation of slaughter houses and establishments where meat food products are sold and manufactured. The standard of meat inspection and sanitation regulations to be adopted by the City of San Antonio, shall be known as the San Antonio Meat Regulations.

SECTION 4. The following fees shall be charged for inspection and shall be collected by the City of San Antonio upon the basis of a sworn weekly report, to be prepared at the close of business, on Saturday of each week, and the last day of each month, which report will be mailed to the City Health Department, and the remittance for the amount due shall be sent to the City License and Dues Collector:-

Each bull - - - - -	10¢
Each cow - - - - -	10¢
Each steer - - - - -	10¢
Each calf - - - - -	10¢
Each hog or pig - - - - -	5¢
Each mutton or goat - - - - -	3¢
Each lamb - - - - -	3¢
Each kid - - - - -	3¢

SECTION 5. It shall be unlawful and a violation of this ordinance for any person, firm, or corporation, officer or agent or employee thereof to forge, counterfeit, simulate or falsely represent or without proper authority to use or detach, or knowingly or wrongfully alter, deface or destroy any of the stamps of marks or brands or tags recognized by the City Health Department of the City of San Antonio, on any cattle, calf, sheep, swine or goat or any carcass or any part of any carcass or carcasses of any animal named in Section 1 and 2 of this ordinance.

SECTION 6. That no person, firm or corporation shall manufacture or process any meat product or meat food product, or have in possession, for sale, any meat product or meat food product until such person, firm, or corporation, has applied for a Permit to do business as herein prescribed as required for official establishments.

SECTION 7. The following fee shall be charged for inspection and shall be collected by the City of San Antonio, upon the basis of a sworn weekly report to be prepared at the close of business on Saturday of each week, and the last day of each month, which report will be mailed to the City Health Department, and the remittance for the amount due shall be sent to the City Dues and License Collector:-

*Amended by [Signature] 10/23/23*

*Proposed*

*Amended*

The sum of five cents (5¢) for each one hundred pounds (100) of processed meat and/or meat food products, ready for distribution, inspected under the supervision of the Health Department.

The term "Processing" as defined herein, shall have the meaning of its customary trade usage, and shall include the following:- subjecting the meat to a process of comminuting, of drying, of curing, of smoking, of cooking, of seasoning, of flavoring, or to any combination of such processes.

SECTION 8. Processed meats and meat products shall be subject to the inspections and requirements as to brands and marks of identification as provided for in the regulations herein.

SECTION 9. All offices mentioned herein and not heretofore created are hereby created.

#### SAN ANTONIO MEAT REGULATIONS

##### Regulation 1. Definitions

For the purpose of these regulations the following words, phrases, names and terms shall be construed, respectively, to mean

1. Inspector - A duly appointed inspector of the City Health Department of San Antonio, Texas.
2. Establishment - All premises where animals are slaughtered (or prepared for food purposes, meat canneries, sausage factories, curing and smokehouses, and similar places.
3. Official Station - One or more official establishments included under a single supervision.
4. "San Antonio Inspected and Passed" - That the carcasses, parts of carcasses, meat, meat products, or meat food products so marked have been inspected and passed under these regulations, and were found to be sound, healthful, wholesome, and fit for human food. Wherever in these regulations is employed the terms "Mark", "Stamp", or "Brand" it shall be construed to be synonymous.
5. "Passed for Sterilization", or "Passed for cooking", or "Passed after cooking" - That the carcasses, parts of carcasses, meat, meat products, or meat food products so marked have been inspected and passed on condition that they be rendered into lard or tallow or otherwise cooked by methods approved by the City Health Department.
6. "San Antonio inspected and condemned" - That the carcasses, parts of carcasses, meat, meat products or meat food products so marked are unsound, unhealthful, unwholesome, or otherwise unfit for human food.
7. "San Antonio retained" - That the article so marked is held for further examination by an inspector to determine its disposal.
8. "San Antonio suspect" - or any authorized abbreviation thereof - That the animal so marked is suspected of being affected with a disease or condition which may require its condemnation in whole or in part when slaughtered and is subject to further examination by an inspector to determine its disposal.
9. "San Antonio Rejected" shall mean that the carcass, parts of carcasses, and meat so marked are unfit for food and shall be destroyed for food purposes.
10. Carcass - All parts, including viscera, of a slaughtered animal that are capable of being used for human food.
11. Primal parts - The usual sections, cuts or parts of the dressed carcass

commonly known in the trade, such as sides, quarters, shoulders, hams, backs, bellies, beef tongues, and beef livers before they have been cut, shredded or otherwise subdivided preliminary to use in the manufacture of meat food products.

12. Meat product - Any edible part of the carcass of any cattle, sheep, swine or goat which is not manufactured, cured, smoked, processed or otherwise treated.

13. Meat food products - Any article of food or any article which enters into the composition of food for human consumption which is derived or prepared, in whole or in part from any portion of the carcass of any cattle, sheep, swine or goat, if such portion is all or a considerable and definite portion of the article, except such articles as organo-therapeutic substances, meat juice, meat extract and the like, which are only for medical purposes and are advertised only to the medical profession.

14. Meat and products - Carcasses, parts of carcasses, food products, meat products, and meat food products of or derived from cattle, sheep, swine and goats which are capable of being used as food for human consumption.

15. Meat or products - Any part or all of meat and products.

16. Immediate containers, or true containers - The unit, can, pot, tin, canvas or other receptacle or covering in which any meat or products is customarily delivered to consumer.

17. Shipping containers, or outside containers - The box, barrel, crate or other receptacle or covering inclosing any meat or product/packed in two or more immediate or true containers.

18. Person - Natural person, individuals, firms, partnerships, corporations, companies, societies, and associations, and every agent, officer, or employee of any thereof. This term shall import both the plural and the singular, as the case may be.

19. Subsidiary - Any individual, firm, partnership, corporation, company, or association, in whose name any business is done, controlled or owned in whole or in part, directly or indirectly, by another.

20. The Director of Health shall mean the City Health Officer or the City Physician.

#### Regulation 2. Scope of Inspection

All cattle, sheep, swine and goats and all meat and meat products entering an establishment at which inspection is required by these regulations, and all meat and products prepared in whole or in part, therein, shall be inspected, handled, prepared and marked as required by these regulations.

#### Regulation 3. Organization of Force

Meat Inspection is conducted under the direction of the Director of Health. All permanent employees engaged in the work of meat inspection are appointed upon certification of the Board of Health and the Director of Health.

1. Supervising veterinary meat inspector - Under the direction of the Director of Health the Supervising Veterinarian shall have charge of the administration of the San Antonio Meat Regulations and in connection therewith to supervise a group of veterinary meat inspectors and assistants engaged in the inspection and related work involved in administering this regulation and to do other work as required.

The Supervising Veterinary Meat Inspector shall be a licensed veterinarian in the State of Texas who has been graduated from an accredited veterinary college with at least three (3) years of meat inspection experience. He shall be appointed by the Mayor of the City of San Antonio and the City of San Antonio Board of Health and approved by the Bexar County Veterinary Medical Association.

2 Veterinary meat inspectors - All applicants appointed for these positions

shall be graduated of veterinary colleges having a course of not less than four years leading to a degree. Veterinary meat inspectors perform all ante-mortem and post-mortem examinations and enforce the sanitary requirements in their respective departments under the direction of the Supervising Veterinarian.

3. Lay inspectors - These employees are laymen who assist veterinary meat inspectors in ante-mortem and post-mortem inspections, supervise the curing, canning, packing, and other preparation, handling, and marking of meat and products, examine such articles to detect unsound or unfit conditions, assist in the enforcement of sanitary requirements, and perform various other duties.

Regulation 4. Official Number and Inauguration and Withdrawal of Inspection

1. To each establishment granted inspection an official number shall be assigned. Such number shall be used to identify all inspected and passed meat and products prepared in the establishment.

2. Two or more official establishments under the same ownership or control may be granted the same official number, provided a serial letter is added in each case to identify such establishment and the products thereof.

3. Each official establishment shall be separate and distinct from any unofficial establishment in which any meat or product is handled.

4. Inspection shall not be begun if establishment is not in a sanitary condition nor unless the establishment provides and agrees to maintain adequate facilities for conducting such inspection

5. Each and every meat or meat food products establishment which desires to operate and do business and sell meat or meat products in the City of San Antonio, Texas, shall before beginning business make application in writing to the Director of Health of the City of San Antonio for a permit to do business in the City of San Antonio. The said application shall be accompanied by complete plans, drawings and specifications for the proposed establishment including the buildings, shutes, driveways, runways, sewer connections, etc.

For all future plants - the building plans shall be complete engineering and architectural drawings showing floor plans, cross-sections of rooms, lighting, ventilation, drains, water connections, machinery, layouts, etc. before construction is begun.

6. When plans are approved by the Director of Health and his staff a permit in writing shall be issued by the Director of Health to the applicant for the construction and operation of a meat and meat product plant. The permit shall be in full force and effect until revoked for the non-compliance of this or any other health or sanitary ordinance of the City of San Antonio.

7. If any application for the construction and operation of a City inspected meat or meat food products plant is disapproved by the Director of Health and his staff, the applicant shall have the right of appeal to the Mayor and City Commissioners.

8. When an application for inspection is granted, the Director of Health shall, at or prior to the inauguration of inspection, inform the proprietor or operator of the establishment of the requirements of these regulations. The establishment shall adopt and enforce all necessary measures and shall comply with all such directions as the Director of Health may prescribe, for carrying out the purposes of these regulations.

9. Inspection may be suspended from any establishment which violates or fails to comply with any provision of the San Antonio Meat Regulations or any other health ordinance.

10. Inspectors shall report to the Supervising Veterinarian all violations and failures of these regulations of which they have knowledge.

Regulation 5. Assignment of Inspectors

The Supervising Veterinarian shall designate an inspector in charge of the inspection at each establishment, and assign to said inspector such assistants as may be necessary.

1. For the purpose of any examination, or inspection, inspectors shall have access at all times, by day or night, whether the establishment be operated or not, to every part of any official establishment to which they are assigned.

2. Each inspector will be furnished with a numbered official badge, which he shall not allow to leave his possession. This badge shall be sufficient identification to entitle him to admittance at all regular entrances and to all parts of the establishment and premises to which he is assigned.

3. No person shall resist, intimidate, delay, obstruct, hamper, abuse, or interfere with any inspector in the discharge or attempt to discharge any duty of his office, nor shall any person by means of any threat or violence to deter or prevent any inspector from performing his duty.

Regulation 6. Facilities for Inspection

Office room, including light and heat, shall be provided by official establishment, rent free, for the exclusive use, for official purposes, of the inspector and other employees assigned thereto. The room or rooms set apart for this purpose shall meet with the approval of the inspector in charge and shall be conveniently located, properly ventilated, and provided with lockers suitable for the protection and storage of City supplies and with facilities suitable for the dressing of inspectors.

1. Each official establishment shall inform the inspector in charge, or his assistant, when work in each department has been concluded for the day, and of the day and hour when work will be resumed therein. Whenever any meat or product is to be overhauled or otherwise handled in an official establishment during unusual hours, the establishment shall, a reasonable time in advance, notify the inspector in charge, or his assistant, of the day and hour when such work will be commenced, and such articles shall not be so handled except after such notice has been given. No department of an official establishment shall be operated except under the supervision of an inspector. All slaughtering of animals and preparation of meat and products shall be done within reasonable hours, and with reasonable speed, the facilities of the establishment being considered.

2. When one inspector is detailed to conduct the work at two or more official establishments, where few animals are slaughtered or where but a small quantity of any meat or product is prepared, the inspector in charge may designate the hours during which such establishment may be operated.

3. When required by the Director of Health or the inspector in charge, the following facilities and conditions, and such others as may be essential to efficient conduct of inspection, shall be provided by each official establishment:

(a) Satisfactory pens, equipment, and assistants for conducting ante-mortem inspection and for separating, marking, and holding apart from passed animals those marked "San Antonio suspect" and those marked "San Antonio condemned".

(b) Sufficient natural light, and abundant artificial light at times of the day when natural light may not be adequate, at places for inspection. Such places shall be kept sufficiently free of steam and vapors for inspection to be properly made.

(c) Racks, receptacles, or other suitable devices for retaining such parts as the head, tongue, tail, thymus gland, and viscera, and all parts and blood to be used in the preparation of meat food products or medical products, until after post-mortem examination

~~examination~~ is completed, in order that they may be identified in case of condemnation of the carcass; equipment, trucks and receptacles for the handling of viscera of slaughtered animals so as to prevent contact with the floor; trucks, racks marked receptacles, tables, or other necessary equipment for the separate and sanitary handling of carcasses or parts passed for sterilization.

(d) Tables, benches, and other equipment on which inspection is performed, of such design, material and construction as to enable inspectors to conduct their inspection in a ready, efficient, and cleanly manner.

(e) Sanitary, water-tight metal trucks, receptacles, or rooms for holding and handling diseased carcasses and parts; such trucks, rooms, or receptacles to be marked in a conspicuous manner with the phrase "San Antonio condemned" in letters not less than two inches high, and, when required by the inspector in charge, to be equipped with facilities for locking or sealing.

(f) Adequate arrangements, including disinfectants, for cleansing and disinfecting hands, for sterilizing all implements used in dressing carcasses, and for disinfecting hides, floors, and such other articles and places as may be contaminated by diseased carcasses or otherwise.

(g) Adequate facilities, including denaturing materials, for the proper disposal of condemned articles in accordance with these regulations.

(h) Suitable lockers in which brands bearing the inspection legend shall be kept when not in use. All such lockers shall be equipped for locking with locks to be supplied by the department, the keys of which shall not leave the custody of inspectors.

4. Inspectors shall furnish their own implements, such as knives, steel, and triers, for conducting inspection, and shall cleanse their hands and implements as prescribed by paragraph 14 of regulation 7.

#### Regulation 7. Sanitation

Prior to the inauguration of inspection, an examination of the establishment and premises shall be made by the Director of Health and the Supervising Veterinarian and the requirements for sanitation and the necessary facilities for inspection specified.

1. Official establishments shall be maintained insanitary condition, and to this end the requirements of these regulations shall be complied with.

2. There shall be abundant light, both natural and artificial, and sufficient ventilation for all rooms and compartments to insure sanitary condition.

3. There shall be an efficient drainage and plumbing system for the establishment and premises, and all drains and gutters shall be properly installed with approved traps and vents.

4. The water supply shall be ample, clean, and potable, with adequate facilities for its distribution in the plant. Every establishment shall make known, and whenever required shall afford opportunity for inspection of, the source of its water supply and the location and character of its reservoir and storage tanks.

5. The floors, walls, ceilings, partitions, posts, doors, and other parts of all structures shall be of such materials, construction, and finish as will make them susceptible of being readily and thoroughly cleaned. The floors shall be kept water-tight. The rooms and compartments used for edible products shall be separate and distinct from those used for inedible products.

6. The rooms and compartments in which any meat or product is prepared or handled shall be free from odors from dressing and toilet rooms, catch basins, hide cellars, casing rooms, inedible tank and fertilizer rooms, and stables.

7. Every practical precaution shall be taken to keep establishments free from flies, rats, mice, and other vermin. The use of rat poisons is prohibited in rooms or compartments where any unpacked meat or product is stored or handled; but their use is not forbidden in hide cellars, inedible compartments, outbuildings, or similar places, or in storerooms, containing canned or tierced products. So called rat viruses shall not be used in any part of an establishment or the premises thereof.

8. Neither dogs nor cats shall be admitted into official establishments except, upon permission of the inspector in charge, for the purpose of destroying rats. Dogs or cats which are admitted shall be kept free from tapeworm infestation. Such examination shall be made to determine freedom from infestation as the Director of Health may prescribe. Contamination by the excreta of these animals will not be permitted nor shall the dogs or cats be allowed to eat the raw viscera of cattle, sheep, swine or goats.

9. Adequate sanitary facilities and accommodations shall be furnished by every official establishment. Of these, the following are specifically required.

(a) Dressing rooms, toilet rooms, and urinals, sufficient in number, ample in size, conveniently located, properly ventilated, and meeting all requirements as to sanitary construction and equipment. These shall be separate from the rooms and compartments in which meat and products are prepared, stored and handled, and shall not open directly into such rooms. Where both sexes are employed, separate facilities shall be provided.

(b) Modern lavatory accommodations, including running hot and cold water, soap, towel, etc. These shall be placed in or near toilet and urinal rooms and also at such other places in the establishment as may be essential to assure cleanliness of all persons handling any meat or product.

(c) Properly located facilities for disinfecting and cleansing utensils and hands of all persons handling any meat or product.

(d) Cuspidors of such shape as are not readily upset and of such material as to be readily disinfected. They shall be sufficient in number and accessibly placed in all rooms and places designated by the inspector in charge, and all persons who expectorate shall be required to use them.

(e) Smoking - Smoking will not be permitted in any portion of an establishment where meat or products are stored or handled.

10. Equipment and utensils used for preparing, processing, and otherwise handling any meat or product shall be of such materials and construction as will make them susceptible of being readily and thoroughly cleaned and such as will insure strict cleanliness in the preparation and handling of all meat and products. Trucks and receptacles used for inedible products shall bear some conspicuous and distinctive mark and shall not be used for handling edible products.

11. Rooms, compartments, places, equipment, and utensils, used for preparing, storing, or otherwise handling any meat or product, and all other parts of the establishment, shall be kept clean and sanitary.

12. Operations and procedures involving the preparation, storing, or handling of any meat or product shall be strictly in accord with cleanly and sanitary methods.

13. Rooms and compartments in which inspections are made and those in which animals are slaughtered or any meat or product is processed or prepared shall be kept sufficiently free of steam and vapors to enable employees to make inspections and to insure cleanly operations. The walls and ceilings of rooms and compartments under refrigeration shall be kept reasonably free from moisture.

14. Butchers and others who dress or handle diseased carcasses or parts

shall, before handling or dressing other carcasses or parts, cleanse their hands of grease, immerse them in a prescribed disinfectant, and rinse them in clean water. Implements used in dressing diseased carcasses shall be thoroughly cleansed in boiling water or in a prescribed disinfectant, followed by rinsing in clean water. The employees of the establishment who handle any meat or product shall keep their hands clean, and in all cases after visiting the toilet rooms or urinals shall wash their hands before handling any meat or product or implements used in the preparation of the same.

15. Aprons, frocks, or other outer clothing worn by persons who handle any meat or product shall be of material that is readily cleansed, and only clean garments shall be worn. Knife scabbards shall be kept clean.

16. Such practices as spitting on whetstones, placing skewers or knives in the mouth, inflating lungs or casings, or testing with air from the mouth such receptacles as tierces, kegs, casks, and the like, containing or intended as containers of any meat or product, are prohibited. Only mechanical means may be used for testing.

17. Vehicles used for transporting meat or product shall be kept in a clean and sanitary condition and shall not be used for transporting live animals, manure or similar contaminating products. Wagons used in transferring loose meat and products between official establishments shall be closed or so covered that the contents shall be kept clean.

18. Second-hand tubs, barrels, and boxes intended for use as containers of any meat or product shall be inspected when received at the establishment and before they are cleaned. Those showing evidence of misuse rendering them unfit to serve as containers for food products shall be rejected. The use of those showing no evidence of previous misuse may be allowed after they have been thoroughly and properly cleaned. Steaming after thorough scrubbing and rinsing, is essential to cleaning tubs and barrels.

19. Interiors of tank cars about to be used for the transportation of any meat food product shall be carefully inspected for cleanliness even though the last previous content was edible. Lye and soda solutions used in cleaning must be thoroughly removed by rinsing with clear water. In their examinations inspectors shall enter the tank with a light and examine all parts of the interior.

20. The outer premises of every official establishment, embracing docks and areas where cars and wagons are loaded, and the driveways, approaches, yards, pens, and alleys, shall be properly drained and kept in clean and orderly condition. All catch basins on the premises shall be of such construction and location and be given such attention as will insure their being kept in acceptable condition as regards odors and cleanliness. The accumulation on the premises of establishments of any material in which flies may breed, such as hog hair, bones, paunch contents, or manure, is forbidden. No nuisance shall be allowed in any establishment or on its premises.

21. No establishment shall employ in any department where any meat or product is handled or prepared any person affected with tuberculosis or other communicable diseases.

22. When necessary, inspectors shall attach a "San Antonio rejected" tag to any equipment or utensil which is insanitary, or the use of which would be in violation of these regulations. No equipment or utensil so tagged shall again be used until made sanitary. Such tag so placed shall not be removed by anyone other than an inspector.

23. No animal pens shall be located within 100 feet of any official establishment unless said pens have impervious floors, properly graded and drained.

#### Regulation 8 Ante-Mortem Inspection

1. An ante-mortem examination and inspection shall be made of all cattle, sheep, swine, and goats about to be slaughtered in an official establishment before their slaughter

shall be allowed.

2. Such ante-mortem inspection shall be made in pens on the premises of the establishment in which the animals are about to be slaughtered.

3. Every animal marked as a suspect on inspection in the pens of an official establishment shall be slaughtered on the premises of that establishment unless disposed of pursuant to paragraph 18 of this regulation.

4. All animals plainly showing on ante-mortem inspection any disease or condition that under these regulations would cause condemnation of their carcasses on post-mortem inspection shall be marked "San Antonio condemned" and disposed of in accordance with paragraph 19 of this regulation.

5. All hogs plainly showing on ante-mortem inspection that they are affected with either hog cholera or swine plague shall be marked "San Antonio condemned" and disposed of in accordance with paragraph 19 of this regulation. A hog suspected of being affected with hog cholera or swine plague may be set apart and held, under supervision, for treatment with anti-hog cholera serum. If at the expiration of the treatment period the animal upon examination is found to be free from disease, it may be passed for any purpose.

6. If a hog has a temperature of 106 degrees F. or higher, and is of a lot in which there are symptoms of either hog cholera or swine plague, in case of doubt as to the cause of high temperature, after being marked for identification, it may be held for a reasonable time, under the supervision of an inspector, for further observation and taking of temperature. Any hog so held shall be reinspected on the day it is slaughtered. If upon such reinspection, or, when not held for further observation and taking of temperature, then on the original inspection, the hog has a temperature of 106 degrees F. or higher, it shall be condemned and disposed of in accordance with paragraph 19 of this regulation.

7. All animals showing on ante-mortem inspection symptoms of rabies, tetanus, milk fever, or railway sickness shall be marked "San Antonio condemned" and disposed of in accordance with paragraph 19 of this regulation.

8. Immature animals offered for ante-mortem inspection at any of the places specified in this regulation, and animals found dead or in a dying condition on premises of an official establishment, shall be marked "San Antonio condemned" and disposed of in accordance with paragraph 19 of this regulation. Immature animals may be held under suspect tags until maturity.

9. All animals which, on ante-mortem inspection, do not plainly show, but are suspected of being affected with, any disease or condition that, under these regulations, may cause condemnation in whole or in part, (on post-mortem inspection, shall be so marked as to retain their identity as suspected until final post-mortem inspection, when the carcasses shall be marked and disposed of in accordance with paragraph 18 of this regulation.

10. All seriously crippled animals and animals commonly termed "downers", if not marked "San Anyonio condemned" under paragraphs 4,5,6 or 7, shall be marked and treated as suspects in accordance with paragraph 9 of this regulation.

11. Animals which are known to have reacted to the tuperculin test and which are to be slaughtered at an official establishment shall be marked and treated as suspects in accordance with paragraph 9 of this regulation.

12. All animals required by these regulations to be treated as suspects, or to be marked so as to retain their identity as suspects, shall be marked by the inspector "San Antonio suspect", or with such other distinctive mark or marks to indicate that they are suspects as the Director of Health may adopt. No such mark shall be removed except by the inspector.

13. All hogs, even though not themselves marked as suspects, which are of lots

one or more of which have been condemned or marked as suspects under paragraph 5 and 6 of this regulation for either hog cholera or swine plague, shall so far as possible be slaughtered separately and apart from all other animals passed on ante-mortem inspection.

14. All animals required to be marked as suspects shall be set apart and, except as hereinafter provided, shall be slaughtered separately from other animals at an official establishment. In order to avoid unnecessary suffering, crippled animals and animals commonly termed "downers" should be slaughtered without delay.

15. In cases of emergency slaughter, except as provided in paragraph 36 of regulation 10, the animals shall be inspected immediately before slaughter, whether theretofore inspected or not. When necessity for emergency slaughter exists the establishment shall notify the inspector in charge or his assistant so that such inspection may be made.

16. When any condition is suspected in which the question of temperature is important, such as hog Cholera, swine plague, Texas Fever, Anthrax, blackleg, pneumonia, or septicemia, and in the case of animals, termed "downers", the exact temperature shall be taken and recorded.

17. If any animal has a temperature indicating a diseased condition, in case of doubt as to the exact cause of high temperature, after being marked for identification, it may be held for a reasonable time, under the supervision of an inspector, for further observation and taking of temperature, before its final disposal is determined.

18. The slaughter of an animal which has been marked as a suspect on account of pregnancy or on account of having recently given birth to young, and which has not been exposed to any infectious disease, is not required.

19. Animals marked "San Antonio condemned" shall be killed by the establishment, if not already dead, and shall not be taken into an establishment to be slaughtered or dressed, nor shall they be conveyed into any department of the establishment used for edible products, but they shall be disposed of and tanked in the manner provided for condemned carcasses in regulation 13. The "San Antonio condemned" tag shall not be removed from, but shall remain on the animal when it goes into the tank.

#### Regulation 9. Post-Mortem Inspection

A careful post-mortem examination and inspection shall be made of the carcasses and parts thereof of all cattle, sheep, swine, and goats slaughtered at official establishments. Such inspection and examination shall be made at the time of slaughter, except in cases of emergencies provided in paragraph 36 of Regulation 10.

1. The head, tongue, tail, thymus gland, and all viscera and all parts and blood to be used in the preparation of meat food products, or medical products shall be held in such manner as to preserve their identity until after post-mortem examination has been completed, in order that they may be identified in case of condemnation of carcass.

2. Each carcass, including all parts and detached organs thereof, in which any lesion or disease or other condition is found that might render the meat or any organ unfit for food purposes, and which for that reason would require subsequent inspection, shall be retained by the inspector at the time of inspection, and taken to the place designated for final inspection. The identity of every such retained carcass, a part, and detached organ thereof shall be maintained until the final inspection has been completed. Retained carcasses shall not be either washed or trimmed unless authorized by the inspector.

3. Such devices and methods as may be approved by the Director of Health may be used for the temporary identification of retained carcasses, parts, or organs. In all cases the identification shall be further established by affixing "San Antonio retained" tags soon

as practicable and before final inspection. These tags shall not be removed except by an inspector.

4. Each carcass or part which is found on final inspection to be unsound, unhealthful, unwholesome, or otherwise unfit for human food shall be conspicuously marked, on the surface tissue thereof by the inspector at the time of inspection, "San Antonio inspected and condemned". Condemned detached organs and parts of such character that can not be so marked shall be immediately placed in trucks or receptacles which shall be kept plainly marked "San Antonio inspected and condemned" in letters not less than two inches high. All condemned carcasses, parts, and organs shall be tanked as required in these regulations at or before the close of the day on which they are condemned, or disposed of in accordance with paragraph 4, regulation 13. Condemned articles shall not be allowed to accumulate unnecessarily in the condemned room or compartment.

5. Carcasses and parts passed for sterilization shall be conspicuously marked on the surface tissues thereof by the inspector at the time of inspection "Passed for sterilization", or "Passed for cooking". All such carcasses and parts shall be cooked in accordance with regulation 14 and until so cooked shall remain in the custody of the inspector.

6. In all cases where carcasses showing localized lesions of disease are passed for food or sterilization the diseased part shall be removed before the "San Antonio reained" tag is taken from the carcass, and such parts shall be condemned.

7. Carcasses and parts found to be sound, healthful, wholesome, and fit for human food shall be passed and marked as provided in these regulations.

8. When a carcass is to be dressed with the skin or hide left on, the skin or hide shall be thoroughly washed and cleaned before evisceration. Such cleaning of the skin shall include the removal of all ticks and foreign matter.

9. All hair, scurf, and dirt, including all hoofs and claws, shall be removed from hog carcasses, and the carcasses thoroughly washed and cleaned, before any incision is made for inspection or evisceration.

10. The sternum of each carcass should be split and spread apart at the time of slaughter so as to expose the lungs, heart, liver and thoracic cavity, in order to allow proper inspection and drainage.

11. Carcasses and parts of carcasses shall not be inflated with air.

12. When only a portion of a carcass is to be condemned on account of slight bruises, either the bruised portion shall be removed immediately and condemned or the carcass shall be retained and kept until chilled and the bruised portion then removed and condemned.

Regulation 10. Disposal of Diseased Carcasses and Parts.

The carcasses or parts of carcasses of all animals slaughtered in an official establishment and found at the time of slaughter or at any subsequent inspection to be affected with any of the diseases or conditions named in other paragraphs of this regulation shall be disposed of according to the regulation pertaining to the disease or condition. Owing to the fact that it is impracticable to formulate rules to cover every case and designate at just what stage a process becomes loathsome or a disease noxious, the decision as to the disposal of all carcasses, parts, or organs not specifically covered by these regulations shall be left to the inspector.

1. All parts, including hides, hoofs, horns, viscera, intestinal contents, fat and blood, of animals, the carcasses of which show lesions of anthrax, regardless of the extent of the disease, shall be condemned and immediately incinerated or otherwise completely destroyed. The killing bed upon which the animal was slaughtered shall be disinfected with

a 1 to 1000 solution of bichloride of mercury, and all knives, saws, cleavers, and other instruments which have come in contact with the carcass shall be treated as provided in paragraph 14 of regulation 7 before being used upon another carcass.

2. (1) The following principles are declared for guidance in passing on carcasses affected with tuberculosis:

Principle A. No meat should be used for food if it contains tubercle bacilli, or if there is a reasonable possibility that it may contain tubercle bacilli, or if it is impregnated with toxic substance of tuberculosis or associated septic infections

Principle B. Meat should not be destroyed if the lesions are localized and not numerous, if there is no evidence of distribution of tubercle bacilli through the blood or by other means to the muscles or to parts that may be eaten with the muscles, and if the animal is well nourished and in good condition, since in this case there is no proof, or even reason to suspect, that the flesh is unwholesome.

Principle C. Evidence of generalized tuberculosis is to be sought in such distribution and number of tuberculosis lesions as can be explained only upon the supposition of the entrance of tubercle bacilli in considerable number into the systemic circulation. Significant of such generalization is the presence of numerous uniformly distributed (tubercles throughout both lungs; also tubercles in the spleen, kidneys, bones, joints, and sexual glands, and in the lymph glands connected with these organs and parts, or in the splenic, renal, periscapular, popliteal, and inguinal glands when several of these organs and parts are coincidentally affected.

Principle D. Localized tuberculosis is tuberculosis limited to single or several parts or organs of the body without evidence of recent invasion of numerous bacilli into the systemic circulation.

(2) The meat of animals affected with tuberculosis shall be disposed of as follows:

Rule A. The entire carcass shall be condemned if any of the following conditions occur:

(a) When it was observed before the animal was killed that it was suffering with fever.

(b) When there is a tuberculous or other cachexia, as shown by anemia and emaciation.

(c) When the lesions of tuberculosis are generalized, as shown by their presence not only at the usual seats of primary infection but also in parts of the carcass or in the organs that may be reached by the bacilli of tuberculosis only when they are carried in the systemic circulation. Tuberculosis lesions in any two of the following mentioned organs are to be accepted as evidence of generalization when they occur in addition to local tuberculous lesions in the digestive or respiratory tracts, including the lymph glands connected there with; spleen, kidney, uterus, udder, ovary, testicle, adrenal gland, and brain or spinal cord or their membranes. Numerous tubercles uniformly (distributed throughout both lungs also afford evidence of generalization.

(d) When the lesions of tuberculosis are found in the muscles or intermuscular tissue or bones or joints, or in the body lymph glands as a result of draining the muscles, bones, or joints.

(e) When the lesions are extensive in one or both body cavities.

(f) When the lesions are multiple, acute, and actively progressive. (Evidence of active progress consists in signs of acute inflammation about the lesions, or liquefaction necrosis, or the presence of young tubercles)

Rule B. An organ or part of a carcass shall be condemned under any of the following conditions:

(a) When it contains lesions of tuberculosis.

(b) When the lesion is localized but immediately adjacent to the flesh, as in the case of tuberculosis of the parietal pleura or peritoneum. In this case not only the membrane or part affected, but also the adjacent thoracic or abdominal wall is to be condemned.

(c) When it has been contaminated by tuberculous material through contact with the floor or a soiled knife, or otherwise.

(d) Heads showing lesions of tuberculosis shall be condemned, except that when the heads are from carcasses passed for food or for sterilization and the lesions are slight, are calcified or encapsulated, and are confined to lymph glands in which not more than two glands are involved, the head may be passed for sterilization after the diseased tissues have been removed and condemned.

(e) An organ shall be condemned when the corresponding lymph gland is tuberculous.

(c) Rule C. Carcasses showing lesions of tuberculosis should be passed for food when the lesions are slight, localized, and calcified or encapsulated, or are limited to a single or several parts or organs of the body (except as noted in Rule A), and there is no evidence of recent invasion of tubercle bacilli into the systemic circulation. Under this rule carcasses showing such lesions as the following may be passed, after the parts containing the lesions are removed and condemned in accordance with Rule B:

(a) In the cervical lymph glands and two groups of visceral lymph glands in a single body cavity, such as the cervical, bronchial, and mediastinal glands, or the cervical, hepatic, and mesenteric glands.

(b) In the cervical lymph glands and one group of visceral lymph glands and one organ in a single body cavity, such as the cervical and bronchial glands and the lungs, or the cervical and hepatic glands and the liver.

(c) In two groups of visceral lymph glands and one organ in a single body cavity, such as the bronchial and mediastinal glands and the lungs, or the hepatic and mesenteric glands and the liver.

(d) In two groups of visceral lymph glands in the thoracic cavity and one group in the abdominal cavity, or in one group of visceral lymph glands in the thoracic cavity and two groups in the abdominal cavity, such as the bronchial, mediastinal, and hepatic glands, or the bronchial, hepatic, and mesenteric glands.

(e) In the cervical lymph glands and one group of visceral lymph glands in each body cavity, together with the liver when the latter contains but few localized foci.

( Rule D. Carcasses which reveal lesions more severe or more numerous than those described for carcasses to be passed (Rule C), but not so severe nor so numerous as the lesions described for carcasses to be condemned (Rule A), may be rendered into lard or tallow or otherwise sterilized in accordance with regulation 14, if the distribution of the lesions is such that all parts containing tuberculosis lesions can be removed.

3. The carcasses of all hogs marked as suspects on ante-mortem inspection shall be given careful post-mortem inspection, and if it appears that they are affected with either acute hog cholera or swine plague, they shall be condemned.

4. Carcasses of hogs which show acute and characteristic lesions of either hog cholera or swine plague in any organ or tissue other than the kidneys or lymph glands shall be condemned. Inasmuch as lesions resembling lesions of hog cholera or swine plague occur in the kidneys and lymph glands of hogs not affected with either hog cholera or swine plague, carcasses of hogs in the lymph glands of which appear any lesions resembling lesions of either hog cholera or swine plague, shall be carefully further inspected for corroborative lesions. On such further inspection -

(a) If the carcass shows such lesions in the kidneys or in the lymph glands or in both, accompanied by characteristic lesions in some other organ or tissue, then all lesions shall be regarded as those of cholera or swine plague, and the carcass shall be condemned.

(b) If the carcass shows in any organ or tissue, other than the kidneys or lymph glands, lesions or either hog cholera or swine plague, which are slight and limited in extent, it shall be passed for sterilization in accordance with regulation 14.

(c) if the carcass shows no indication of either hog cholera or swine plague in any organ or tissue other than the kidneys or lymph glands, it shall be passed for food, unless some other provision of these regulations requires a different disposal.

5. Carcasses of animals showing generalized actinomycosis shall be condemned.

6. Carcasses of animals in a well-nourished condition showing uncomplicated localized actinomycotic lesions may be passed after the infected organs or parts have been removed and condemned, except as provided in paragraph 7 of this regulation.

7. Heads affected with actinomycosis (lumpy jaw) including the tongue, shall be condemned, except that when the disease of the jaw is slight, strictly localized, and without suppuration, fistulous tracts, or lymph-gland involvement, the tongue, if free from disease, may be passed. When the disease is slight and confined to the lymph glands, the head, including the tongue, may be passed after the affected glands have been removed.

8. Carcasses of animals affected with, or showing lesions of any of the following named diseases or conditions shall be condemned:

- (a) Blackleg.
- (b) Hemorrhagic septicemia.
- (c) Pyemia.
- (d) Septicemia.
- (e) Texas fever
- (r) Malignant epizootic catarrh.
- (g) Unhealed vaccine lesions.
- (h) Parasitic icetero-hematuria in sheep.
- (i) Swine erysipelas.

9. Any individual organ or part of a carcass affected with carcinoma or sarcoma shall be condemned. In case the carcinoma or sarcoma involves any internal organ to a marked extent, or affects the muscles, skeleton, or body lymph glands, even primarily, the carcass shall be condemned. In case of metastasis to any other organ or part of a carcass, or if metastasis has not occurred but there are present secondary changes in the muscles (serous infiltration flabbiness, or the like), the carcass shall be condemned.

10. Carcasses of animals showing any disease such as generalized melanosis, pseudoleukemia, and the like, which affects the system of the animal, shall be condemned.

11. All slight, well-limited abrasions on the tongue and inner surface of the lips and mouth, when without lymph-gland involvement, shall be carefully excised, leaving only sound, normal tissue, which may be passed. Any organ or part of a carcass which is badly bruised or which is affected by a tumor, an abscess, or a suppurating sore shall be condemned; and when the lesions are of such character or extent as to affect the whole carcass, the whole carcass shall be condemned. Parts of carcasses which are contaminated by pus shall be condemned.

12. All carcasses of animals so affected that consumption of the meat or meat food products thereof may give rise to meat poisoning shall be condemned. This includes all carcasses showing signs of either -

(a) Acute inflammation of the lungs, pleura, pericardium, peritoneum, or meninges.

- (b) Septicemia or pyemia, whether puerperal, traumatic, or without any evident cause.
- (c) Gangrenous or severe hemorrhagic enteritis or gastritis.
- (d) Acute diffuse metritis or mammitis.
- (e) Polyarthrititis.
- (f) Phlebitis or the umbilical veins.
- (g) Traumatic pericarditis.
- (h) Any acute inflammation, abscess, or suppurating sore, if associated with acute nephritis, fatty and degenerated liver, swollen soft spleen, marked pulmonary hyperemia, general swelling of lymph glands, or diffuse redness of the skin, either singly or in combination.

Immediately after the slaughter of any animal so diseased, the premises and implements used shall be thoroughly disinfected as prescribed elsewhere in these regulations. The part of any carcass coming into contact with the carcass or any part of the carcass of any animal covered by this paragraph, other than those affected with the diseases mentioned in (a) above, or with the place where such diseased animal was slaughtered, or with the implements used in the slaughter thereof, before thorough disinfection of such place and implements has been accomplished, or with any other contaminated object, shall be condemned. In case the contaminated part is not removed from the carcass within two hours after such contact the whole carcass shall be condemned.

13. From the standpoint of meat inspection, necrobacillosis (lip and leg ulceration) may be regarded as a local infection at the beginning, and carcasses in which the lesions are so localized may be passed for food if in a good state of nutrition, after removing and condemning those portions affected with necrotic lesions. On the other hand when emaciation, cloudy swelling of the glandular organs, or enlargement and discoloration of the lymph glands are associated with the affection, it is evident that the disease has progressed beyond the condition of localization to a state of toxemia, and the entire carcass should therefore be condemned as both innutritious and noxious. Septicemia or pyemia may intervene as a complication of the local necrosis, and when present the carcass shall be condemned in accordance with paragraph 8 (c,d) of this regulation.

14. Caseous lymphadenitis.

(a) A thin carcass showing well marked lesions in the viscera and the skeletal lymph glands, or such a carcass showing extensive lesions in any part shall be condemned.

(b) A thin carcass showing well-marked lesions in the viscera with only slight lesions elsewhere or showing well-marked lesions in the skeletal lymph glands with only slight lesions elsewhere may be passed for sterilization.

(c) A thin carcass showing only slight lesions in the skeletal lymph glands and in the viscera may be passed without restriction.

(d) A well-nourished carcass showing well-marked lesions in the viscera and with only slight lesions elsewhere or showing well-marked lesions confined to the skeletal lymph glands with only slight lesions elsewhere may be passed without restriction.

(e) A well-nourished carcass showing well-marked lesions in the viscera and skeletal lymph glands may be passed for sterilization; but where the lesions in a well-nourished carcass are both numerous and extensive it shall be condemned.

(f) All affected organs and glands of carcasses passed without restriction or passed for sterilization shall be removed and condemned. The term "Thin" as used in this section shall not be held applicable to a carcass which is anemic or emaciated.

15. Carcasses showing any degree of icterus with parenchymatous degeneration of organs, the result of infection or intoxication, and those which show an intense yellow

or greenish yellow discoloration without evidence of infection or intoxication, shall be condemned. Carcasses affected with icterus, the result of conditions other than those before stated in this section, but which lose discoloration on chilling, shall be passed for food, while those which do not lose such discoloration may be passed for sterilization. No carcass affected with icterus may be passed for food or for sterilization unless the final inspection thereof is completed under natural light.

16. Carcasses which give off the odor of uring or sexual odor shall be condemned. When the final inspection of such carcasses is deferred until they have been chilled, the disposal shall be determined by the heating test.

17. Carcasses of animals affected with mange or scabin advanced stages, or showing emaciation or extension of the inflammation to the flesh, shall be condemned. When the disease is slight, the carcass may be passed.

18. Carcasses of hogs affected with urticaria (diamond skin disease) Tinea tonsurans, Demodex folliculorum, or erythemia may be passed after detaching the affected skin, if the carcass is otherwise fit for food.

19. Carcasses of cattle (including the viscera) infested with tapeworm cysts, known as Cysticercus bovis, shall be condemned if the infestation is excessive or if the meat is watery or discolored. Carcasses shall be considered excessively infested if incisions in various parts of the musculature expose on most of the cut surfaces two, or more cysts within an area the size of the palm of the hand.

20. A carcass in which infestation with Cysticercus bovis is limited to one dead and degenerated cyst may be passed for food after removal and condemnation of the cyst.

21. Carcasses of cattle showing a slight or moderate infestation other than that indicated in paragraph 20, but not so extensive as indicated in paragraph 19 of this regulation, as determined by a careful examination of the heart, muscles or mastication, diaphragm and its pillars, tongue, and of portions of the carcass rendered visible by the process of dressing, may be passed for food after removal and condemnation of the cysts, with the surrounding tissues, provided the carcasses and parts, appropriately identified by retained tags, are held in cold storage at a temperature not higher than 15°F. continuously for a period not less than six days. As an alternative to retention in cold storage as herein provided, such carcasses and parts may be passed for sterilization.

22. Fats of carcasses passed for food or for sterilization under the provisions of paragraph 20 and 21 may be passed for food provided they are melted at a temperature of not less than 140 degrees F. The edible viscera, except the lungs and heart, of carcasses passed for food or for sterilization under the provisions of paragraphs 20 and 21 may be passed for food without refrigeration or other process of sterilization provided they are found to be free from infestation upon final inspection. The intestines, weasands and bladders from beef carcasses affected with Cysticercus bovis which have been passed for food may be used for casing after they have been subjected to the usual methods of preparation and may be passed for such purpose upon completion of the final inspection.

23. The inspection for Cysticercus bovis may be omitted in case of calves under six weeks old. The routine inspection of calves over six weeks old for Cysticercus bovis may be limited to a careful examination of the surface of the heart and such surfaces of the body musculature as are rendered visible by the process of dressing.

24. Carcasses of hogs affected with tapeworm cysts (Cysticercus cellulosae) may be passed for sterilization but if the infestation is excessive the carcass shall be condemned.

25. In the disposal of carcasses, edible organs, and parts of carcasses showing evidence of infestation with parasites not transmissible to man, the following general rules shall

govern: If the lesions are localized in such a manner and are of such a character that the parasites and the lesions caused by them may be radically removed, the nonaffected portion of the carcass, organ, or part of the carcass may be passed for food after the removal and condemnation of the affected portions. If an organ or a part of a carcass shows numerous lesions caused by parasites, or if the character of the infestation is such that complete extirpation of the parasites and lesions is difficult and uncertainly accomplished, or if the parasitic infestation or invasion renders the organ or part in any way unfit for food, the affected organ or part shall be condemned. If parasites are found to be distributed in a carcass in such a manner or to be of such a character that their removal and the removal of the lesions caused by them are impracticable, no part of the carcass shall be passed for food. If the infestation is excessive, the carcass shall be condemned. If the infestation is moderate the carcass may be passed for sterilization, but in case such carcass is not sterilized as required by regulation it shall be condemned.

In the case of sheep, carcasses affected with tapeworm cysts, located in the muscle (*Cysticercus ovis*, so-called sheep measles, not transmissible to man) The carcass may be passed after the removal and condemnation of the affected portion; provided, however, that if upon the final inspection of sheep carcasses retained on account of measles the total number of cysts found imbedded in muscle or in immediate relation with muscular tissue,, including the heart, exceeds five this should be taken to indicate that the cysts are so generally distributed and so numerous that their removal would be impracticable, and the entire carcass shall be condemned or passed for sterilization, according to the degree of infestation. If not to exceed five cysts are found upon final inspection, the carcass may be passed after the removal and condemnation of the affected portions.

27. Carcasses of animals found infested with gid bladder worms (*Coenurus cerebalis*, *Multiceps multiceps*) may be passed after condemnation of the affected organ (brain or spinal cord).

28. Organs or parts of carcasses infested with hydatid cysts (*Echinococcus*) shall be condemned.

29. Livers infested with flukes shall be condemned.

30. Carcasses of animals too emaciated or anemic to produce wholesome meat, and carcasses which show a slimy degeneration of the fat or a serous infiltration of the muscles, shall be condemned.

31. Carcasses of animals, in advanced stages of pregnancy (showing signs of parturition), also carcasses of animals which have within ten days given birth to young and in which there is no evidence of septic infection, may be passed for sterilization; otherwise, they shall be condemned.

32. Carcasses of calves, pigs, kids and lambs too immature to produce wholesome meat shall be condemned. Such carcasses shall be considered too immature to produce wholesome meat if (a) the the meat has the appearance of being water-soaked, is loose, flabby, tears easily, and can be perforated with the fingers; or (b) its color is grayish red; or (c) good muscular development as a whole is lacking, especially noticeable on the upper shank of the leg, where small amounts of serous infiltrates or small edematous patches sometimes are present between the muscles; or (d) the tissue which later develops as the fat capsule of the kidneys is edematous, dirty yellow or grayish red, tough, and intermixed with islands of fat.

33. All unborn and stillborn animals shall be condemned.

34. Meat and organs such as lungs and livers which have been condemned on account of parasitic infestation or invasion, and the flesh of immature and unborn animals and of animals which have been condemned on account of emaciation and recent parturition, may be utilized at official establishments in the manufacture of poultry feed, provided that such organs or tissues are sterilized by thorough cooking, steam rendering, or desiccation under high temperature.

If so utilized such organs and tissues shall be handled and prepared in rooms or places separate and apart from those in which edible products are handled, prepared, or stored.

35 Hogs which have entered the scalding vat alive or which have been suffocated in any way shall be condemned.

36 When it is necessary for humane reasons to slaughter an injured animal at night or on Sunday or a holiday when the inspector can not be obtained, the carcass and all parts shall be kept for inspection, with the head and all viscera except the stomach, bladder and intestines held by the natural attachments. If all parts are not so kept for inspection, the carcass shall be condemned. If on inspection of a carcass slaughtered in the absence of an inspector any lesion or condition is found indicating that the animal was sick or diseased, the carcass shall be condemned.

Regulation 11. Carcasses of Animals Slaughtered without Ante-Mortem Inspection

1. When carcasses of animals of the bovine species under the age of eight months are offered for inspection in accordance with the provisions of section 6 of the San Antonio Meat Regulations, the head and all viscera of such carcasses, other than the stomach, bladder and intestines, shall be held by their natural attachments. Every such carcass shall be inspected, and if found to be free from disease and otherwise sound, healthful, wholesome, and fit for human food, it shall be marked with the inspection legend. If found to be diseased, unhealthful, unwholesome, or otherwise unfit for human food, it shall be marked "Condemned" and destroyed for food purposes as provided in regulation 13.

Regulation 12. Tank Rooms and Tanks

All tanks and equipment used for rendering or preparing inedible products shall be in rooms or compartments separate from those used for rendering or preparing edible products.

1. Tanks, fertilizer driers and other equipment used in the preparation of inedible product shall be properly equipped with condensers and other appliances which will acceptably suppress odors incident to such preparation.

2. In conveying to the inedible-product tank carcasses of animals which have been condemned on ante-mortem inspection, they shall not be taken through rooms or compartments in which any edible meat or product is prepared, handled, or stored.

3. Under no circumstances shall the carcass of any animal which has died otherwise than by slaughter be brought into any room or compartment in which any edible meat or product is prepared, handled, or stored.

4. No dead animal shall, under any circumstances, be brought from outside the premises of an official establishment into any room or compartment thereof where any edible meat or product is prepared; nor, unless permission therefor in advance shall be obtained from the inspector, shall any dead animal be brought into rooms or compartments where inedible products are prepared. "Dead Animals" within the meaning of this paragraph shall be construed to include any animal which died without having been inspected under these regulations.

5. Inedible fats from outside the premises of an official establishment shall not be received except into the tank room provided for inedible products, and then only when their receipt into the tank room produces no insanitary condition on the premises. When so received, they shall not enter any room or compartment used for edible products.

Regulation 13. Tanking and Denaturing Condemned Carcasses and Products

1. Condemned meat and products at official establishments having facilities for tanking shall, except as hereinafter provided, be disposed of by tanking as follows: The condemned meat and products and a sufficient quantity of coloring matter or other substance to be designated by the Director of Health shall be placed in the tank in the presence of the

the inspector, after which the inspector shall then see that a sufficient force of steam (not less than 40 pounds) is turned into the tank and maintained a sufficient time effectually to destroy the contents for food purposes.

2. Rendered fats and grease condemned on reinspection shall be destroyed for food purposes by denaturing with coloring matter or other designated substance.

3. Any meat or product condemned at an official establishment which has no facilities for tanking, shall, under the supervision of the inspector, be denatured with crude carbolic acid or other prescribed agent, or destroyed by incineration. When such meat or product is not incinerated, all containers thereof shall be opened, and all meat shall be freely slashed with a knife, before denaturing agent is applied.

4. Official establishments not equipped for the proper disposition of inedible or condemned carcasses, parts or products in accordance with these regulations or those desiring to dispose of such inedible or condemned carcasses, parts or products through reduction or rendering plants not under official supervision may do so after obtaining a written permit from the Director of Health. When applying for such a permit the applicant shall designate the name and location of such reduction or rendering plant whereupon, if the designated plant is approved by the Director of Health, a permit will be granted. Such permit may be revoked at any time when it is found that said reduction or rendering plant is conducted in an insanitary or obnoxious manner, or if said inedible or condemned carcasses, parts or products are not disposed of in accordance with these regulations.

Regulation 14. Rendering Carcasses and Parts into Lard and Tallow and other Sterilization

1. Carcasses and parts passed for sterilization or cooking may be rendered into lard or tallow, provided such rendering is done in a tank into which a sufficient force of steam is turned so that such carcasses and parts shall be cooked at a temperature not lower than 220 degrees F. for a time sufficient to render them effectually into lard or tallow.

2. Establishments not equipped with steaming tanks for rendering carcasses and parts into lard or tallow, which have been passed for sterilization or cooking, may render such carcasses or parts in open kettles under the direct supervision of the inspector. All rendering for sterilization or cooking shall be done at a temperature and for a time sufficient to render the carcasses and parts effectually into lard or tallow, and shall be done only during regular hours work.

3. Carcasses and parts passed for sterilization or cooking and which are not rendered into lard or tallow may be utilized for food purposes provided they are first sterilized or cooked by methods, and handled and marked in a manner approved by the Director of Health.

4. Any carcass or parts prepared in compliance with paragraph 3 of this regulation, whether canned or placed in other approved containers or not, shall be plainly and conspicuously marked "Prepared from product passed after cooking" or "Prepared from meat passed for sterilization".

5. Wherever in these regulations the statement "Passed for sterilization" is employed it shall be construed to be synonymous with the statement "Passed for Cooking" or "passed after cooking" as may be applicable.

Regulation 15. Marking, Branding, and Identifying Meat and Products

1. The Director of Health may approve and authorize the use of abbreviations of marks of inspection under these regulations. Such abbreviations shall have the same force and effect as the respective marks for which they are so authorized to be used.

2. Except for the purpose of submitting a sample or samples of the same to the Director of Health for approval no person shall make or prepare, or cause to be made or

prepared, labels, inserts, brands, tags, or other marking devices bearing the inspection legend or any abbreviation, copy, or representation thereof, for use on any meat or product, without the written authority therefor of the Director of Health given in advance.

3. No person shall affix or place, or cause to be affixed or placed, the inspection legend, or any abbreviation, copy, or representation thereof, to or on any meat or product, except under the supervision of an employee of the Department of Health.

4. No person shall fill, or cause to be filled, in whole or in part, with any meat or product, any container bearing, or any container intended to bear, the inspection legend or any abbreviation, copy, or representation thereof, except under the supervision of an employee of the Department of Health.

5. No person shall affix or place, or cause to be affixed or placed, the inspection legend, or any abbreviation, copy, or representation thereof, to or on any container of any meat or product except under the supervision of an employee of the Department of Health.

6. All marks of inspection shall be carefully applied and securely affixed.

7. No person shall remove or cause to be removed from an official establishment any article which these regulations require to be marked in any way unless the same is clearly and legibly marked in compliance with these regulations.

8. Each carcass which has been inspected and passed in an official establishment shall be marked at the time of inspection with the inspection legend and with the number of the establishment. Each primal part likewise shall be marked under the supervision of the inspector before it leaves the establishment in which it is first inspected and passed.

9. Primal parts which have been inspected and passed but do not bear the inspection legend may be transported from one official establishment to another official establishment for further processing when accompanied by a written certificate from the inspector and provided the identity of such products can be established.

10. All primal parts which have been inspected and passed shall, after processing, bear, plainly and legibly, the inspection legend and the number of the official establishment at which the processing was completed.

11. Inspected and passed sausages and other meat/<sup>food</sup>products in casings, of the ordinary "ring" variety or larger, shall bear on the casings the inspection legend and the number of the establishment. Inspected and passed sausages and other meat food products in casings, of the smaller varieties, shall bear on the casings one or more marks to each chain, or two or more marks to each bunch, except in cases where such smaller varieties of sausage and products leave establishments in properly labeled cartons or wrappers having a capacity of 10 pounds or less and containing a single kind of product. All markings may be omitted from sausage and other meat food products in casings when such sausage or products are to be packed in sealed cans.

12. Meat food products in casings, other than sausage, shall bear on each link or piece, the word "imitation" prominently displayed: Provided, that meat rolls, coppa, copacola, and analogous products, which contain no cereal and which are placed in casings, need not be marked "imitation"; and that chile con carne, souse, and scrapple, placed in casings, may bear the distinctive name of such product in lieu of the term "imitation".

13. Any meat or product of such character or so small that it can not be marked with a brand and which has been inspected and passed, but does not bear the inspection legend, may be transported in a closed container bearing the inspection legend and other marks required by these regulations. The Director of Health may authorize meat products of such character or so small that they can not be marked with a brand, which have been inspected and passed, but do not bear the inspection legend, to be removed from an official establishment in open containers. The Director of Health may withdraw such privilege of removal in open

containers if the same be in any way abused or if the establishment make any sale of any meat or product which is unsound, unhealthful, unwholesome, or otherwise unfit for human food.

14. When cereal, vegetable starch, or a vegetable flour is added to sausage within the limits prescribed under paragraph 16 of regulation 17, or milk or its derivatives or analogous substances are added to sausage as provided for under paragraph 20 of regulation 17, the product shall be marked with the specific name of each of such added ingredients, as, for example, "cereal added", "potato flour added", "cereal and potato flour added," "dried skimmed milk added", "Cereal and dried skimmed milk added", and so forth, as the case may be. On sausage of the smaller varieties the branding prescribed in this paragraph may be limited to links bearing the inspection legend.

15. Casings that are colored as provided in paragraph 14 of regulation 17 when used as containers of meat or product, shall be legibly and conspicuously marked by branding or printing thereon one of the statements as follows: "Artificially colored" or "Casing colored".

16. Sulphites are not permitted to be used in the curing of meat and products.

17. Official establishments shall furnish such ink brands, burning brands, and like devices for marking meat and products as the Director of Health may require. In advance of manufacture, complete and accurate descriptions and designs of the same shall be submitted to and approved by the Director of Health. Every such brand and device which bears the inspection legend shall, immediately upon being manufactured, be delivered into the custody of the inspector in charge of the establishment, and shall be used only under the supervision of a department employee. When not in use for marking inspected and passed meat and products, all such brands and devices bearing the inspection legend shall be kept locked in properly equipped lockers or compartments, the keys of which shall not leave the possession of a department employee.

18. Official establishments shall furnish all ink for marking meat and products. Before being used samples of the same may be requested for approval by the Director of Health.

19. All brands and devices furnished by the department for marking articles with the inspection legend, including self-locking seals and presses for lead and wire seals, shall be used only under the supervision of a department employee, and, when not in use for marking, shall be kept locked in properly equipped lockers or compartments, the keys of which shall not leave the possession of a department employee.

20. No brand or device shall be false or misleading. The letters and figures thereon shall be of such style and types as will make a clear impression. The inspection legend and establishment number on brands shall be separate and apart from trade names, marks, or other devices.

21. Except as provided in paragraph 22 and 23 of this regulation, when any inspected and passed meat or product of such character or so small that it can not be marked is moved from an official establishment the shipping container shall bear a "meat inspection label" which has been submitted to and received the approval of the Director of Health and conforms to the following specifications: San Antonio Meat Inspection Label - The label shall be printed with black ink on white paper of good quality and shall be not less than  $3\frac{1}{2}$  inches by  $3\frac{1}{2}$  inches in size with a border of octagon design to conform with the outline of the City meat inspection stamp. The phrase "Meat inspection label" shall be printed within the border and occupy the uppermost portion and followed by the phrase: "The meat or meat food products contained herein have been inspected and passed by the City Department of Health at Establishment No. \_\_\_\_\_" The name and address of the firm or the name only may also be printed on the label within the border and shall occupy the lower portion thereof. The phrase "Not genuine unless canceled with establishment stamp" shall be printed on the lowest margin of the label outside of the border. No word or statement except as permitted by this paragraph, and no picture or other advertising matter, device, or design shall appear upon the meat inspection label which in form and substance

shall be as follows:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

The Meat or Meat-Food Products  
 Contained herein have been

by the  
 San Antonio Department of Health  
 At Establishment No \_\_\_\_\_  
 \_\_\_\_\_

Not genuine unless canceled with Establishment Stamp.

22. When any meat or product prepared in an official establishment has been inspected and passed and is enclosed in a cloth wrapping as a shipping container, such wrapping shall bear the inspection legend and establishment number applied by an ink brand, except in those cases in which the inspection legend and establishment number on the articles themselves are clearly legible through the wrapping.

23. The use of meat inspection labels is not required on containers bearing trade labels which have been approved by the Director of Health and on which the inspection legend appears in plain view after the package is prepared for shipment.

24. Inedible grease, inedible tallow, or other inedible fat having the physical characteristics of an edible product shall be denatured or otherwise destroyed for food purposes. Containers of such inedible grease, inedible tallow or other inedible fat shall be conspicuously marked with the word "Inedible". Such containers as tierces, barrels, and half barrels shall have both ends painted white with durable paint and the word "Inedible" marked thereon in letters not less than 2 inches high, while on tank cars the letters shall be not less than 4 inches high.

25. Tank cars carrying inspected and passed products between official establishments shall be equipped for sealing and be securely sealed with seals bearing the inspection legend furnished by the department and affixed by department employees.

26. Each tank car carrying inspected and passed product from (an official establishment to any destination other than an official establishment shall bear a label containing the true name of the product, the inspection legend, the establishment number, and the words "date of loading", followed by a suitable space for the insertion of the date. The label shall be located and shall be printed on material of such character and be so affixed as to preclude detachment or effacement upon exposure to the weather. Before the car is removed from the place where it is unloaded, the carrier shall remove or obliterate such label.

Regulation 16. Labeling.

1. When any inspected and passed meat or product is placed or packed in an official establishment, in any can, pot, tin, canvas or other receptacle or covering constituting an immediate or true container within the meaning of these regulations there shall be attached to such container or covering a trade label as hereinafter described in this regulation.

2. A coined or fanciful name, which does not in itself serve to identify the product to which it is applied, will not be acceptable as the true name of the product within the meaning of this regulation. Illustrations of such a name may be found in the terms, "Camping Delight", "Luncheon Spread", "Breakfast Tasties", "Noontime Relish", "Luncheon, Etc. However, no exception will be offered to such a name when preceded by a qualification indicating the character of the product, such as "Pork Camping Delight", etc. or the application of the coined name

immediately followed by a prominent statement of ingredients arranged in the order of their percentages. In the absence of either of these qualifications the coined name should be accompanied by the statement "a meat food product" or a similar acceptable statement. Cloth bags bearing unqualified coined names of the character above referred to, and containing chopped or comminuted products, are approved in the absence of a specific classification which would serve to differentiate between such coined names and generic or established trade names. Supplies of approved containers on hand bearing such coined names, and which in other respects conform to existing requirements will be permitted to be used pending the submission of information as to the quantity on hand, and the length of time it will take to exhaust the supply. Before new supplies are prepared sketches or proofs should be submitted for approval. By reason of long and common usage certain terms, such as "Cooked Specialty" and "Minced Roll", have become generic or well-established trade names. Therefore, no objection is offered to the use of terms without qualification as true names of products prepared as heretofore, without the addition of cereal, similar substances, or excessive water. The term "Baked Loaf" or similar term is regarded as a true name of a product to which it is properly applicable.

3. No container or covering which bears or is to bear a trade label shall be filled, in whole or in part, except with articles which have been inspected and passed in compliance with these regulations and which are sound, healthful, wholesome, fit for human food, and strictly in accordance with the statements on the label. No such container or covering shall be filled, in whole or in part, and no trade label shall be affixed, except under the supervision of a department employee.

4. Trade labels shall bear the true name of the meat or product contained in the package, and, except as provided in paragraph 3 and 7 of this regulation, or as hereinafter specified in this paragraph shall bear, in prominent letters and figures of uniform size, the phrase "San Antonio inspected and passed by Department of Health". The establishment number may be omitted from labels applied to metal containers on which such number is embossed and from cartons used as containers of oleomargarine, lard, or compound and the product in which is immediately inclosed in an approved wrapper bearing the inspection legend and establishment number. Labels may also bear any other statement, not false or misleading, which has been approved by the department.

5. Trade labels within the meaning of these regulations shall include printed, lithographed, or embossed labels, stickers, seals, wrappers, and receptacles. Metal containers, on which the inspection legend is embossed may, with the approval of the Director of Health bear the inspection legend in abbreviated form.

6. Stencils, box dies, inserts, tags, so-called "liners" and "Circles" and like devices shall not be used in an official establishment unless previously approved by the Director of Health nor shall they bear the inspection legend or any abbreviation or representation thereof; provided, that wooden boxes of light material and having a maximum capacity of 5 pounds may, upon specific approval by the Director of Health, have the inspection legend and establishment number imprinted thereon. Sketches of inserts, tags, liners, circles, and like devices shall be submitted for approval in the same manner as prescribed for labels in paragraph 8 of this regulation.

7. When any meat or product is placed in cartons or wrappers (of paper or cloth, or in such other containers as the Director of Health may approve, the inspection legend and the establishment number may be embodied in a sticker or seal prominently displayed with the trade label, but not necessarily a part thereof. Such stickers or seals shall not be used

without the approval of the department, and shall be securely affixed to the containers under the supervision of a department employee after an approved trade label has been affixed.

8. No trade label shall be used until it has been approved in its final form by the Director of Health.

9. All trade labels, whether in the form of sketches, proofs, or finished labels, which are submitted to the Director of Health for final approval, shall, when so required, be accompanied by a statement showing the kinds and percentages of the ingredients of the product in any container on which it is desired to use the label. Approximate percentages may be given in cases where the percentages of ingredients may vary from time to time, if the limits of variations are stated.

10. Trade labels shall be used only on products for which they are approved. They shall not be applied to any meat or product the container of which bears any statement that is false or misleading.

11. The name under which inspection is granted to an official establishment may appear without qualification upon the label or the container of an article prepared by the official establishment so named. When an article is prepared by an official establishment for a person other than one of those to whom inspection has been granted at that establishment, and the name of such person is to appear upon the label or container thereof, a prominent and conspicuous statement shall appear upon the label to the effect that the article was prepared for such person, or the name of such person shall be immediately followed by the word "Brand" in the same size and style of lettering as in the name.

12. No meat or product, and no container thereof, shall be labeled with any false or deceptive name; but established trade names which are usual to such articles and are not false or deceptive and which have been approved by the Director of Health may be used.

13. No statement, word, picture, design, or device which conveys any false impression or gives any false indication or origin or quality shall appear on any label. For example:

(a) The picture of any swine shall be allowed only on labels used in connection with pork products.

(b) Names of countries, states, and territories, and such other geographical names as the department may approve, may be used on labels only when followed by the word "style", "type", "cut", or "brand", in the same size and style of lettering as the geographical name. When, however, a geographical name by reason of long usage is recognized as a generic term indicating a certain style, type, or brand, such name may be used without the words "style", "type", or "brand" when accompanied by a statement showing that the product has been prepared in San Antonio. For example, sausage of the kind commonly known as Vienna sausage may be labeled "Vienna Style sausage" or "Vienna sausage made in San Antonio". In the latter case the words showing the place of manufacture need not be in the same size and style of lettering as the name of the product but shall be plain and conspicuous.

(c) Names or illustrations indicative or imitative of distinctive type or breeds of live stock shall not be used on labels unless the product for which such labels are intended are actually derived from carcasses of animals of the type or breed specified.

(d) The word "ham" without any prefix indicating the species of animals from which derived shall be used on labels only in connection with pork hams.

(e) The word "fresh" shall not be used on labels in connection with any meat or product the ingredients of which, in whole or in part, have undergone any process of curing.

(f) Such terms as "meat extract" or "extract of beef" without qualification, shall not be permitted on labels in connection with products prepared from organs or parts of the carcass other than fresh flesh. Extracts prepared entirely from parts of the carcass other than fresh flesh shall not be labeled "meat extract" but may be properly labeled with the true

names of the parts from which prepared, as, for example, "liver extract". The terms "beef extract" and "extract of beef" without qualification shall be applied only to extracts of fresh beef. Extract of cured beef or of other cured meat shall be designated, respectively, as "extract of cured beef," "extract of cured meat", or "cured-meat extract". In the latter case the words "cured" and "meat" shall appear on one line in the same size and style of lettering and shall be connected by a hyphen. When beef extract or meat extract is mixed with extract from cured meat or extract derived from the other parts of the carcass, such mixture shall be designated as "compound meat extract", and in addition there shall appear on the label a statement showing the ingredients, other than fresh flesh, which have been used in preparing the extract. In the case of fluid extract the word "fluid" shall also appear on the label, as, for example, "fluid extract of beef". The word "fluid" merely indicates a lower percentage of solid matter.

(g) Such terms as "country", "farm", and the like, shall not be used in connection with meat products unless the articles are prepared in the same way as in the country or on the farm. These terms, if qualified by the word "style" in the same size and style of lettering, may be used. Sausage containing cereal shall not be labeled "country style", and lard not rendered in an open kettle shall not be designated as "country style"

(h) The word "leaf" shall not be used in connection with lard prepared from fat other than leaf fat. The qualification "prime steam" shall not be applied to lard rendered in whole or part from fats obtained from cured meats or trimmings.

(i) Oil, stearine, or stock obtained from beef or mutton fats rendered at a temperature above 170 degrees F. shall not be designated as "oleo oil", "oleo stearine", or "oleo Stock", respectively.

14. A meat food product when composed of more than one ingredient shall not bear a label with a name stating or indicating that the product is a substance which is not the principal ingredient contained therein, even though such name may be an established trade name. The term "principal ingredient", as used in this paragraph, shall be construed to mean that such ingredient is equal to or exceeds in amount the other ingredients contained, exclusive of cereal and water. If the ingredients are stated on the label, they shall appear in the order of their percentages. For example, sausage containing pork and beef shall not be labeled "Pork sausage", but shall be labeled "pork and beef sausage". However, if the pork ingredient equals or exceeds 50 per cent of the meat content, the sausage may be labeled, "pork sausage, beef added". A product consisting of veal, pork and beef shall not be labeled "veal loaf", but may be designated as "veal, pork and beef loaf". However, if the veal ingredient is not less than 50 per cent of the meat content of the product, the product may be labeled "veal loaf, pork and beef added", the words "pork" and "beef" to appear in the order of their percentages, as above indicated.

15. When a meat food product contains an added substance or substances the label shall show the added substance or substances except as provided in the succeeding paragraphs of this regulation.

16. When cereal, vegetable starch, or vegetable flour is added to sausage within the limit prescribed by paragraph 16 of regulation 17, or milk or its derivative or analogous substances are added to sausage as provided for under paragraph 20 of regulation 17, the product shall be marked with the specific name of each of such added ingredients as, for example, "cereal added", "potato flour added", "cereal and potato flour added", "dried skim milk added", "cereal and dried skim milk added", and so forth, as the case may be. On sausage of the smaller varieties the branding prescribed in this paragraph may be limited to links bearing the inspection legend.

17. When meat food products in casing other than sausage are placed in wrappers, cartons, or other containers, there shall be prominently displayed on such containers the word "imitation" or the words "composed of" or equivalent statement, and the name of the

ingredients arranged in the order of their percentages: Provided, that when meat rolls, coppa, capicola, and analogous products which contain no cereal, and chile con carne, souse, and scrapple are placed in casings, they may be labeled with the distinctive name of the product without the term "imitation" and other qualifications prescribed in this paragraph.

18. When there is added to any meat food product, other than sausage, and products referred to in paragraph 16 and 17 of this regulation, cereal, vegetable starch, or vegetable flour not in excess of 5 per cent individually or collectively, there shall appear on the label in a conspicuous manner contiguous to the name of the product, the specific name of each of such added ingredients, followed by the word "added", as, for example, "cereal added", "potato flour added", "cereal and potato flour added," and so forth, as the case may be. If any such product contains cereal, vegetable starch, or vegetable flour, individually or collectively, in excess of 5 per cent the specific name or names of such added ingredients shall appear as a part of the name of the product in uniform size and style of letters, for example, "potted meat and cereal", "potted meat and potato flour", "potted meat, cereal and potato flour": Provided however, that products such as meat loaves, pates, soups, tripe with onion sauce, Irish stew, stewed kidneys, hash, chile con carne, tamales, boiled dinners, chop suey, scrapple, and the like, may contain cereal and similar substances without the presence of such substances being indicated on the labels.

19. When edible parts of the head other than flesh and fat, edible parts of the viscera, or other similar edible parts, are added to any meat or product bearing a name, such as "meat", "beef", "pork", "veal", and the like, there shall appear on the label, in a prominent manner and contiguous to the name of the product, the statement "meat products added", or "meat by-products added", provided such parts are not in excess of 20 per cent. If this percentage is exceeded, the words "and meat products", or and "meat by-products" shall appear as a part of the name of the product and in the same size and style of lettering. The percentage of such parts added to any meat or product shall be based on the weight of the meat ingredient of the product exclusive of added substances. When a potted, deviled, or similar article of food is prepared exclusively from the above-mentioned parts, the product shall be labeled "potted-meat products", "potted-meat by-products", "deviled-meat products,", "deviled-meat by-products", and the like.

20. Lard may have added thereto lard stearin or stearin made from lard (hydrogenated lard) without the presence of such added substance being shown on the label.

21. When not over 20 per cent of oleo stearin, beef fat, mutton fat, or vegetable stearin is added to lard, there shall appear on the label, contiguous to and in the same size and style of lettering as the name of the product, the statement "oleo stearin added", "beef fat added", "mutton fat added", or vegetable stearin added", respectively, as the case may be.

22. Labels for a mixture, other than oleomargarine and product referred to in paragraph 21 of this regulation, consisting of fat derived from carcasses of cattle, sheep, swine, or goats, shall bear the names of the ingredients in a prominent manner in the order of their percentages, preceded by the statement "composed of" or "made from", or an equivalent statement. If such product consists of a mixture of vegetable fat and fat derived from carcasses of cattle swine, sheep, or goats, the specific name or names of the vegetable fat shall appear among the names of the other ingredients: Provided that in cases where the label bears the designation "compound", "lard substitute", or "shortening", prominently displayed, the terms "vegetable fat", respectively, may be employed to denote these constituents. Tierces, barrels, and half barrels containing "compound", or "lard substitutes", or "lard compound", shall, immediately after filling, be legibly marked on one end, and on the side near the end, with the true name of the product. Tin pails, drums, tubs, and similar containers of such products shall bear the

animal fat

true name of the product also on the side at the time of filling. Mixtures of which the lard ingredients equals or exceeds in amount the other ingredients combined may bear the name "lard compound" preceding the statement of composition provided for in this paragraph if such statement contains the specific names of the animal fat constituents.

23. The addition of Benzoate of Soda to any meat or meat products is hereby prohibited.

24. Coloring matter added to lard or other animal fat, except oleomargarine under the provisions of paragraph 14 of regulation 17, shall be declared on the label in a prominent manner and contiguous to the name of the product by the statement "Artificially colored". When meat or product is placed in casings colored under the provisions of paragraph 14 of regulation 17, there shall appear on the label in a prominent manner and contiguous to the name of the meat or product one of the statements as follow: "Artificially colored" or "Casing colored".

25. No false or misleading statement of quantity shall appear on any container of meat of product.

26. No marks of inspection which have been previously used shall be again used for the identification of any meat or product except as provided in the following paragraph.

27. All stencils, marks, labels, or other devices, whether relating to any meat or product or otherwise, on previously used containers, shall be removed or obliterated before such containers are used for any meat or product, unless such stencils, marks, labels, or devices correctly indicate the article to be packed therein and such containers are refilled under the supervision of department employees.

28. All labeling of meat and products required to be inspected by department employees shall be in compliance with these regulations.

29. No person shall apply or affix, or cause to be applied or affixed, any label to any article prepared or received in an official establishment or to any container thereof except in compliance with these regulations.

30. No person shall, in an official establishment, fill or cause to be filled, in whole or in part, any container with any article required by these regulations to bear a label, except in compliance with these regulations.

31. No person shall remove or cause to be removed from an official establishment any meat or product bearing a label unless such label be in compliance with these regulations.

#### Regulation 17. Reinspection and Preparation of Meat and Products

1. All meat and products, whether fresh or cured, even though previously inspected and passed, shall be reinspected by the inspector as often as may be necessary, in order to ascertain whether the same are sound, healthful, wholesome, and fit for human food at the time the same leave official establishments. If upon reinspection, any article is found to have become unsound, unhealthful, unwholesome, or in any way unfit for human food, the original mark, stamp, or label thereon shall be removed or defaced and the article condemned.

2. Due care shall be taken to prevent meat and products from falling on the floor or becoming in any way contaminated. In event of their so falling or becoming contaminated, all or such portion thereof as can not be cleaned or rendered wholesome and fit for good, shall be condemned.

3. If an article is found to have absorbed a foreign odor, contains mold or similar substances, or in the case of lard there is present the condition known as tank-water sourness in the first stage, and the article is capable of being rehandled by approved methods for food purposes, the official establishment may be permitted, if the necessary steps are immediately taken, to so rehandle it in a manner prescribed by the Director of Health.

4. If upon final reinspection, the article is found to be sound, healthful and

wholesome, it shall be passed for human food; otherwise, it shall be condemned.

5. Care shall be taken to see that meats and products are in good condition when placed in freezers. In case there is any doubt as to the soundness of any frozen meat or product the inspector will require the defrosting and reinspection of a sufficient quantity thereof to determine its actual condition.

6. Upon all meat and products which are suspected on reinspection of being unsound, unhealthful, unwholesome or in any way unfit for human food, or upon the containers thereof, there shall be placed by the inspector, at the time of reinspection a "retained" tag. The inspector who fixes the tag shall record the tag number and the kind and amount of the article retained. Such tag shall accompany such article to the retaining room or other special place for final inspection. When the final inspection is made, if the article is condemned, the original mark, stamp, or label thereon shall be removed or defaced and the inspector shall stamp on or write across the face of the retained tag the phrase "inspected and condemned", and this tag shall accompany such article into the tank. If, however, upon final inspection the article is passed for food, the inspector shall remove the retained tag, record the transaction, and report his action to the Supervising Veterinarian.

7. No meat or product shall be brought into an official establishment unless it has been previously inspected and passed by an employee of the Department of Health, nor unless it can be identified by marks, seals, brands, or labels, as having been so inspected and passed nor unless such products have originated from an establishment wherein the inspection system is approved by the Director of Health. All meat and products brought into an official establishment in compliance with these regulations shall be identified and reinspected at the time of receipt, and be subjected to further reinspection in such manner and at such times as may be deemed necessary. If, upon such reinspection, any article is found to be unsound, unhealthful, unwholesome, or otherwise unfit for human food, the original mark, stamp, or label shall be removed or defaced and the article condemned.

8. Cod, kidney and breast fat from inspected and passed beef carcasses may be brought from unofficial establishments, markets, or shops which handle no beef carcasses except those which have been inspected and passed, into official establishments, provided such fats have been handled at all times in a sanitary manner and are found on reinspection, when received, to be sound, healthful, wholesome, and fit for human food.

9. All processes used in curing, pickling, rendering, canning, or otherwise preparing any meat or product in official establishments shall be supervised by the inspector. No fixtures or appliances, such as tables, trucks, trays, tanks, vats, machines, implements, cans or containers of any kind, shall be used unless they are of such material and construction as will not contaminate the meat and products and are clean and sanitary. All steps in the processes of manufacture shall be conducted carefully and with strict cleanliness in rooms or compartments separate from those used for inedible products.

10. All substances and ingredients used in the manufacture or preparation of any meat or product shall be clean, sound, healthful, wholesome, and otherwise fit for human food.

11. All milk and cream used in the preparation of oleomargarine shall conform with the dairy laws and regulations of the State of Texas.

12. No meat or product shall contain any substance which impairs its wholesomeness, nor contain, except as permitted by paragraph 13 and 14 of this regulation, any dye, preservative, or added chemicals.

13. There may be added to meat and products common salt, sugar, wood smoke, cider vinegar, wine vinegar, malt vinegar, sugar vinegar, glucose vinegar, spirit vinegar, pure spices, saltpeter, nitrate of soda, and nitrite of soda. Benzoate of soda shall not be added to meat and products.

14. Only harmless coloring matters may be used, and these only with the approval of and in such manner as may be designated by the Health Department. Dyes may be used in or upon the products only in the manner and under the conditions following:

(a) The dyes may be mixed with prepared fats, such as lard and lard compounds.

(b) The dyes may be used for coloring sausage casing or other casings, by dipping or application, provided the character of the casing is such that the dye does not penetrate into the meat food product contained in the casing. If cloth casings are used, they shall be coated with uncolored paraffin before the application of the color.

(c) When artificial coloring matter is used, the product shall be marked or labeled as required by paragraph 15 of regulation 15 and paragraph 24 of regulation 16.

15. The term "sausage" shall be construed to include head cheese, liver pudding, and blood pudding.

16. Sausage shall not contain cereal, vegetable starch, or vegetable flour, individually or collectively, in excess of 3.5 per cent. Soy bean flour may be used in soups, stew hash, boiled dinners, chop suey, and products prepared with sauce, without declaration, if not labeled to imply preparation without same. May be used in loaves unless labeled likewise. Not permitted in loaves labeled "Meat loaf" unless declared. Not permitted in sausage under any circumstances.

17. For the purpose of facilitating grinding, chopping, and mixing, not more than 3 per cent of water or ice may be added to sausage which is not smoked or cooked; sausage of the type which is smoked or cooked, such as Frankfurt style, Vienna style, and Bologna style, may contain not more than 10 per cent of added water to make the product palatable.

18. No "compound," lard substitute, lard, or lard compound shall contain added water.

19. The use of substances necessary for the proper preparation, clarification, or refining of meat and products may be permitted, subject to the approval of the Director of Health, provided they do not impair the quality of the meat or product and are eliminated during the further process of manufacture; as, for example, the use of bicarbonate of soda and fuller's earth in the preparation of fats, and the use of sal soda or lime in the cleansing of tripe.

20. Milk, skimmed milk, dried milk, dried skimmed milk, malted milk, and analogous substances and products which may be approved for such purpose by the Director of Health, may be added to sausage, provided their use does not result in added water or moisture in excess of the amount permitted in paragraph 17 of this regulation. Sausage shall not contain dried milk, dried skimmed milk, malted milk, or other dehydrated milk product, in excess of 3.5 per cent, and if cereal, vegetable starch, or vegetable flour is also added, the combined amount of cereal, vegetable starch, vegetable flour, and dehydrated milk product shall not exceed 3.5 per cent.

21. Any canned meat or product which requires sterilization to preserve it shall be sterilized on the same day that the cans are filled. Defective or leaky cans discovered after the process of sterilization has been completed shall not be repaired or repacked unless (a) the repairing or repacking be completed within six hours after the process of sterilization has been completed, or (b) if their defective or leaky condition be discovered during an afternoon run, they be held in coolers of a temperature not exceeding 34 degrees F. until the following day, when they may be repaired or repacked. Sterilization will be deemed completed within the meaning of this paragraph when the cans have sufficiently cooled for inspection and handling. The contents of all defective and leaky cans not repaired or repacked in compliance with this paragraph shall be condemned.

22. Sausage prepared or packed in oil shall be heated to a temperature of at

least 160 degrees F. and this temperature maintained within the can for not less than 30 minutes. Cans should show good vacuum.

23. Meat and products cooked in official establishments shall be cooked only in such manner as may be approved by the Director of Health.

24. Inasmuch as it can not certainly be determined, by any present known method of inspection, whether the muscle tissue of pork contains trichinae, and inasmuch as live trichinae are dangerous to health, no article, of a kind prepared customarily to be eaten without cooking, shall contain any muscle tissue of pork unless the pork has been subjected to a temperature sufficient to destroy all live trichinae, or unless it be subjected to some other treatment approved by the Director of Health sufficient to destroy all live trichinae.

25. Meat and product passed for cooking may be used for the preparation of such meat and product as canned meat, sausage, cooked or boiled meat, meat loaves and similar products, provided all parts of the meat or product are heated to a temperature not lower than 170 degrees F. for a period of not less than 30 minutes.

26. Unless labeled at once, canned meat and products shall be marked so as to maintain their identity until the final label is attached.

27. The only animal casings that may be used as containers of any meat or product are those from cattle, sheep, swine, or goats.

28. Casings for meat and products shall be carefully inspected by bureau employees. Only those which have been carefully washed and thoroughly flushed with clean water, are suitable for containers, are clean, and are passed on such inspection, shall be used.

29. Portions of casings which show infestation with Oesophagostomum or other nodule-producing parasites, and weasands infested with the larvae of Hypoderma lineatum, shall be rejected, except that when the infestation is slight and the nodules and larvae are removed, the casings or weasand may be passed.

30. Lungs to be used in meat or meat food products shall be carefully inspected for the presence of various forms of infection, parasites, scalding water and other aspirated material. Lungs to be used in meat or meat food products shall be inspected by opening the principal bronchi, careful palpation and incisions into the lung tissues. Only those found to be free from any pathological conditions, parasites and aspirated material shall be permitted to be used in meat or meat food products.

31. Lactating udders shall not be used in meat or meat food products. The use of nonlactating udders may be permitted provided they first are cut into slices of not over a half inch in thickness, after which they shall be inspected for abscess and other infections before being permitted to be used in a meat or meat food product.

32. Intestines shall not be used as ingredients of meat food products.

33. The fermenting and sliming of hog and sheep casings shall be done only in compartments separate from those in which either edible or inedible products are handled.

34. Heads for use in the preparation of meat food products shall be split and the bodies of the teeth, the turbinated and ethmoid bones, ear tubes, and horn butts removed and the heads then thoroughly cleaned.

35. Kidneys for use in the preparation of meat food products first shall be freely sectioned and then thoroughly soaked and washed. All detached kidneys, including beef kidneys detached with kidney fat, shall be inspected before being used in or shipped from the establishment.

36. Cattle paunches and hog stomachs for use in the preparation of meat food products shall be thoroughly cleaned on all surfaces and parts immediately after being emptied of their contents.

37. Tonsils shall be removed and shall not be used as ingredients of meat food products.

38. No blood which comes in contact with the surface of the body of an animal or is otherwise contaminated shall be collected for food purposes. Only blood from animals the carcasses of which are inspected and passed may be used for meat food products. The defibrination of blood intended for food purposes shall not be performed with the hands.

39. Lard which is to be labeled as such shall be prepared in equipment used exclusively for that product except that permission may be granted by the Director of Health for the use of lard equipment for the preparation of other edible products. The pipes and equipment for edible fats shall be so arranged that the identity of each product shall be maintained until the product is properly labeled.

40. Samples of meat and products, water, dyes, chemicals, preservatives, spices or other articles in any official establishment shall be taken, without cost to the department, for examination as often (as may be deemed necessary by the Director of Health.

41. No dye, chemical, preservative, or other substance, the use of which is prohibited by these regulations, shall be brought into or kept in an official establishment.

42. No person shall affix or place, or cause to be affixed or placed, the inspection legend, or any abbreviation, copy, or representation thereof, or the number designating an establishment where meat inspection is maintained, or a statement that any ingredient has been inspected and passed at an establishment where meat inspection is maintained, to or on any can, pot, tin, canvas, or other receptacle or covering constituting an immediate or true container within the meaning of these regulations, of any dog food, cat food, fox food, and the like, prepared in whole or part of meat or meat by product: provided, that dog food, cat food, fox food and the like which are prepared, in an establishment where meat inspection is maintained, in whole or in part of meat or meat by-product, and which are placed in a can, pot, tin, canvas, or other receptacle or covering, may bear a statement in the following form: "The meat or meat by-product ingredient of this article has been examined and passed under City supervision".

When any dog food, cat food, fox food, or like article, is prepared in a part of an official establishment, the sanitation of that part of the establishment shall be supervised by inspectors on the same basis as other parts of the establishment.

Regulation 18. Prescribed Treatment of Pork to destroy Trichinae

In accordance with paragraph 24, regulation 17, no article of a kind prepared customarily to be eaten without cooking shall contain any muscle tissue of pork unless the pork has been subjected to a temperature or other treatment prescribed by the Director of Health, sufficient to destroy all live trichinae.

Products of the character of : Westphalian style hams, Italian style hams, pork loins used for products such as lachschinken (loin roll), pork butts for capicola (Capicola, capocollo), and coppa mortadella, and all forms of dry or summer sausage (including salami and mettwurst) containing muscle tissue of pork, are classified as articles prepared customarily to be eaten without cooking.

Pursuant to the regulations, the Director of Health has prescribed the temperature to which pork shall be subjected, and other treatment for the destruction of trichinae, as follows:

All parts of the muscle tissue of pork shall be subjected to heat at a temperature not lower than 137 degrees F., or be refrigerated at a temperature not higher than 5 degrees F., for a continuous period of not less than 20 days, or be treated by curing as hereinafter prescribed.

Heating

In heating the pork or article it is highly important that the temperature requirements be strictly complied with, and only those methods be employed as are known to insure

a temperature not lower than 137 degrees F., in all portions of the pork or article.

On account of difference in methods of applying heat and in weights of products it is impracticable to specify detail of procedure. Inspectors must carefully control the heating processes employed, and by the use of thermometers approved by the Director of Health make such tests as may be necessary and otherwise take suitable precautions to insure that all parts of the pork or article are heated to the required temperature.

#### Refrigerating

The pork or the articles of which it is an ingredient, after chilling or preliminary freezing, shall be stored in freezers maintained during the 20-day period at a temperature not higher than 5 degrees F. If the meat is stored in tierces it is necessary to make a sufficient allowance for time, namely, 10 days, for the temperature of the meat in the center of the tierces to drop to the required temperature; that is, in such cases the total period of refrigeration is to extend to 30 days. If the meat is arranged on racks in layers not exceeding 6 inches in thickness, or hung in separate pieces, or packed in containers, such as boxes not exceeding 6 inches in depth, or stored as frozen solid blocks after removal from such containers, the 20-day period of refrigeration need not be extended. In all such cases, however, it is important that the meat be stored in a manner that will insure a free circulation of air among the layers, pieces, blocks, or boxes of meat, in order that the temperature of the meat may be reduced promptly to the air temperature of the freezer. Accordingly, meat refrigerated for 20 days at a temperature not higher than 5 degrees F., for the purpose of destroying the vitality of trichinae shall be stored loosely, with air spaces among the pieces or containers, and if in large containers, such as tierces, the period of refrigeration shall be extended to a total of not less than 30 days.

During the period of refrigeration the pork shall be kept separate from other meat in rooms or compartments equipped for secure locking and be held under department lock. At such other times until the articles containing such pork are prepared in their final form the pork and articles shall be under close supervision.

It is essential that inspectors be assured by their own observations and records that the required temperature is maintained for the period of time specified. The thermometers used for indicating temperatures shall be placed in the freezers at or above the highest level at which the pork under refrigeration is stored. The establishment records of temperatures shall be checked and independent readings of the thermometers made and recorded by inspectors sufficiently often to make sure that the required temperature is maintained. The accuracy of the establishment thermometers shall be checked by the inspector.

If, after the pork has been refrigerated as specified above, it is desired to transfer it to another official establishment at the same or at a different station for use in the preparation of articles of a kind prepared customarily to be eaten without cooking, the product shall be transferred either in closed containers or in cars or wagons containing no other meat. Closed containers, such as boxes, should be carefully sealed with department seals, and such containers as tierces, barrels, and kegs shall be sealed with sealing wax impressed with the department brand. Cars and wagons used for transferring such product, if it is not in closed and sealed containers, shall be sealed with department seals. When containers, such as boxes, barrels, etc., are used they shall not only be sealed but shall be plainly and conspicuously marked with a label or stencil furnished by the establishment, reading as follows: "Pork product 5 degrees F. 20 days' refrigeration." For each consignment there shall be promptly issued and forwarded to the inspector in charge at destination a copy of an appropriate certificate showing the character of the container and that the contents are pork product 5 degrees F. of 20 days' refrigeration.

On arrival at destination such consignments shall be unloaded and handled under department supervision and be kept separate from other meats and under close supervision as indicated above until the articles containing the pork are prepared in their final form.

#### Curing

Sausage. Method No. 1. The sausage meat shall be ground or chopped into pieces not exceeding three-fourths of an inch in diameter. A dry-curing mixture containing not less than 3 1/3 pounds of salt to each hundredweight of the unstuffed sausage shall be thoroughly mixed with the ground or chopped meat. After stuffing, the sausage shall be held in a drying room not less than 20 days at a temperature not lower than 45 degrees F., provided that in the case of sausage of the variety known as pepperoni, if stuffed in hog or sheep casings not exceeding 1 3/8 inches in diameter measured at the time of stuffing, the period of drying may be reduced to 15 days. In no case, however, shall the sausage be released from the drying room in less than 25 days from the time the curing materials are added, except that sausage of the variety known as pepperoni if in casings of the kind and size specified may be released at the expiration of 20 days from the time the curing materials are added.

Method No. 2. The sausage meat shall be ground or chopped into pieces not exceeding three-fourths of an inch in diameter. A dry-curing mixture containing not less than 3 1/3 pounds of salt to each hundredweight of the unstuffed sausage shall be thoroughly mixed with the ground or chopped meat. After stuffing, the sausage shall be smoked not less than 40 hours at a temperature not lower than 80 degrees F., and finally held in a drying room for a period of not less than 10 days at a temperature not lower than 45 degrees F. In no case, however, shall the sausage be released from the drying room in less than 18 days from the time the curing materials are added.

Method No. 3. The sausage meat shall be ground or chopped into pieces not exceeding three-fourths of an inch in diameter. A dry-curing mixture containing not less than 3 1/3 pounds of salt to each hundredweights of the unstuffed sausage shall be thoroughly mixed with the ground or chopped meat. After admixture with the salt and other curing materials, and before stuffing, the ground or chopped sausage meat shall be held at a temperature not lower than 34 degrees F. for not less than 36 hours. After stuffing, the sausage shall be held at a temperature not lower than 34 degrees F. for an additional period of time sufficient to make a total of not less than 144 hours, or six days, from the time the meat was ground or chopped and the curing materials added. Finally, the sausage shall be smoked for not less than 12 hours. The minimum temperature of the smokehouse during this period at no time shall be lower than 90 degrees F., and for 4 consecutive hours of this period the smokehouse shall be maintained at a temperature not lower than 128 degrees F. The temperature of 128 degrees F. shall be attained gradually, not less than 4 hours being occupied in raising the temperature, after the sausage has been placed in the smokehouse, from 90 degrees to 128 degrees F. The smokehouse shall be provided with an automatic recording thermometer that has the approval of the inspector in charge. Inspectors in charge are authorized to approve for use in sausage smokehouses such automatic recording thermometers as are found to give satisfactory service and during such time as they continue to give satisfactory service. Close supervision should be exercised over (these thermometers, in order that there may be no question as to their accuracy at any time. They should be compared at frequent intervals with thermometers of known reliability. Whenever it is found that a thermometer reads higher than the actual temperature, that its clockwork runs too fast, that it fails to give a legible record, or that it has any other important defect, its use is to be discontinued until it has been satisfactorily adjusted. In locating these thermometers precautions should be taken to place them in the coolest portion of the smokehouse,

in order that they may be no doubt that all of the sausages have been exposed to the required temperature.

Hams. Method No. 1. The hams shall be cured by a dry-curing process not less than 40 days at a temperature not lower than 36 degrees F. The hams shall be laid down in salt, not less than 4 pounds to each hundred weight of hams, the salt being applied in a thorough manner to the lean meat of each ham. When placed in cure the hams may be pumped with pickle if desired. At least once during the curing process the hams shall be overhauled and additional salt applied, if necessary, so that the lean meat of each ham is thoroughly covered.

After removal from cure the hams may be soaked in water at a temperature not higher than 70 degrees F. for not more than 15 hours, during which time the water may be changed once; but they shall not be subjected to any other treatment designed to remove salt from the meat, except that superficial washing may be allowed. The hams shall finally be pale dried or smoked not less than 10 days at a temperature not lower than 95 degrees F.

Method No. 2. The hams shall be cured by a dry-curing process at a temperature not lower than 36 degrees F. for a period of not less than 3 days for each pound of weight (green) of the individual hams, calculating the time of cure of each lot of hams, placed in cure upon a basis of the weight of the heaviest ham of the lot. Hams cured by this method before they are placed in cure shall be injected with pickle containing not less than 25 per cent salt, about 4 ounces of the solution being injected into the shank and a like quantity along the flank side of the body bone. The hams shall be laid down in salt, not less than 4 pounds of salt to each hundredweight of hams, the salt being applied in a thorough manner to the lean meat of each ham. At least once during the curing process the hams shall be overhauled and additional salt applied, if necessary, so that the lean meat of each ham is thoroughly covered. After removal from cure the hams may be soaked at a temperature not higher than 70 degrees F. for not more than 4 hours, but shall not be subjected to any other treatment designed to remove salt from the meat, except that superficial washing may be allowed. The hams shall then be pale dried or smoked not less than 48 hours at a temperature not lower than 80 degrees F., and finally shall be held in a drying room not less than 20 days at a temperature not lower than 45 degrees F.

Capicola (Capicola, Capocollo). Boneless pork butts for capicola shall be cured in a dry-curing mixture containing not less than  $4\frac{1}{2}$  pounds of salt per hundredweight of meat for a period of not less than 25 days at a temperature not lower than 36 degrees F. If the curing mixture is applied to the butts by the process known as churning, a small quantity of pickle may be added. During the curing period the butts may be overhauled according to any of the usual processes of overhauling, including the addition of pickle or dry salt if desired. (the butts should not be subjected during or after curing to any treatment designed to remove salt from the meat, except that superficial washing may be allowed. After stuffing the product shall be smoked for a period of not less than 30 hours at a temperature not lower than 80 degrees F., and shall finally be held in a drying room not less than 20 days at a temperature not lower than 45 degrees F.

Coppa. Boneless pork butts for coppa shall be cured in a dry-curing mixture containing not less than  $4\frac{1}{2}$  pounds of salt per hundred weight of meat for a period of not less than 18 days at a temperature not lower than 36 degrees F. If the curing mixture is applied to the butts by the process known as churning, a small quantity of pickle may be added. During the curing period the butts may be overhauled according to any of the usual processes of overhauling, including the addition of pickle or dry salt if desired. The butts shall not be subjected during or after curing to any treatment designed to remove salt from the meat, except that superficial washing may be allowed. After stuffing the product shall be held in a drying room

not less than 35 days at a temperature not lower than 45 degrees F.

Regulation 19      Reports

Reports of the work of inspection carried on in every official establishment shall be forwarded to the department by the inspector in charge, on such blank forms and in such manner as may be specified by the Director of Health.

1. City employees shall make daily reports to the Health Department of the amounts of articles handled or prepared in the subdivisions of the establishments to which they are assigned, and of such other things as the Director of Health may require.

2. Each Official establishment shall furnish to the inspector accurate information as to all matters needed by him for making his reports pursuant to paragraph 1 of this regulation.

Regulation 20.      Appeals

When the action of an inspector in condemning any meat or product is question, appeal may be made to the inspector in charge, and from his decision appeal may be made to the Director of Health whose decision shall be final.

Regulation 21.      Food and Drugs Law.

Inspected and passed meat and products, like uninspected meat and products, shall comply with the provisions of the Texas Food and Drugs Law in every respect.

SECTION II. Penalty. Any person, firm, or corporation, officer, agent, or employee thereof violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not more then Two Hundred Dollars (\$200.00).

SECTION 12. Ordinances Repealed. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 13. Emergency. The fact that there is now no adequate ordinances providing for the inspection of meat and meat food products offered for sale within the corporate limits of the City of San Antonio that sufficiently protects the health of the citizens of the City of San Antonio creates and urgency and an emergency for the immediate preservation of the public health and safety requiring that this ordinance shall take effect immediately from and after its passage and approval as in the Charter in such cases made and provided.

SECTION 14. Passed and approved this the 18th day of July, A.D. 1939.

Maury Maverick,  
Mayor

ATTEST:

J.J. Patterson,  
City Clerk

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AFFIDAVIT OF PUBLISHER

STATE OF TEXAS |  
COUNTY OF BEXAR |

Before me the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is secretary of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: July 21, 22, 24, 25, 26, 27, 28, 29, 31 & Aug. 1, 1939.

Thornton Hall

Sworn to and subscribed before me on this August 3, 1939.

Walter Kuraner  
Notary Public in and for  
Bexar County, Texas.

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A RESOLUTION (256)

*OI-288*

EXEMPTING CERTAIN PROPERTY OF THE CONGREGATION OF BENEDICTINE SISTERS FROM TAXATION.

BE IT RESOLVED by the Commissioner of the City of San Antonio:

That the following described property be exempt from taxes:

Lot 3 and 4, Block 6, C.B. 747 in the City of San Antonio, Texas.

Said property being owned by the Congregation of Benedictine Sisters, a religious corporation; said property being exclusively used in conducting and maintaining the St. Vincent de Paul Home For the Aged.

The Tax Assessor is hereby ordered to place said property on the Exempt Property Rolls of the City of San Antonio.

This resolution shall be retroactive to June 1, 1938, as said property has been entitled to exemption since said date.

This resolution adopted after proper presentation of petition by said religious corporation

Passed and Adopted this 18th day of July, 1939.

MAURY MAVERICK  
Mayor

ATTEST:

J. J. Patterson  
City Clerk

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AN ORDINANCE (258)

*OI-289*

ACCEPTING THE PROPOSAL OF R. E. MEGEE & CO FOR STORAGE OF GASOLINE AND DELIVERY OF SAME, AND MAKING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND R. E. MEGEE & CO. CONCERNING SAID STORAGE AND DELIVERY.

BE IT ORDAINED BY the Commissioners of the City of San Antonio:-

That this ordinance accepts the proposal of E. R. Megee & Co. for the storage of gasoline for the City of San Antonio, and delivery of same, and creates and manifests a contract by and between the City of San Antonio, a municipality of the State of Texas, situated in the County of Bexar, hereinafter called "CITY", acting by and through its Mayor, and R.E.Megee & Co. situated in the City of San Antonio, Bexar County, Texas, hereinafter called "CONTRACTOR"

in words and figures as follows:-

1. Contractor agrees to store gasoline for the City of San Antonio in a tank or tanks situated on the premises of Contractor at 1026 South Medina Street, in the City of San Antonio, Bexar County, Texas, upon delivery of said gasoline to said premises by the City or for the City. The quantity of gasoline to be stored shall at no time exceed 10,000 gallons, and should more than such amount be ordered by the City of San Antonio and be ready for delivery at the premises of Contractor, same shall be held ready for delivery without cost to Contractor until the tank or tanks of Contractor are sufficiently empty to store same.

2. Contractor agrees to deliver gasoline to the order of the City at any point in the City of San Antonio, and at Stinson Field, the Sewage Disposal Plant, the Gravel Pit and Olmos Dam, which places are situated without the corporate limits of the City of San Antonio, at any time the City may desire said delivery, between the hours of 8:00 o'clock A.M. and 5:00 P.M. during each calendar day.

3. In consideration of said agreements and in consideration of the hereinafter set out conditions and stipulations, City agrees to pay Contractor the sum of 1/4 cent for each gallon of gasoline unloaded and stored in Contractor's tanks, and the sum of 1/4 cent for each gallon of gasoline delivered by the order of City. City agrees to make settlement on the 20th day of each month during the term of this contract, and to settle for the last month of the term of this contract within 15 days after its termination

4. Contractor agrees to keep said gasoline in the condition in which it was received by Contractor, free of impurities and other defects, and to deliver said gasoline in the same condition to any point designated by City.

5. City agrees that a temperature and evaporation allowance, in the amount of not more than one per cent of the total amount of gasoline handled by Contractor, shall be allowed Contractor; however, said one per cent loss shall be the maximum allowed from the time said gasoline is delivered to Contractor through the time said gasoline is delivered to City at any point or points designated by City.

6. Contractor agrees that all gasoline ordered by the City shall be delivered to the place designated within five hours from the time each request is made. Contractor shall not, however, be responsible for failure to deliver when caused by conditions beyond Contractor's control, such as a strike or delay on the part of the vendor of the gasoline to the City of San Antonio in transporting same to the City. Delays due to causes within the control of Contractor shall not, however, excuse performance by Contractor.

7. Contractor agrees to comply strictly with all laws applicable to Contractor's business, whether Federal, state or local.

8. Strict performance of the terms of this contract is expressly provided for and substantial performance of its terms in good faith and without wilful failure shall not be deemed sufficient performance on the part of Contractor. Strict performance shall be deemed the essence of the Contract and is expressly contracted for by the parties hereto.

9. This agreement and all of its terms is to be performed at San Antonio, Bexar County, Texas, Place of performance shall, however, include Stinson Field, Sewage Disposal Plant, Olmos Dam and the Gravel Pit, all of which are situated within Bexar County, Texas.

10. In order to secure the faithful performance of each and every condition, stipulation and requirement of this contract on the part of the Contractor, and in order to indemnify and save harmless the City from all damages, either directly or indirectly, arising out of any failure to perform same, the Contractor is required to execute and deliver a performance bond in the amount of \$1,000.00 on the date this contract is executed, to secure the City against the happening of the above contingencies.

11. This contract shall terminate at 12:00 midnight on November 30th, 1939, or it may be terminated, prior to expiration date, by either party on seven days' written notice.

12. The foregoing instrument in writing constitutes the entire consideration for this agreement and ordinance, there being no other written nor any parole agreement with any officer or employee of the City, it being understood that the Charter of the City requires all contracts of the City to be in writing and adopted by ordinance.

13. This contract shall be accepted and binding upon Contractor by virtue of the signature subscribed to this instrument.

PASSED AND APPROVED THIS 19th day of July A.D. 1939.

ATTEST:

Maury Maverick  
Mayor

J. J. Patterson  
City Clerk

14. The foregoing instrument, constituting a contract with R. E. Megee & Co. is accepted in all things by the undersigned, duly authorized to do so, this 18 day of July A.D. 1939.

R. E. MEGEE & CO.

BY R. E. Meyer  
President

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AN ORDINANCE (260) *OL-290*

ACCEPTING THE PROPOSAL OF MAGNOLIA PETROLEUM COMPANY FOR SALE AND DELIVERY OF GASOLINE, AND MAKING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND MAGNOLIA PETROLEUM COMPANY CONCERNING SAID PURCHASE AND SALE OF GASOLINE.  
...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

That this ordinance accepts the proposal of Magnolia Petroleum Company, dated July 12th, 1939, for the sale and delivery of gasoline to the City of San Antonio, and creates and manifests a contract by and between the City of San Antonio, a municipality of the State of Texas, situated in the County of Bexar, hereinafter called "CITY", acting by and through its Mayor, and Magnolia Petroleum Company, a corporation, hereinafter called "CONTRACTOR", in words and figures as follows:-

1. Contractor agrees to sell and City agrees to purchase from Contractor, gasoline in tank car quantities of 8,000 or 10,000 gallons each, to be delivered to the storage tanks in the City of San Antonio designated by the City and there delivered into said storage tank or tanks.

2. The gasoline sold shall be MOBILGAS of the following specifications:-

Gravity	58-60
Color	Orange
Odor	Sweet
Doctor	O.K.
Corrosion	O.K.
Reid vapor pressure at 100°	8½ lbs maximum
Gum copper test	20 mgs maximum
Octane	73
LC Method sulphur	.1% maximum
Initial boiling point	110
10%	145-158
50%	259 Max.
90%	359 Max.
End Point	405 Maximum
Recovery	98% Minimum

Said gasoline shall be kept free of impurities.

3. In consideration of the above agreement and the hereinafter set out conditions and stipulations, City agrees to pay Contractor the sum of 6.35 cents per gallon of gasoline delivered, plus any tax applicable. Should the tank car price advance during the period of this contract, Contractor agrees that City shall still pay the above set price; however, should the tank car price decline during the period of this contract, then the tank car price shall apply, and the City agrees to pay only the tank car price in that event.

Contractor agrees that in computing the net charge to the City of San Antonio, the regular temperature adjustment shall be made.

City agrees to make settlement on the 20th day of each month during the term of this contract, and to settle for the last month of the term of this contract within 15 days after its termination. Contractor agrees that City shall have a discount of one per cent (1%) off of the net amount due provided the payment for each tank car sold and delivered to the City of San Antonio is made within 10 days from the date of delivery.

4. Contractor agrees that all gasoline ordered by the City shall be delivered to the place designated for storage within 5 days from the date of order. Contractor shall not, however, be responsible for failure to deliver when such failure is caused by conditions beyond Contractor's control, such as a strike. Delays due to causes within the control of Contractor shall not, however, excuse performance by the Contractor.

5. Contractor agrees to comply strictly with all laws applicable to Contractor's business, whether Federal, state or local.

6. Strict performance of the terms of this contract is expressly provided for and substantial performance of its terms in good faith and without wilful failure shall not be deemed sufficient performance on the part of Contractor. Strict performance shall be deemed the essence of the contract and is expressly contracted for by the parties hereto.

7. This agreement and all of its terms is to be performed at San Antonio, Bexar County, Texas.

8. In order to secure the faithful performance of each and every condition, stipulation and requirement of this contract of the part of the Contractor, and in order to indemnify and save harmless the City from all damages, either directly or indirectly, arising out of any failure to perform same, the Contractor is required to execute and deliver a performance bond in the amount of \$1,000.00 on the date this contract is executed, to secure the City against the happening of the above contingencies.

9. This contract shall terminate at 12:00 midnight on November 30, 1939, or it may be terminated, prior to expiration date, by CITY only on seven days' written notice.

10. The foregoing instrument in writing constitutes the entire consideration for this agreement and ordinance, there being no other written nor any parole agreement with any officer or employee of the City, it being understood that the Charter of the City requires all contracts of the City to be in writing and adopted by ordinance.

11. This contract shall be accepted and binding upon Contractor by virtue of the signature subscribed to this instrument.

12. The acceptance of this proposal of the Magnolia Petroleum Company is also a rejection of all other bids submitted concerning this same purchase.

13. PASSED AND APPROVED this 20th day of July, A.D. 1939.

Maury M. Laverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

14. The foregoing instrument, constituting a contract with Magnolia Petroleum Co.,

is accepted in all things by the undersigned, duly authorized to do so, this 19th day of July, A.D. 1939.

MAGNOLIA PETROLEUM CO.

By C. B. Kilpatrick Manager.

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AN ORDINANCE (265) *OI-291*

APPOINTING RAY ASHWORTH CHIEF OF THE POLICE DEPARTMENT OF THE CITY OF SAN ANTONIO.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That Ray Ashworth be and he is hereby appointed to the position of Chief of the Police Department of the City of San Antonio, at a salary of \$5,000.00 per year.
2. That Walter Harvey, heretofore Acting Chief of the Police Department of the City of San Antonio, be and he is hereby removed from said position, and shall be placed in the Police Department of the City of San Antonio in the position specified by the Commissioner of Fire and Police.
3. PASSED AND APPROVED this 20th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

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AN ORDINANCE (266) *OI-292*

MAKING A LEASE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND R. E. DeWOODY, LEASING THE MARKET STREET PARKING LOT.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

That this ordinance creates and manifests a lease contract by and between the City of San Antonio, a municipality of the State of Texas, situated in the County of Bexar, hereinafter called City, acting by and through its Mayor, and R. E. DeWoody, a resident of San Antonio, Texas, hereinafter called Lessee, as follows:

1. That the City grants and the Lessee accepts a lease on that certain tract of land situated at the corner of Market Street and St. Joseph Street, as follows:-

"The South Irregular 47.6 feet of North Irregular 72.6 feet, East 196.2 feet of Lot A-5 City Block 872, fronting on Market Street 203.23 feet out of City Block 872 as it existed in deed from Alfred G., Edwin F. and Gilbert N. Dietzel to the City of San Antonio."

II. For the term of one (1) year, beginning July 15, 1939, and ending at midnight, July 14, 1940, for a total rental of Six Hundred Dollars (\$600.00); said rental shall be paid monthly in advance installments of Fifty and no/100 Dollars (\$50.00) each, the first installment shall be paid on date aforesaid and a like installment of Fifty and no/100 Dollars (\$50.00) shall be paid on the 15th day of each and every month thereafter during the term of this lease.

III. The Lessee is leasing said premises for the purpose of conducting an automobile parking lot business thereon, and agrees that he will conduct no other type or line of business on said premises, or allow same to be conducted without first obtaining the written permission of the City, which permission may be revoked at any time. The Lessee acknowledges that he has examined the property leased and that it is suitable for the purpose for which it is leased and that he takes it as it is, regardless of any defects which may exist, whether the same are apparent or otherwise.

IV. Lessee agrees that he will not sublet said premises or any part thereof without the written permission of the City, which permission may be revoked at any time.

V. Lessee agrees that all statutes of the State of Texas and ordinances of the City of San Antonio which apply to him in the conduct of said business or any business conducted on said premises, will be obeyed and observed by him, his agents, servants and employees, and also by any subtenant of his, in event that written permission for a subtenancy is granted as hereinabove set out. Lessee further agrees that he will not make, or suffer, any unlawful, improper or offensive use of the premises to be made; nor any use which shall be injurious to any person or property.

VI. Lessee shall not erect any building on said premises except under written permission first obtained from the City, provided that the Lessee will peaceably yield up to the City or those handling its estate therein, said premises and all erections and additions made upon the same, in good repair in all respects, reasonable wear and tear excepted. Any such buildings or structures erected shall be and become the property of the City without cost or payment on expiration or termination of this lease or any renewal or extension thereof.

VII. Lessee agrees to keep the said premises in good repair and condition at all times during said term. Lessee further agrees that he will hold harmless, reimburse and indemnify the City from and against all loss, liabilities, claims, suits, debts and demands of any kind or nature whatsoever, exclusive of but not restricted to personal injury claims and property damage claims, contractual debts that may be incurred, by or in any way growing out of the use, misuse or abuse of the premises herein demised. This agreement shall be binding on the Lessee, his heirs and personal representatives, his agents, servants and employees, and also on his subtenant or subtenants, their agents, servants and employees, heirs, and personal representatives, in event of a subtenancy as hereinabove set out.

VIII. That all property of any kind that may be on the premises during the term of this lease, or any exception or renewal thereof, shall be at the risk of the Lessee, and the City shall not be liable to the Lessee or any other person for any injury, loss or damage to any property of any person from any cause on said premises; this provision to be in addition to the provisions of the preceding paragraph and other parts of this lease, and shall not modify said other parts or provisions in any way or manner.

IX. That no assent, expressed or implied by the City of any breach of Lessee's covenants, promises and/or conditions shall be deemed to be a waiver thereof unless such assent is first given in writing by the City and signed by a duly authorized officer. Any written assent or consent to such a breach by Lessee shall not be deemed to be a waiver of any succeeding breach of the same or any other covenant, promise and/or condition of this lease contract.

X. Lessee agrees that in the event of a sale of said premises by the City to any person, firm or corporation, or in event the City desires to use said premises for public purposes, the City may cancel this agreement by giving 30 days' advance notice in writing to the Lessee.

XI. Provided always that these presents are upon this condition, that if Lessee, or his representatives, shall neglect or fail to pay the said rental or any installment thereof on the due date as provided for herein, the City may at its option cancel this agreement and terminate this lease; further provided that if the Lessee, or his representatives, shall neglect or fail to perform and observe any covenant, promise, condition or obligation therein, which on the Lessee's part is to be performed and/or observed, or if his leasehold estate shall be taken on execution, or if Lessee shall be declared a bankrupt, or insolvent, according to law, or shall make an assignment for the benefit of his creditors; then in such case the City, or those handling its estate in the premises may lawfully, immediately, or any time thereafter, without

notice or demand enter into and upon the demised premises, or any part thereof, in the name of the whole and repossess the same as of its former estate, and expess the Lessee and those claiming under him and remove their effects, forcibly, if necessary, without being deemed to be guilty in any manner of trespass and thereupon this demise shall absolutely terminate, but without prejudice to any remedies which might otherwise be used by the City for any breach of the Lessee's covenants, promises and or conditions herein contained, and without to answer to the Lessee, or those holding under him for damages of any nature resulting therefrom. All rights of the City repossession given under this paragraph shall also apply to the first provision of this paragraph, to wit, the option of the City to terminate this lease and repossess said premises in event of Lessee's failure to pay the rental or any installment thereof.

XII. The foregoing instrument in writing constitutes the entire agreement, any other written or parole agreement with the City being expressly waived by the Lessee, it being understood that the charter of the City requires that all contracts with the City to be in writing and voted by ordinance.

This contract shall be accepted and binding upon the parties hereto by virtue of the signatures subscribed to this instrument.

PASSED AND APPROVED this 20th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

XIII. The foregoing ordinance, constituting a lease contract, between the City of San Antonio and R. E. DeWoody, is accepted in all things by the undersigned, this 21st day of July, 1939.

R. E. DeWoody

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NO. 199.

AN ORDINANCE (290)

ACCEPTING PROPOSAL OF NATIONAL BANK OF COMIERCE, AND DESIGNATING IT AS GENERAL DEPOSITORY AND SPECIAL DEPOSITORY OF THE CITY AND AS FISCAL AGENT FOR THE CITY; AND CREATING THE CONTRACT WITH SAID BANK TO FINANCE THE CITY FOR THE FISCAL YEAR 1939.

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BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:-

1. That the proposal of National Bank of Commerce of San Antonio, dated the 20th of July, 1939, to act as depository of the City of San Antonio, all of which is more fully set out in said instrument attached hereto marked "A", and made a pert hereof for all intents and purposes as fully as if it were copied herein, be and the same is hereby accepted.

2. That said bank be and is hereby designated as general depository, and as special depository, of said City, and, upon deposit of securities approved by the City to secure the City funds, duly authorized and eligible to receive the general deposits and the special deposits of the City of Pan Antonio for the fiscal year beginning June 1st, 1939 and ending

OI-293

May 31st, 1940.

3. That the said bank be and is hereby designated as a fiscal agent for said City.

4. That the offer of said bank, subject to the conditions therein stated, to lend to the City of San Antonio for its use, in anticipation of the receipts of taxes levied for the current fiscal year and the current revenue for said fiscal year, the amounts, and upon the terms stated in said offer, be and the same is hereby accepted.

5. That the said bank be and it is hereby declared to be authorized and eligible to lend money for the use of the City of San Antonio in anticipation of the receipts of taxes levied for the fiscal year beginning June 1st, 1939 and ending May 31st, 1940 and the current revenue for said fiscal year, as authorized and provided by the Charter of said City; and all uncollected taxes and current revenues of the City of San Antonio for the fiscal year 1939, and all uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, are hereby irrevocably pledged to secure such loans.

6. This ordinance and the attachments thereto creates and manifests the contract between the City of San Antonio and National Bank of Commerce of San Antonio, to act as depository and fiscal agent of the City of San Antonio for the current fiscal year.

7. The City Treasurer and the City Auditor are hereby directed and are hereby empowered to draw city warrants or city checks on the Frost National Bank of San Antonio and on the Alamo National Bank of San Antonio for all of the money of the City of San Antonio on deposit in said banks, payable to National Bank of Commerce of San Antonio as City Depository and City Fiscal Agent, under the conditions specified in the depository contract.

8. PASSED AND APPROVED this 20th day of July, A. D. 1939.

Maury Maverick  
Mayor.

ATTEST: J. J. Patterson  
City Clerk.

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EXHIBIT "A"

San Antonio, Texas,  
July 20, 1939.

TO THE HONORABLE MAYOR AND COMMISSIONERS  
OF THE CITY OF SAN ANTONIO

Gentlemen:

Pursuant to notice inviting proposals from banks for acting as depository for the current fiscal period ending May 31, 1940, the undersigned, the National Bank of Commerce of San Antonio, submits to you the following proposal:

1. We propose to act as depository for all funds of the City of San Antonio, to be designated both as General Depository and Special Depository, eligible to receive all general and special deposits of the City of San Antonio, and to be designated as fiscal agents for said City.

2. No interest is to be paid on funds deposited subject to check without notice.

3. On funds on which a notice period of not less than 30 days will be required prior to any withdrawals, we offer to pay interest at the rate of fifty-one one-hundredths of one per cent (51/100%) per annum, payable monthly as it accrues.

4. On funds on which a notice period of not less than 90 days will be

required prior to any withdrawals, we offer to pay interest at the rate of seventy-six one-hundredths of one per cent (76/100%) per annum, payable monthly as it accrues.

5. We propose to secure said city funds deposited with us by pledge of eligible and valid securities, including at our option United States Governments or United States Government guaranteed securities; municipal bonds and/or legally issued Notes of the City of San Antonio.

6. This proposal is submitted subject to acceptance by the City and to the enactment of necessary valid ordinance and/or ordinances covering such acceptance, drawn in form satisfactory to this bank and its attorney.

Respectfully submitted,

NATIONAL BANK OF COMMERCE OF SAN ANTONIO

By J. K. Beretta  
President

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AN ORDINANCE (291)

*OI-294*

AUTHORIZING THE MAYOR TO EXECUTE LEASE WITH SAN ANTONIO PUBLIC SERVICE COMPANY.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the Mayor be and he is hereby authorized to execute the attached lease with San Antonio Public Service, covering property bounded on the north by Villita Street, on the west by South Presa Street, on the south by Nacional Street and on the east by Womble Alley, in the City of San Antonio, Bexar County, Texas, on the terms and conditions therein expressed.

2. PASSED AND APPROVED this 20th day of July, A.D. 1939.

Maury Maverick  
Mayor

ATTEST: J. J. Patterson  
City Clerk

- - -

EXHIBIT A

THIS AGREEMENT made and entered into by and between San Antonio Public Service Company, hereinafter called Lessor, and the City of San Antonio, Texas, hereinafter called Lessee,

W I T N E S S E T H :

I.

Lessor does hereby lease and let unto Lessee for the consideration and on the terms and conditions hereinafter stated the property now standing of record in the name of Lessor in the area bounded on the north by Villita Street, on the west by South Presa Street, on the south by Nacional Street, and on the east by Womble Alley, all in the City of San Antonio, Bexar County, Texas.

II.

Lessee does hereby agree to lease and take said premises for the consideration and on the terms and conditions hereinafter stated.

## III.

It is agreed by and between Lessor and Lessee that this lease shall continue during the period commencing with July 20, 1939, and ending on October 20, 1939, for which a rental shall be paid by Lessee to Lessor of \$1.00, and during said lease period Lessee shall be entitled to clear said property of the present occupants and tenants, subject to the existing rights of said occupants and tenants to continue the occupancy of the same, and may erect a fence around the same and tear down or repair the buildings and structures thereon, as the Lessee may determine.

## IV.

It is further agreed between Lessor and Lessee that during the period of this lease Lessee shall have the option and right to acquire said property by exchange of other real property acceptable to the San Antonio Public Service Company, the acceptable property so to be exchanged to be of an assessed value for City tax purposes approximately equal to the assessed value of said leased property. Should the property to be exchanged for said leased property not have an assessed valuation the same shall be taken to be of a value on a square foot basis equal to the computed square foot assessed value of the nearest adjacent assessed property. All assessed value shall be as of the City's assessed value for tax purposes for the year 1938.

## V.

It is understood and agreed between Lessor and Lessee that the leased premises are subject to the present mortgages of San Antonio Public Service Company, and this lease and the option with respect to exchange is subject to the Lessor being able to secure acceptable releases from such mortgages.

## VI.

It is agreed by and between Lessor and Lessee that this lease and the option contained herein may be extended for additional periods by a letter or simple agreement in writing attached hereto and signed and accepted by both parties.

WITNESS the execution hereof on this the 20 day of July, 1939.

SAN ANTONIO PUBLIC SERVICE COMPANY,

By Chester N. Chubb  
President

Attest:

E. C. Jolly  
Secretary

CITY OF SAN ANTONIO, TEXAS

By Maury Maverick  
Mayor

Attest:

J. J. Patterson  
City Clerk

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AN ORDINANCE (292)

01-295

APPROVING CLAIMS OF CERTAIN FIREMEN AND POLICEMEN FOR BACK PAY AND DIRECT-  
ING ISSUANCE OF WARRANTS THEREFOR.

...

Whereas, upon investigation, it appears that the city of San Antonio is justly indebted to certain persons, among others, who served as firemen and policemen of said City between April 19, 1937, and May 31, 1939, said indebtedness representing the difference between the wages paid to said firemen and policemen and the wages they were entitled to receive under and by virtue of Senate Bill No. 89 of the Forty-fifth Legislature, Regular Session; and

Whereas, it appears that said firemen and policemen have assigned two per cent (2%) of said sums owing to them, respectively, to the Police, Firemen's and Fire Alarm Operators' Pension Fund of the City of San Antonio, and have assigned three-fourths of one per cent of the sums owing to them, respectively, to their respective attorneys, namely: Schlesinger, Schlesinger & Goodstein, Harry A. Nass, Theo Simmang & Augustus McCloskey, to be paid to said attorneys by a joint warrant, the net amounts to be paid to said firemen and policemen or to their respective legal representatives or assigns, after deducting the foregoing assignments, being ninety-seven and one-fourth per cent (97 $\frac{1}{4}$ %) of the difference between the wages paid to them for their services between April 19, 1937, and May 31, 1939, and the wages required to be paid to them by Senate Bill No. 89, Forth-fifth Legislature, Regular Session; and

Whereas it appears that the claims by or in behalf of said firemen and policemen have been audited, and that the total amount so owing to the firemen and policemen whose names of whose heirs and legal representatives appear below is the total sum of thirty-two thousand, four hundred ninety-six & 51/100 dollars (\$32,496.51), and the Commissioners, being fully advised in the premises, do hereby find and declare that said sum of \$32,496.51 is a legal debt of said City of San Antonio and that same is the difference between the wages paid to the firemen and policemen whose names or the names of whose heirs and legal representatives appear below, for their wages between April 19, 1937, and May 31, 1939, and the wages required to be paid to them by Senate Bill No. 89, 45th Legislature, regular session; and that, out of said amount, the sum of six hundred nineteen & 37/100 dollars (\$619.37) is to be paid by the City of San Antonio directly to the Police, Firemen's and Fire Alarm Operators' Pension Fund, as aforesaid, and that, out of said amount, the sum of two hundred thirty-two & 28/100 dollars (\$232.28) is to be paid by the City of San Antonio jointly to said attorneys, and that the remainder of said total amount, namely, the sum of thirty-one thousand, six hundred forty-four & 86/100 dollars (\$31,644.86) is to be paid to said firemen and policemen, or to the heirs and legal representatives of said firemen and policemen, as their names and respective amounts are listed below:

<u>WARRANT NUMBER</u>	<u>NAME</u>	<u>AMOUNT</u>
432	Mrs. Edna F. Allen, Widow of R. L. Allen, Decd; Mrs Marie McCoy, Guardian of the person & Estate of Robt C Allen a minor	137.96
433	W. W. Angelus	75.00
434	F. H. Arrowood	322.11
435	E. C. Barnes	75.00
436	Mrs Emma Beasley, Widow of T. Beasley, Deceased	75.00
437	W J Berry	586.18
438	E. E. Bumbrey	213.13
439	Ray L Byler	135.70
440	W. A. Cain	125.00
441	John J. Calderon	75.00
442	A. B. Caruth	75.00
443	Mrs. Mary Coffey, Executrix of the Estate of J R Coffey, Dec'd	135.64
444	C. E. Convers	390.00
445	J. A. Crow	513.37
446	David Cruz	753.19
447	h. g. Davis	1,287.34
448	J. W. Davis	75.00
449	E. C. Dennis	312.32
450	C. L. Dobbs	222.26
451	A. F. Dresch	250.00
452	J. W. Eardley	105.90

453	J. F. Fennell	527.64
454	R. R. Frank	75.00
455	Vic Gallagher	576.76
456	R. A. Gates	75.00
457	J. F. Guerra	75.00
458	Robert E. Guerra	100.00
459	B. F. Halleron	125.00
460	W. S. Harrison	262.61
461	Mrs. Olga Henson, Executrix Estate of R. L. Henson, Dec'd	75.00
462	A. W. Herbst	125.00
463	C. J. Hocker	957.84
464	D. Huskey	75.00
465	B. F. Jackson	682.28
466	J. E. Justiss	1,330.82
467	Owen W. Kilday	1,403.34
468	Pat Latham	1,233.72
469	Otto Leichmann	125.00
470	H. R. Long	75.00
471	R. R. Lowe	125.00
472	A. J. Marsch	225.44
473	George T. Martin	130.18
474	E. E. Morin	1,026.68
475	A. B. Neal	906.26
476	M. A. Nemky	1,336.71
477	O. J. Nuener	75.00
478	F. N. Olino	75.00
479	J. W. Patterson	75.00
480	Chas Petri	337.71
481	W. W. Pinn	302.01
482	W. M. Porter	75.00
483	Mariana G. Riojos, Executrix Estate of P. J. Riojos	
484	R. A. Robinson	1,349.23
485	J. G. Ruhnke	125.00
486	Frances Russi, Executrix of Estate of A. H. Russi, Dec'd	75.00
487	T. M. Salinas	450.94
488	J. G. Sarran	1,243.75
489	Paul Saylor	186.48
490	Oscar P. Schuetz	75.00
491	J. D. Scott	492.55
492	Mrs. Gladys Sinclair, surviving widow of A. Sinclair, Dec'd, and Guardian of person of Hazel & Arthur Sinclair, minors	75.00
493	R. B. Smith	75.00
494	Lean Solcher & Harriett Arron, daughters of Mrs. A. Solcher, Dec'd	75.00
495	John T. Stark	75.00
496	W. F. Stewart	592.26
497	C. A. Turk	75.00
498	Rosa Valdez, Widow of A. Valdez, Dec'd	75.00
499	Mrs. Ernestine Valentine, Surviving widow of J. V. Valentine, Dec'd, Mrs. Ernestine Valentine, Guardian of person & Estate of John Valentine, Jr., a minor	356.78
500	Arthur Vogt	75.00
501	A. E. Voight	75.00
502	Mrs. A. W. Wagner, Individually & as Executrix of the Estate of A. W. Wagner, Deceased	803.80
503	J. L. Warrach	75.00
504	John W. Weimer	449.74
505	Lewis Yates	75.00
506	Mrs. Alice Zimmermann, Individually & as Executrix of the Estate of A. Zimmermann, Dec'd	75.00
		<u>\$25,630.63</u>
507	S. F. Applewhite	\$ 75.00
508	Chas Berger	428.59
509	W. H. Butler	490.44
510	E. G. Conroy	75.00
511	E. L. Creech	120.24
512	Chas Cullen	75.00
513	A. E. Duran	394.66
514	Mrs. M. Henderson	75.00
515	Q. H. Henderson	937.98
516	W. H. Huston	124.58
517	E. W. Kanning	797.49
518	Fred Luderus	75.00
519	L. H. Meadows	75.00
520	Mrs. A. L. Naylor	75.00
521	A. R. Pena	978.67
522	Mrs. Kate T. Rice	75.00
523	G. W. Roberts	75.00
524	F. F. Schmitz	328.82
525	G. W. Simpson	587.76
526	P. V. Valdez	75.00
527	E. W. Winters	75.00
		<u>\$ 6,014.23</u>

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, that the above findings of fact be and they are hereby confirmed; and

BE IT FURTHER ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO that the appropriate officers and agents of the City of San Antonio execute and deliver, as evidences of the above listed several items of indebtedness, deficiency warrants of the City of San Antonio, payable to the payees and in the amounts shown in the above list, upon the surrender by them, respectively, for cancellation, any warrant or warrants heretofore issued to them under the ordinance passed by the City of San Antonio April 27, 1939; and a like warrant to said pension fund in the amount of \$619.37, and a like warrant to said attorneys in the amount of \$232.28, which said items in favor of said pension fund and said attorneys may be added to the amounts of warrants heretofore authorized in their favor, respectively.

PASSED AND APPROVED this 25 day of July, 1939.

C. Ray Davis  
Mayor Pro Tempore

ATTEST: J. J. Patterson  
City Clerk

---  
AN ORDINANCE (293)

01-296

AMENDING "AN ORDINANCE PROVIDING FOR THE INSPECTION OF MEAT AND MEAT FOOD PRODUCTS OFFERED FOR SALE WITHIN THE CITY LIMITS OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AUTHORIZING THE BOARD OF HEALTH OF THE CITY OF SAN ANTONIO TO ADOPT RULES AND REGULATIONS GOVERNING SUCH INSPECTION, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND DECLARING AN EMERGENCY", PASSED AND APPROVED ON THE 18TH DAY OF JULY, A. D. 1939.

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That Sections 4 and 7 of "AN ORDINANCE PROVIDING FOR THE INSPECTION OF MEAT AND MEAT FOOD PRODUCTS OFFERED FOR SALE WITHIN THE CITY LIMITS OF SAN ANTONIO, BEXAR COUNTY, TEXAS, AUTHORIZING THE BOARD OF HEALTH OF THE CITY OF SAN ANTONIO TO ADOPT RULES AND REGULATIONS GOVERNING SUCH INSPECTION, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND DECLARING AN EMERGENCY", passed and approved on the 18th day of July, A. D. 1939, be and the same is hereby amended so that hereafter the same shall read as follows:-

2. "SECTION 4. The following fees shall be charged for inspection and shall be collected by the City of San Antonio upon the basis of a sworn weekly report, to be prepared at the close of business, on Saturday of each week, and the last day of each month, which report will be mailed to the City Health Department, and the remittance for the amount due shall be sent to the City License and Dues Collector:-

Each bull . . . . .	.10¢
Each cow . . . . .	.10¢
Each steer . . . . .	.10¢
Each calf . . . . .	7¢
Each hog or pig . . . . .	3¢
Each mutton . . . . .	3¢
Each lamb . . . . .	3¢
Each kid or goat . . . . .	3¢.

3. "SECTION 7. The following fee shall be charged for inspection and shall be collected by the City of San Antonio, upon the basis of a sworn weekly report to be prepared at the close of business on Saturday of each week, and the last day of each month, which report will be mailed to the City Health Department, and the remittance for the amount shall be sent to the City Dues and License Collector:-

The sum of 2½ cents (2½¢) for each one hundred pounds (100) of processed meat and/or meat food products, ready for distribution, inspected under the supervision of the Health Department.

The Term "Processing" as defined herein, shall have the meaning of its customary trade usage, and shall include the following:- subjecting the meat to a process of comminuting, of drying, of curing, of smoking, of cooking, of seasoning, of flowing, or to any combination of such processes."

4. The fact that there is now no adequate ordinance providing for the inspection of meat and meat food products offered for sale within the corporate limits of the City of San Antonio that sufficiently protects the health of the citizens of the City of San Antonio creates an urgency and an emergency for the immediate preservation of the public health and safety requiring that this ordinance shall take effect immediately from and after its passage and approval as in the Charter in such cases made and provided.

5. PASSED AND APPROVED this 25th day of July, A.D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

AFFIDAVIT OF PUBLISHER FILED WITH THE ORIGINAL ORDINANCE.

AN ORDINANCE (294) *01-297*

GOVERNING THE INSTALLATION OF AIR CONDITIONING, WARM AIR HEATING, AIR COOLING AND VENTILATING SYSTEMS, EMPLOYING DUCTS.

*Amended 6/2/55*  
*OK MB*  
*Page 181*  
BE IT ORDAINED by the Commissioners of the City of San Antonio:-

PART I. Systems employing mechanical means for the movement of air through ducts and having a fan capacity greater than 5,500 cubic feet per minute.

Sec. 1. Application, Plans, Permits.

(a) Air conditioning, warm air heating, air cooling, and ventilating systems, employing mechanical means for the movement of air through ducts, and having a fan capacity greater than 5,500 cubic feet per minute shall be installed in accordance with the provisions of Part I of this ordinance.

(b) Before starting installation or repair of such a system, plans of the proposed installation shall be submitted to and approved by the City Building Inspector, from whom a permit for the installation shall be obtained.

Sec. 2. Construction of Ducts.

(a) Ducts shall be constructed entirely of non-combustible material, such as iron, steel or other approved material.

(b) Ducts may be of independent construction or a part of the building structure, provided that they conform to the requirements of this ordinance. Construction consisting of not less than 3/4 inch cement of gypsum plaster on metal lath applied to either combustible or non-combustible supports may be used as duct walls.

(c) Only approved fire resistive linings shall be used inside of ducts.

(d) Combustible coverings shall not be used on the outside of ducts carrying air at a temperature above 175 F.

(e) Repair work involving the use of torches shall not be undertaken on ducts covered with combustible material until such material has been removed from that portion of the duct.

(f) Return ducts, other than vertical, shall be so constructed that the interior is accessible to facilitate the cleaning of possible accumulations of dust and combustible material in them. Cleanout openings at approximately 20-foot intervals shall be provided where the ducts are of such size that they may not be entered readily to accomplish the cleaning.

Supply ducts, other than vertical, shall conform to the above requirements for return ducts, unless all of the supply air passes through either water spray or filters.

Sec. 3. Installation of Ducts.

(a) Metal ducts shall have a clearance of at least 1/2 inch from combustible construction, including plaster on wood lath, unless protected with at least 1/4 inch of asbestos or other approved insulating material.

(b) Where ducts pass through walls, floors or partitions the space around the duct shall be sealed with rope asbestos, mineral wool or other non-combustible material to prevent the passage of flame and smoke.

(c) Where the installation of ducts in walls, floors, or partitions requires the removal of any fire-stopping, the spaces around the duct at such points where fire-stopping was removed shall be tightly filled with asbestos, mineral wool or other non-combustible insulating material.

(d) Ducts which pass through floors of "fireproof construction", "semi-fireproof construction", or heavy timber construction, in which vertical openings are generally protected shall be incased in 4-inch hollow clay tile, 4-inch gypsum block or their equivalent. Such construction, however, shall not be required for branches which are cut off from the main portion of the duct by approved fire dampers.

Sec. 4. Automatic Fire Doors and Dampers.

(a) When ducts or the outlets from or inlets to them pass through fire walls, they shall be provided with approved automatic fire doors on both sides of the wall through which they pass. On small openings not exceeding 18 inches in diameter, 3/8-inch steel plates may be used in lieu of fire doors.

(b) An approved fire damper shall be provided on each opening through a required fire partition.

(c) Approved fire dampers shall be provided at each outlet, inlet, and branch in each main vertical duct which serves more than one floor.

(d) Openings for intake of outside air shall be protected with approved fire doors or dampers where subject to fire exposure.

Sec. 5. Air Inlet and Outlet Openings.

Air inlet and outlet openings shall be located at least 3 inches above the floor, except that protected floor inlets may be permitted, under seats, in theatres. When located less than 7 feet above the floor, inlet and outlet openings shall be protected by a substantial grille or screen, through the openings in which a half inch sphere will not pass.

Sec. 6. Air Filters.

(a) Air filters shall be of approved type.

(b) Liquid adhesive coatings used on air filters shall have a flash point not lower than 350° F., Cleveland open cup tester.

Sec. 7. Fire Extinguishing Equipment.

In air conditioning systems having a fan capacity exceeding 20,000 cubic feet per minute or serving more than one floor, the City Building Inspector may require the installation of approved automatic extinguishing equipment employing water, gas or other suitable means, to protect against combustion of material that may accumulate in the enclosure of the conditioning equipment, where due to occupancy or other conditions the hazard involved justifies such protection.

Sec. 8. Inclosures for Conditioning Equipment.

Fans and air handling equipment connected thereto such as washers, filters, and heating and cooling units, shall be located in a room cut off from other portions of the

building by construction having a fire resistance rating of not less than one hour, where either of the following conditions prevail:

(a) The main portion of the duct system served by the fan passes through floors of fireproof construction, semi-fireproof construction or heavy timber construction, in which vertical openings are generally protected, or

(b) The system serves more than a single room of a public or institutional building.

#### Sec. 9. Controls.

(a) Each installation shall be equipped with a manual control, located at a conveniently accessible point, for quick shutting down of the fan in case of fire. This location should be submitted to the City Building Inspector for approval.

(b) In systems utilizing re-circulation serving more than one story of a building, of more than one fire section of a single story, fans shall be arranged to shut down automatically when the temperature of the air in the system becomes excessive, as from a fire. For this purpose an approved manually-reset thermostatic device, with a maximum setting of 125° F., shall be located in the system at a suitable point in the return air duct ahead of the fresh air intake.

#### Sec. 10. Air Cooling Equipment.

Mechanical refrigeration equipment used for air cooling shall be so installed that all life, fire and explosion hazards are safeguarded in accordance with recognized good practice for such systems. Compliance with the American Standard Safety Code for Mechanical Refrigeration shall constitute prima facie evidence of such compliance.

PART II. Systems without a fan, and systems with a fan having a capacity of 5,500 cubic feet per minute or less.

#### Sec. 21. Application, Permits.

(a) Air conditioning, warm air heating, air cooling, and ventilating systems employing ducts and having a fan with a capacity of 5,500 cubic feet per minute or less, and gravity warm air heating systems shall be installed in accordance with the provisions of Part II of this ordinance.

(b) Before starting installation or repair of such a system, a permit for the installation shall be obtained from the City Building Inspector.

#### Sec. 22. Warm Air Delivery Ducts of Systems Using a Direct-Fire Furnace.

(a) Such ducts shall be constructed entirely of non-combustible material equivalent in structural strength and durability to No. 28 U. S. gauge galvanized iron or steel, provided that ducts 12 inches or more in diameter, or 14 inches or more in greatest width, shall not be made of material lighter than No. 26 U. S. gauge galvanized iron or steel.

(b) Only approved fire-resistive linings shall be used inside of ducts.

(c) Joints and seams of such ducts shall be securely fastened and made substantially air tight. Slip joints shall have a lap of at least one inch, and be individually fastened.

(d) Such ducts shall be securely supported by metal hangers, straps, lugs or brackets. No nails shall be driven through the duct walls and no unnecessary holes shall be cut therein.

(e) Portions of such ducts which run in the open, such as those which run approximately horizontal and near the ceiling, shall have clearance as follows:

(1) From metal ducts to combustible material, including wood lath and plaster - not less than one inch;

(2) From metal ducts to metal lath and plaster or other non-combustible finish attached to combustible material - not less than 1/4 inch.

(3) For metal ducts covered with 1/2 inch or more of non-combustible insulating material - no clearance required;

(4) From ducts made of asbestos-cement or equivalent to combustible material - one-half that specified for metal ducts.

(f) Where such ducts enter a floor, partition or enclosure of combustible construction, within a horizontal distance of six feet of the furnace, the ducts shall be so arranged that heated air must travel at least six feet from the closest heated surface and change direction equivalent to at least 80 degrees before entering such floor, partition or enclosure. This is not intended to prohibit so-called pipeless furnaces. (See Section 23, paragraph (C)).

(g) Where such ducts enter the floor of the first story above that in which the furnace is situated, they shall, whether of single or double wall construction, be separated from all combustible material in the floor construction by at least 5/16-inch, which space shall be tightly filled with asbestos cement or other non-combustible insulating material.

(h) Where such ducts are enclosed in combustible partitions, walls or concealed ceiling spaces,

(1) They shall be covered with not less than one thickness of asbestos paper weighing not less than 12 pounds per hundred square feet, with an air space of not less than 5/16 of an inch provided between the duct and combustible material, unless a non-combustible insulating covering of cellular type at least 1/4 inch thick is provided (in metal lath and plaster partitions no air space is needed except from wood studs);

(2) Or, such ducts shall be made double with a continuous air space of not less than 5/16 of an inch between the inner and outer walls;

(3) Or, such ducts shall be of 1/4 inch thick asbestos-cement or equivalent, separated from combustible material by an air space of at least 1/8 inch.

(i) Where such ducts are located in closets they shall be covered with not less than 3/8 inch of asbestos or other approved fire-resistive insulating covering properly protected against injury; or they shall be made double with an air space of not less than one inch between the inner and outer walls.

(j) Where such ducts pass through, i.e., pierce a wall or partition of combustible construction, they shall be protected as specified in paragraph (i) above. A metal thimble may be used to provide the double wall if the space between the duct and the thimble is not less than one inch. This space may be filled with non-combustible material or closed with metal collars.

(k) Where the installation of such ducts in walls, floors or partitions requires the removal of any fire-stopping, the spaces around the duct at such points where fire-stopping was removed shall be tightly filled with asbestos, mineral wool or other non-combustible insulating material.

Sec. 23. Warm Air Registers of Systems using a Direct-Fired Furnace.

(a) Where such registers are placed in floors or walls of combustible construction they shall be made with or surrounded by a border of non-combustible material not less than 2 inches wide, securely set in place. Other methods of installation which give equivalent protection will be acceptable.

(b) The register boxes of such registers, except as required by paragraph (c) below, shall be constructed and installed in accordance with the requirements for warm air ducts. (See Section 22)

(c) Where such registers are installed in the floor over the furnace (as in a so-called pipeless furnace) the register box shall be constructed double with an air space of not

less than 4 inches between, except where the warm air passage is surrounded by a cold passage.

Sec. 24. Automatic Control of Higher Temperature Direct-Fired Heaters.

Direct-fired air heaters which are automatically controlled from a house thermostat shall be equipped with an approved automatic device to limit the air temperature in the furnace bonnet or at the beginning of the main supply duct. The automatic device shall be such that it cannot be set higher than 250° F.; a setting higher than 225° F. is not recommended.

Sec. 25. Warm Air Delivery Ducts of Lower Temperature Systems.

This section applies to the following systems:

(1) Systems using low-pressure steam or hot water for air heating.

(2) Systems using automatic direct fired furnaces with approved automatic devices limiting the average temperature of the air at the beginning of the main duct to 200° F. and having a maximum possible setting of 200° F.

(a) Construction and installation of such ducts shall comply with the provisions of Section 22, paragraphs (a), (b), (c), (d), (e), (f) and (i) with fire-stopping in accordance with Section 22 paragraph (k).

(b) Where such ducts enter the floor of the first story above that in which the furnace is situated the space around the duct at such points shall be tightly filled with asbestos cement or other non-combustible insulating material.

Sec. 26. Cold or Return Air Ducts.

Such ducts, except as required by paragraph (b) below may be constructed of metal, wood or other suitable material, provided that no wood thinner than one inch nominal thickness and no material more flammable than one inch wood boards, shall be used.

(b) Portions of such ducts within 6 feet of the heater shall be constructed in accordance with the provisions of Section 22, paragraph (a) for warm air ducts.

(c) Where such ducts are installed in walls, floors or partitions their installation shall comply with the provisions of Section 22, paragraph (k) regarding fire-stopping.

(d) Where spaces between studs in walls or partitions or spaces between joists in floors are used as ducts, the portions of such spaces so used shall be cut off from all remaining unused portions by tight fitting stops of sheet metal or of wood not less than 2 inches thick.

(e) The interior of combustible ducts shall be lined with metal at points where there might be danger from incandescent particles dropped through the register, such as directly under floor registers and at bottom of vertical ducts.

(f) No vertical stack for return air shall be connected to registers on more than one floor.

(g) Return of air from the first floor to the basement through open registers and without continuous duct is prohibited; also the taking of air from any basement section not used for living quarters.

PART III. GENERAL PROVISIONS.

Sec. 31. Rules of Practice and Specifications.

(a) The "Regulations of the National Board of Fire Underwriters for the Installation of Air Conditioning, Warm Air Heating, Air Cooling and Ventilating Systems" (NBFU Pamphlet No. 90) are hereby adopted as rules of good practice which shall be deemed to exemplify compliance with the provisions of this ordinance. The City Building Inspector shall keep copies of said regulations on file in his office for public reference.

*Amended 6/21/5  
ord 2131/5*  
(b) Where the circumstances or conditions of any particular installation are unusual and such as to render the strict application of this ordinance impracticable, the City Building Inspector may permit such modifications as will provide a substantially equivalent degree of

safety.

Sec. 32. Definitions.

The word "approved", as used in this ordinance, means approved by the City Building Inspector.

Sec. 33. Penalties for Violation.

Any person, firm or corporation who shall violate any provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined not to exceed One Hundred Dollars (\$100.00).

Sec. 34. Conflicting Ordinances Repealed.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 35. Date of Effect.

This ordinance shall take effect and be in force from and after its passage and legal publication.

PASSED AND APPROVED this 25 day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Matterson  
City Clerk

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AFFIDAVIT OF PUBLISHER

THE STATE OF TEXAS,  
COUNTY OF BEXAR,  
CITY OF SAN ANTONIO.

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: July 28, 29, 31 and August 1, 2, 3, 4, 5, 7, 8, 1939.

Thornton Hall

Sworn to and subscribed before me this 10th day of August, 1939.

(SEAL) Walter Kenaner  
Notary Public in and  
for Bexar County, Texas.

---  
AN ORDINANCE (295)  
CREATING CONTRACT WITH RAY ASHWORTH.  
...

01-298

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That this ordinance creates and manifests a contract between the City of San Antonio, a municipality created under the laws of the State of Texas, hereinafter called "Employer", acting by its Mayor, duly authorized, and Ray Ashworth, hereinafter called "Employee", wherein it is agreed as follows:-

2. That the Employer hires the Employee as Chief of the Police Department of the City of San Antonio, at a salary of \$5,000.00 per year, payable semi-monthly, said employment to date from July 20, 1939 to May 31, 1940.

3. PASSED AND APPROVED this 25th day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

4. This contract accepted as written.

Ray Ashworth  
Employee

- - -  
AN ORDINANCE (296) *OI-299*

AUTHORIZING THE MAYOR TO EXECUTE CONTRACT OF LEASE ON CITY HALL CIGAR STAND WITH ZOIE NESBIT STROTHER.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the Mayor be and he is hereby authorized to execute lease contract on City Hall Cigar Stand, with Zoie Nesbit Strother, a widow, on the terms and conditions as set out in said lease contract on file in the office of the City Clerk.

2. PASSED AND APPROVED this 25 day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

- - -  
AN ORDINANCE (297) *OI-300*

CREATING THE PLUMBING EXAMINING BOARD OF THE CITY OF SAN ANTONIO.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the Plumbing Examining Board of the City of San Antonio is hereby created.

2. That said Plumbing Examining Board of the City of San Antonio shall consist of five persons.

3. That the following named persons are hereby appointed as members of the Plumbing Examining Board of the City of San Antonio:-

Dr. Van C. Tipton, City Health Officer  
Hans Helland, City Consulting Engineer  
John Kissling, City Plumbing Inspector  
Oran Vick, Master Plumber  
George Wenthe, Journeyman Plumber

4. PASSED AND APPROVED this 25 day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

- - -  
AN ORDINANCE (309) *OI-301*

PERMITTING GUNTER HOTEL CORPORATION TO CONSTRUCT A BRIDGE ABOVE THE ALLEY SEPARATING THE GUNTER HOTEL FROM THE GUNTER HOTEL GARAGE.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That Gunter Hotel Corporation be and it is hereby granted a permit to construct and maintain a bridge not less than 18 feet over and above a certain alley, which alley is located in City Block 407 between North St. Mary's Street and Navarro Street and runs south from Travis Street to about the middle of the block, said bridge to be built approximately 35 feet south of the building line on Travis Street; and that said Gunter Hotel Corporation is hereby

granted a permit to use said bridge as a passage over said alley connecting the Gunter Garage with the open air roof of the Gunter Hotel.

2. The Licensee, its contractors, servants and agents shall conform to the blueprint attached to this ordinance, and work under the direction of the City Engineer; and construct and maintain said bridge in a good and substantial manner; and shall obtain all permits and pay all fees required under the ordinances of the City of San Antonio; and make all arrangements with all public service corporations and persons using said alley, in such manner as to relieve the City of San Antonio from any liability.

3. The grant herein is a permissive easement, and shall never mature, or be construed as a vested right; and if at any time public necessity requires the regulation, or the revocation of this permit and the removal of this bridge, the City of San Antonio, its successors or assigns, shall not be held liable to the licensee, its successors or assigns, for the payment of any sum or sums of money therefor.

4. Licensee agrees that it will at no time make any claim for damages against the City of San Antonio caused by or through the erection or use and maintenance of this bridge; and Licensee agrees to protect and hold the City of San Antonio harmless from all damages arising from the construction, the existence or the use of said bridge, or from the grant herein.

5. The exercise of any right under this permit by the Licensee shall operate as the acceptance of all the terms thereof by all of the parties affected thereby, without further formality.

6. PASSED AND APPROVED this 27 day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

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AN ORDINANCE (328)

01-302

BY THE CITY COMMISSION OF THE CITY OF SAN ANTONIO, TEXAS, AUTHORIZING THE ISSUANCE OF CITY OF SAN ANTONIO FUNDING BONDS, SERIES 1939, IN THE TOTAL AMOUNT OF \$430,260.99, MATURING SERIALLY FROM TWO TO FIFTEEN YEARS AFTER DATE THEREOF, BEARING INTEREST AT THE RATE OF 2-3/8% PER ANNUM, FOR THE PURPOSE OF FUNDING, CANCELING AND IN LIEU OF A LIKE PAR AMOUNT OF LEGALLY ISSUED, VALID AND SUBSISTING INDEBTEDNESS OF SAID CITY; PRESCRIBING THE FORM OF SAID BONDS AND INTEREST COUPONS; PROVIDING FOR THE LEVY, ASSESSMENT AND COLLECTION OF AN ANNUAL TAX ON EACH \$100.00 VALUATION OF ALL TAXABLE PROPERTY SITUATED WITHIN THE LIMITS OF THE CITY OF SAN ANTONIO TO PAY THE INTEREST ON SAID BONDS AND PROVIDE A SINKING FUND FOR THE REDEMPTION OF THE PRINCIPAL THEREOF; ENACTING PROVISIONS INCIDENT AND RELATING TO THE SUBJECT AND PURPOSE OF THIS ORDINANCE; AND DECLARING AN EMERGENCY.

...

Whereas, House Bill No. 228 of the Forty-sixth Legislature of Texas, Regular Session, approved February 21, 1939, grants unto cities of the size of San Antonio the power to fund by ordinance enacted by the governing body the whole or any part of any legal debt of said city, which debt is the difference between the wages paid or to be paid the firemen and policemen, and the wages required to be paid the firemen and policemen by the terms of Senate Bill No. 89, passed and approved the 19th day of April, 1937, by the fourth fifth Legislature of Texas, at the regular session, and which debt accrued or will have accrued before the 31st day of May,

1939, and to issue negotiable bonds with or without coupons, bearing interest at an annual rate as provided by the charter of the city which issues the said obligations; and

Whereas, the City of San Antonio owes to certain persons, or their respective legal representatives or assigns, a legal debt of said city for services performed by some of said persons as firemen, and by the remainder of said persons as policemen of the City of San Antonio, between the dates of April 19, 1937, and May 31, 1939, both inclusive, which debt is the difference between the wages paid to said firemen and policemen and the wages required to be paid to said firemen and policemen by the terms of said Senate Bill No. 89, of the forty-fifth Legislature of Texas, regular session, as aforesaid; and

Whereas the said City of San Antonio has caused an investigation and audit to be made by the appropriate officers and employees of said city for the purpose of determining the names of the firemen and policemen to whom, or to whose legal representatives or assigns, the said indebtedness is owing, and the amount thereof which is owing for each said fireman and policeman, respectively, and has ascertained and found that the respective amounts of said indebtedness so owing and the names of the respective persons to whom the same is owing, are as set forth in the following list:

LIST

OR WARRANTS ISSUED BY THE CITY OF SAN ANTONIO TO FIREMEN AND POLICEMEN OF SAID CITY (OR THEIR HEIRS, LEGAL REPRESENTATIVES OR ASSIGNS) FOR SERVICES RENDERED BETWEEN APRIL 19, 1937, AND MAY 31, 1939, REPRESENTING THE INDEBTEDNESS OF SAID CITY FOR THE DIFFERENCE BETWEEN THE WAGES PAID THE FIREMEN AND POLICEMEN AND THE WAGES REQUIRED TO BE PAID THE FIREMEN AND POLICEMEN BY THE TERMS OF SENATE BILL NO. 89, OF THE 45TH LEGISLATURE, REGULAR SESSION.

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Warrants Nos. 1 to 527, inclusive, represent ninety-seven and one fourth per cent (97 $\frac{1}{4}$ %) of the amount so owing in each case on account of the said services of the payee named (or of the deceased person whose heirs, and/or legal representatives are names) in each said warrant, respectively, the remaining two and three fourths per cent (2-3/4%) having been duly assigned by the respective firemen and policemen (or their heirs and legal representatives in the cases of decedents) as follows: Two per cent (2%) to the City of San Antonio for the account of the Firemen, Policemen and Fire Alarm Operators' Pension Fund of said City; and three fourths of one percent to Schlesinger, Schlesinger & Goodstein, Harry A. Nass, Theo. E. Simmang and Augustus McCloskey.

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All warrants are dated July 26, 1939.

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<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
1.	G R Addie	\$ 958.15
2.	R L Ambrose	1,388.40
3.	F S Anaya	664.45
4.	C H Baird	1,230.06
5.	G T Barrera	1,193.80
6.	E L Barry	946.49
7.	R A Bartlett	1,355.52
8.	H P Baskin	970.67
9.	E A Bates	1,367.69
10.	M B Batts	1,283.78
11.	F H Baumann	1,332.46
12.	C L Bearekmann	255.43
13.	R J Begor	939.42
14.	E W Behrendt	1,362.42
15.	W J Berry Jr	1,074.83
16.	P N Biediger	1,126.01
17.	J A Brown	1,246.42
18.	M S Brown	1,170.48
19.	G H Buenrostro	1,368.57
20.	Z E Bugg	1,217.39

<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
21.	J J Bukowski	\$ 1,376.63
22.	F J Burkett	1,360.43
23.	O C Burns	1,375.55
24.	M L Butler	888.59
25.	A G Campa	1,321.10
26.	A S Carnavale	1,359.06
27.	J. M. Casias	1,171.12
28.	T R Chew	964.95
29.	G D Christiansen	757.55
30.	L R Clavin	1,356.23
31.	J E Coleman	1,194.47
32.	A R Connolly	1,182.20
33.	J O Courtney	1,362.14
34.	E V Cowart	1,345.48
35.	L E Cox	823.69
36.	G M Cruz	1,213.49
37.	B R Curtis	1,323.16
38.	L C Dalton	618.25
39.	E V DeGasperi	333.28
40.	R D DeShe	1,251.19
41.	J O Diaz	930.10
42.	H J Diehl	732.44
43.	J B Dillon	792.28
44.	J J Doran	1,233.98
45.	J E Dowdy	856.40
46.	J J Dresch	1,120.45
47.	E M Duerler	1,219.66
48.	M B Dugosh	1,163.71
49.	E G Dullnig	716.62
50.	O G Dullnig	826.92
51.	H A Dustin	828.38
52.	C M Dwyer	710.08
53.	J E Dwyer	493.70
54.	E B Earnest	116.27
55.	F E Eckhart	963.11
56.	C A Edwards	1,126.78
57.	W D Edwards	1,174.49
58.	A F Elmer	1,160.02
59.	E J Elms	1,360.42
60.	A G Exquivel	1,314.24
61.	E W Estes	1,054.96
62.	C W Felder	1,312.13
63.	L V Fore	643.37
64.	J P Forestier	1,238.03
65.	C E Forslund	1,351.20
66.	B W Franz	1,229.52
67.	O A Freabe	1,373.20
68.	A H Froboese	1,193.93
69.	G W Fulbright	1,340.53
70.	R G Galvan	1,244.71
71.	C G Garcia	1,236.16
72.	F M Garcia	1,368.73
73.	F V Garza	1,331.99
74.	W J Garzell	326.98
75.	A S Gassmann	905.52
76.	E P Gerth	1,361.92
77.	D D Gillespie	1,201.22
78.	F F Gonzales	1,373.21
79.	W W Goodell	1,259.14
80.	M B Goodwin	1,339.39
81.	J H Goranflo	1,275.76
82.	A T Gotthard	879.86
83.	F F Graff	1,079.58
84.	W T Gravell	1,255.75
85.	J A Green	1,018.99
86.	E C Griener	1,249.96
87.	J C Griffin	1,360.43
88.	F E Guerrero	1,362.73
89.	A M Hakelberg	1,089.17
90.	W E Harlos	75.00
91.	C A Hart	845.20
92.	W A Hartmann	1,221.40
93.	W F Heinig	864.60
94.	C H Henson	975.96
95.	A P Herron	1,244.53
96.	F H Heuschke11	893.03
97.	R L Heyen	1,318.61
98.	F C Hildebrandt	1,223.30
99.	J M Hogan	1,054.45
100.	J N Hovey	1,339.60
101.	W F Howard	663.73
102.	A R Huegele	75.00
103.	E C Huegele	1,220.75
104.	J B Hunt	1,309.37
105.	F H Hurd	1,242.35
106.	B S Huron	1,327.39
107.	C G Icke	1,367.68
108.	L F Iltis	75.00
109.	R M Ingram	840.25
110.	J H Irby	1,403.88
111.	J L Jackson	987.13

<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
112.	R L Jackson	\$ 1,209.61
113.	L A Jacoby	460.00
114.	C L Jenkins	1,085.82
115.	G F Jud	936.54
116.	W A Juraschek	1,355.72
117.	FW Juste	846.37
118.	F T Kaczmarek	1,367.68
119.	W A Kalisky	1,308.53
120.	O A Kasperek	1,202.09
121.	A J Kehrer	1,255.42
122.	J G Kiesel	1,375.64
123.	E R Kleid	318.66
124.	E A Krisch	843.95
125.	E Q Krueger	1,028.52
126.	K C Kutscher	309.83
127.	V P Kuyendall	1,356.59
128.	R L Lacey	920.68
129.	WH Lange	1,108.73
130.	F T Leal	845.11
131.	W O Leech	1,418.34
132.	W H Leissner	1,253.83
133.	J F Lewis	1,152.25
134.	A G Lundgren	1,288.49
135.	T H Lynch	823.98
136.	S A Maddos	1,030.15
137.	E W Malone	1,127.99
138.	H D Markell	1,227.62
139.	J A Marks	896.05
140.	H A Marotta	613.56
141.	C W Martin	1,174.10
142.	P D Martin	857.29
143.	P P Martinson	1,085.51
144.	L E Mason	1,333.45
145.	A F Maspero	1,018.99
145.	F J Matcek	1,178.21
147.	John McHugo Jr	75.00
148.	A J McNett	951.25
149.	A O McNeil	1,237.13
150.	A B McRae	295.09
151.	E M Mechler	716.52
152.	B C Medlock	887.70
153.	E A Mendel	1,130.06
154.	R G Meza	1,209.19
155.	F P Monaco	1,373.20
156.	F P Montez	1,228.42
157.	J W Moose	1,231.89
158.	A G Morales	1,350.89
159.	S J Morales	735.90
160.	C J Moreau	1,040.27
161.	A D Muehl	1,210.33
162.	C H Muehl	1,254.77
163.	B T Mulhern	1,388.32
164.	T R Murtishaw	1,333.30
165.	H P Newton	756.67
166.	E O Nitsch	1,095.23
167.	E H Ochoa	1,286.41
168.	N A Odom	1,229.59
169.	L M Palitza	1,338.73
170.	E G Pankratz	1,215.22
171.	C C Pate	1,301.13
172.	A R Patino	1,215.97
173.	T H Patino	851.21
174.	M C Petri	1,322.32
175.	H S Pigott	1,237.43
176.	F F Porter	1,373.20
177.	B L Pullin	1,209.05
178.	B M Puintero	930.55
179.	A L Rathke	573.26
180.	J W Renken	1,075.49
181.	W M Reynolds	1,181.16
182.	H J Rick	1,238.62
183.	W A Ries	1,184.80
184.	O W Reitzer	1,133.13
185.	C J Ringlestein	1,195.49
186.	A S Robalin	1,220.93
187.	L T Rodi	1,339.12
188.	J R Rodriguez	1,242.79
189.	L E Rodriguez	778.76
190.	M L Rogers	1,024.32
191.	F J Ross	1,113.70
192.	W T Russell	1,090.24
193.	M T Sainz	191.94
194.	J E Saldana	1,251.77
195.	R S Salinas	1,165.17
196.	J W Sams	1,365.26
197.	W T Sanders	1,231.90
198.	W H Schuab	817.75
199.	F A Schindler	1,233.76
200.	E R Schladoer	1,349.86

<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
201	O J Schuehle	1,366.44
202	W J Schuetze	75.00
203	F J Schulte	1,026.50
204	B J Schultz	835.08
205	E W Schulz	1,011.08
206	A F Schulze	1,321.35
207	J C Schuwirth	1,305.62
208	R P Scott	940.70
209	V W Scott	1,312.86
210	M H Sepulveda	75.00
211	J F Siedo	1,339.12
212	H O Slaughter	1,323.46
213	A R Small	428.46
214	C R Smith	1,370.79
215	A M Snowden	1,364.76
216	B S Sova	1,164.72
217	C H Spahr	1,272.69
218	G D Spencer	1,222.09
219	J F Staha	1,360.11
220	W M Stapper	1,243.46
221	R E Stout	1,020.70
222	C R Tafolla	1,242.80
223	C P Tatum	988.76
224	G E Thompson	423.43
225	C E Tippett	1,362.34
226	N M Torres	1,325.52
227	M P Trevino	750.58
228	R L Trudeau	1,278.87
229	H W Uecker	982.95
230	M H Uecker	1,355.13
231	J C Vidal	217.42
232	J J Vidal	1,260.15
233	C H Walter	1,144.04
234	B R West	1,093.17
235	E B West	777.24
236	J H Wilkey	1,307.14
237	N H Williams	1,091.80
238	L A Wimer	1,246.22
239	J A Winters	1,166.30
240	A M Woods	1,122.01
241	R T Workman	1,003.86
242	R L Young	1,297.24
243	G B Zepeda	949.34
244	T T Zettner	1,271.92
245	A G Zimmerle	1,349.37
246	H L Zimmerle	676.54
247	N F Ackerman	793.99
248	A Aguirre	899.34
249	H L Allen	202.60
250	Ed Amacker	174.32
251	J R Andrews	1,243.25
252	M S Arnett	793.07
253	S R Bailey	1,198.97
254	M F Baker, Jr	251.83
255	E P Barry	629.50
256	C E Bartholomae	125.00
257	C A Bartram	1,201.44
258	E P Bogasch	239.36
259	B L Brackens	298.65
260	D L Bradshaw	721.28
261	Ed Braun	754.61
262	Emil Braun	1,193.12
263	F A Brice	202.37
264	F W Gruhn	1,233.72
265	W A Cain	105.05
266	E I Campa	580.49
267	G B Cannon	753.77
268	S B Cantu	207.75
269	R Carstenjen	75.00
270	G C Carter	1,011.95
271	Carl Carver	718.91
272	W T Carver	125.00
273	M T Casanova	569.30
274	J T Cavanaugh	702.21
275	J R Chambers, Jr	881.11
276	S M Childs	836.81
277	Wm Christoph	597.80
278	H T Click	769.45
279	W Cockrell	732.15
280	G A Covington	974.12
281	F J Crow	265.61
282	Lonnie Crow	668.71
283	A M Davenport	147.65
284	R DeBona	964.70
285	W C Dickman	717.71
286	G L Dorsett	1,328.97
287	C A Dotson	124.93
288	L G Dunaway	930.06
289	H L Edwards	1,026.92
290	R C Englehardt	856.85

291	F Fest	550.61
292	S W Fitch	422.74
293	Ed Franger	749.03
294	J S Frazer	639.44
295	H L Freeman	75.00
296	M Galan	958.80
297	J R Garcia	1,020.05
298	V Garza	1,550.85
299	A R Gonzales	903.11
300	E J Gonzales	823.34
301	J S Grant	407.99
302	E B Haddox	337.61
303	P R Halleron	818.55
304	P C Hardcastle	262.73
305	A Hartman	125.00
306	W A Harvey	585.98
307	C C Haynie	875.64
308	O P Heikens	214.60
309	A W Herbst	527.77
310	T S Herrera	1,093.83
311	C F Herzing	1,069.15
312	J G Hester	726.43
313	A J Hice	125.00
314	John Higgins	125.00
315	H C Hill	1,006.06
316	Otto Hillock	874.97
317	M M Hirsch	631.87
318	Wm Hobbs	1,133.72
319	J A Holden	802.56
321	Chas Homan	748.57
321	A Hopkins	714.14
322	L W Jackson	229.25
323	L Jaimes	1,323.29
324	Lee Jones	125.00
324	J L Justl	955.14
326	D E Kelley	191.31
327	G C King	643.05
328	H W Kitchen	1,518.88
329	G Klockenkemper	1,098.05
330	Theo Kohleffel	799.52
331	A L Kohr	125.00
332	Emil Kuehn	716.76
333	G L Kuykendall	1,192.84
334	A G Lankford	205.83
335	J A Lara	233.99
336	C W Lee	125.00
337	Otto Leichmann	618.04
338	C W Lenhardt	890.61
339	J F Leonard	250.47
340	F P Littlepage	125.00
341	M Livo	1,154.35
342	B Long	794.83
343	L Lopez	1,099.56
344	R R Lowe	208.09
345	J M Lowther	164.51
346	Mrs. Mamie Lyons	316.67
347	Elton Maddox	111.07
348	S D Maddox	75.00
349	W J Maltberger	508.32
350	H W Mansfield	1,012.80
351	A P Martin	970.09
352	G E Matheny	78.29
353	C G McCullouch	75.00
354	J M McMillan	1,009.21
355	P W McQuellan	674.55
356	C L Meadows	997.78
357	C C Mills	1,140.37
358	A H Moore	1,148.21
359	F G Moore	1,509.39
360	Tom Moore	208.08
361	F A Mosel	75.00
362	J P Needham, Jr	542.62
363	J O Newman	1,201.16
364	Chas Ogden	1,120.64
365	C J O'Neil	196.67
366	P E O'Reilly	1,406.38
367	F D Palmer	729.43
368	A J Perez	812.88
369	W P Portis	1,203.54
370	T T Poston	227.36
371	H J Proudfoot	125.00
372	E I Pytel	125.00
373	C Ramchissel	257.62
374	C E Ranney	1,185.86
375	H C Rhodes	125.00
376	F W Rieden	727.95
377	Wade Robbins	886.24
378	D F Roberts	1,089.68
379	T A Robertson	401.89
380	W J Robins	75.00*
381	G E Robinson	129.58
382	F B Rodriguez	1,570.11

<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
383	J G Ruhnke	\$ 105.64
384	John Saladino	887.54
385	A Salinas	859.33
386	A D Saucedo	901.08
387	Paul Saylor	75.00
388	Emil Scheffler	75.00
389	W Schleyer	1,069.83
390	J A Shannon	884.17
391	R C Sheffield	884.83
392	W H Shipp	758.25
393	C H Shook	1,244.66
394	L Simpson	1,109.46
395	O M Sowell	525.51
396	W R Spence	728.15
397	C J Steed	167.80
398	Chas L Stevens	75.00
399	J A Strickland	1,202.73
400	C C Sturm	1,129.05
401	T S Suche	820.49
402	J S Surber	75.00
403	W T Swift	237.49
404	R F Tate	125.00
405	W W Thompson	1,559.82
406	C W Thurman	75.00
407	P N Torres	409.15
408	A E Toscano	1,228.51
409	G Valdez	1,543.82
410	M Valdez	1,107.86
411	W W Vaughan	676.68
412	Alex Vidal	842.47
413	Vic Cidal	829.80
414	Boniface Vistuba	257.11
415	F C Bogler	225.15
416	Carl Volz	733.57
417	E Weakley	1,175.18
418	A H Wilkinson	827.01
419	Mrs M Williams	788.55
420	Lee Williamson	280.45
421	W G Wissman	1,144.13
422	Wm Woltersdorf	1,136.12
423	P M Wright	479.51
424	J L Yantis	75.00
425	E E Zinsmeyer	125.00
426	M Felter	773.29
427	J T Morris	829.10
428	John J Caperton	896.09
429	B Hanson	383.63
430	F J Cadena	1,312.68
431	E L Ankerson	75.00
432	Mrs Edna F Allen, widow of R L Allen, Decd; Mrs Marie McCoy, Guardian of the person & Estate of Robt C Allen a minor	137.96
433	W W Angelus	75.00
434	F H Arrowood	322.11
435	E C Barnes	75.00
436	Mrs. Emma Beasley, Widow of T Beasley, Deceased	75.00
437	W J Berry	586.18
438	E E Bumbrey	213.13
439	Ray L Byler	135.70
440	W A Cain	125.00
441	John J Calderon	75.00
442	A B Caruth	75.00
443	Mrs Mary Coffey, Executrix of the Estate of J R Coffey, Dec'd	135.64
444	C E Convers	390.00
445	J A Crow	513.37
446	David Cruz	753.19
447	H G Davis	1,287.34
448	J W Davis	75.00
449	E C Dennis	312.32
450	C L Dobbs	222.26
451	A F Dresch	250.00
452	J W Eardley	105.90
253	J F Fennell	527.64
454	R R Frank	75.00
455	Vic Gallagher	576.76
456	R A Gates	75.00
457	F F Guerra	75.00
458	Robert E Guerra	100.00
459	B F Galleron	125.00
460	W S Harrison	262.61
461	Mrs. Olga Henson, Executrix Extate of R L Henson, Dec'd	75.00
462	A W Herbst	125.00
463	C J Hocker	957.84
464	D Huskey	75.00
465	B F Jackson	682.28
466	J E Justiss	1,330.82
467	Owen W Kilday	1,403.34

<u>Warrant Number</u>	<u>Name of Payee</u>	<u>Amount</u>
468	Pat Latham	1,233.72
469	Otto Leichmann	125.00
470	H R Long	75.00
471	R R Lowe	125.00
472	A J Marsch	225.44
473	George T Martin	130.18
474	E E Morin	1,026.68
475	A B Neal	906.26
476	M A Nemky	1,336.71
447	O H Neuner	75.00
478	F N Olino	75.00
479	J W Patterson	75.00
480	Chas Petri	337.71
481	W W Pinn	302.01
482	W M Porter	75.00
483	Mariana G Riojos, Executrix Estate of P J Riojos, Dec'd	75.00
484	R A Robinson	1,349.23
485	J G Ruhnke	125.00
486	Frances Russi, Executrix of Estate of A H Russi, Dec'd	75.00
487	T M Salinas	450.94
488	J G Sarran	1,243.75
489	Paul Saylor	186.48
490	Oscar P Schuetz	75.00
491	J D Scott	492.55
492	Mrs. Gladys Sinclair, Surviving Widow of A Sinclair, Dec'd, and Guardian of person of Hazel & Arthut Sinclair, minors	75.00
493	R B Smith	75.00
494	Lena Solcher & Harriett Arron, daughters of Mrs. A Solcher, Dec'd	75.00
495	John T Stark	75.00
496	W F Stewart	592.26
497	C A Turk	75.00
498	Rosa Valdez, Widow of A Valdez, Dec'd	75.00
499	Mrs Ernestine Valentine, Surviving Widow of J V Valentine, Dec'd Mrs. Ernestine Valentine, Guardian of Person & Estate of John Valentine, Jr., a minor.	356.78
500	Arthur Vogt	75.00
501	A E Voight	75.00
502	Mrs. A W Wagner individually & as Executrix of the Estate of A W Wagner, Dec'd	803.80
503	J L Warrach	75.00
504	John W. Weimer	449.74
505	Lewis Yates	75.00
506	Mrs. Alice Zimmermann, individually & as Executrix of the Estate of A Zimmermann, Dec'd	75.00
507	S F Applewhite	75.00
508	Chas Berger	428.59
509	W H Butler	490.44
510	E G Conroy	75.00
511	E L Creech	120.24
512	Chas Cullen	75.00
513	A E Duran	394.66
514	Mrs. M Henderson	75.00
515	Q H Henderson	937.98
516	W H Huston	124.58
517	E W Kenning	797.49
518	Fred Luderus	75.00
519	L H Meadows	75.00
520	Mrs. A L Naylor	75.00
521	A R Pena	978.67
522	Mrs. Kate T Rice	75.00
523	G W Roberts	75.00
524	F F Schmitz	328.82
525	G W Simpson	587.76
526	P V Valdez	75.00
527	E W Winters	75.00
528	City of San Antonio for the account of the Firemen, Policemen and Fire Alarm Operators' Pension Fund	7,985.84
529	City of San Antonio for the account of the Firemen, Policemen and Fire Alarm Operators' Pension Fund	500.00
530	City of San Antonio for the account of the Firemen, Policemen and Fire Alarm Operators' Pension Fund	119.37
531	Schlesinger, Schlesinger & Goodstein, Harry A Nass, Theo E Simmang and Augustus McCloskey	2,994.68
532	Schlesinger, Schlesinger & Goodstein, Harry A Nass, Theo E Simmang and Augustus McCloskey	200.00
533	Schlesinger, Schlesinger & Goodstein, Harry A Nass, Theo E Simmang and Augustus McCloskey	32.28

Grand total - - - - - \$ 430,260.99

Whereas, the City Commission of the City of San Antonio, Texas, after inquiring into and considering both the names and amounts owing as set forth in the foregoing list, is of the opinion and does hereby find, represent and certify that the said list and amounts owing are true and correct as stated therein; and that the assignments have been duly made in the amounts, to the pension fund and persons and in all things as set forth in said list; and that the amount stated in each and every said warrant is duly owing and payable to the person or persons named in said warrant, respectively; and

Whereas, pursuant to and as previously provided for by ordinance duly adopted by the City Commission on July 17, 1939, and by ordinance duly adopted by the City Commission on July 25, 1939, deficiency warrants of the City of San Antonio with the numbers, date, and payees and in the amounts as set forth in the foregoing list have been duly signed by the mayor and city clerk of the City of San Antonio and have been duly issued by said City of San Antonio to the respective payees thereof in the respective amounts and for the purposes stated herein; and

Whereas, the City Commission of the City of San Antonio, Texas, does hereby find and certify that each and every warrant hereinabove described and referred to, and said warrants in the total sum thereof and the indebtedness represented thereby, represent and are valid, subsisting, outstanding and legal debt of said City of San Antonio, Texas; that the entire total of \$430,260.99 of said debt is the difference between the wages paid or to be paid to the firemen and the policemen of said city, and the wages required to be paid the said firemen and the policemen by the terms of Senate Bill No. 89, passed and approved the 19th day of April, A. D. 1937, by the Forty-fifth Legislature of Texas, at the regular session; that said debt accrued before the 31st day of May, A. D. 1939; that the entire amount of said debt is eligible to be funded by the City of San Antonio, Texas, by ordinance enacted by the governing body of said city, pursuant to House Bill No. 228, of the Forty-sixth Legislature of Texas, Regular Session, approved February 21, 1939; and

Whereas, the City Commission of the City of San Antonio finds that it is desirable and to the best financial interest of the said City to issue new bonds in the aggregate principal amount of \$430,260.99 for the purpose of funding, canceling and in lieu of said warrants;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO, TEXAS:

Section 1, That the negotiable bonds of the City of San Antonio, Texas, to be called "CITY OF SAN ANTONIO, TEXAS, FUNDING BONDS, SERIES 1939" be issued under and by virtue of House Bill No. 228 of the Forty-sixth Legislature of Texas, Regular Session, approved February 21, 1939, and by virtue of the constitution and laws of the State of Texas and the charter of said City of San Antonio, in the amount of \$430,260.99, for the purpose of funding, canceling and in lieu of a like par amount of the deficiency warrants hereinabove described, the said warrants constituting valid, outstanding and legal indebtedness of the City of San Antonio, Texas, for the purposes hereinabove set forth.

Section 2. That said bonds shall be payable to bearer and shall be numbered consecutively from one (1) to four hundred thirty one (431), both inclusive. That bond number 1 shall be of the principal denomination of two hundred sixty & 99/100 dollars (\$260.99). That bonds Nos. 2 to 431, inclusive, shall be of the principal denomination of one thousand dollars (\$1,000) each.

Section 3. That said bonds shall be dated the first day of August, 1939.

Section 4. That the numbers, maturity dates and principal amounts maturing on said dates, of said bonds, shall be as follows:

Bond Numbers	Maturity Dates	Amounts
1 to 26, incl.	August 1, 1941	\$ 25,260.99
27 to 52, incl.	August 1, 1942	26,000.00
53 to 79, incl.	August 1, 1943	27,000.00
80 to 107, incl.	August 1, 1944	28,000.00
108 to 136, incl.	August 1, 1945	29,000.00
137 to 166, incl.	August 1, 1946	30,000.00
167 to 197, incl.	August 1, 1947	31,000.00
198 to 229, incl.	August 1, 1948	32,000.00
230 to 261, incl.	August 1, 1949	32,000.00
262 to 294, incl.	August 1, 1950	33,000.00
295 to 328, incl.	August 1, 1951	34,000.00
329 to 362, incl.	August 1, 1952	34,000.00
362 to 396, incl.	August 1, 1953	34,000.00
397 to 431, incl.	August 1, 1954	<u>35,000.00</u>
Total - - - - -	- - - - -	- \$430,260.99

Section 5. That said bonds shall bear interest from their date at the rate of two and three-eighths per cent (2-3/8%) per annum. That the first year's interest on said bonds shall be due and payable on August 1, 1940, and the interest on said bonds shall thereafter be due and payable semiannually on February 1 and August 1 of each year during the term of each of said bonds, respectively, according to the tenor of interest coupons to be attached to each said bond.

Section 6. That the principal and interest of said bonds shall be payable in lawful money of the United States of America upon presentation and surrender of proper bond or proper coupon, in each case, at the office of the Treasurer of the City of San Antonio, Texas, or at the office of the fiscal agent of said City of San Antonio in the City of New York, New York, at the option of the holder.

Section 7. That said bonds shall be signed by the Mayor of the City of San Antonio, and they shall be counter signed by the Commissioner of Taxation of said City, who shall sign them as Ex-Officio Treasurer of said City of San Antonio, and they shall be attested by the City Clerk of said City of San Antonio, with the impress of the seal of the City of San Antonio thereon. The facsimile signatures of the Mayor, the Commissioner of Taxation as Ex-Officio Treasurer, and the City Clerk may be lithographed, engraved or printed on the interest coupons, and shall have the same effect as if said coupons had been signed by said officers.

Section 8. That said bonds shall be in substantially the following form, except that the principal amount of bond No. 1 will be \$260.99:

United States of America

No. \_\_\_\_\_

STATE OF TEXAS

CITY OF SAN ANTONIO

CITY OF SAN ANTONIO, TEXAS  
FUNDING BOND, SERIES 1939.

The City of San Antonio, a municipal corporation in the County of Bexar, State of Texas, acknowledges itself indebted and for value received hereby promises to pay to bearer on the first day of August, 19\_\_, the sum of

ONE THOUSAND DOLLARS (\$1,000.00)

and to pay interest thereon, from date hereof, at the rate of two and three-eighths per cent (2-3/8%) per annum, payable for the first year on August 1, 1940, and semi-annually thereafter on the first day of February and the first day of August of each year during the term of this

bond, upon presentation and surrender of the annexed interest coupons as they severally become due, both principal and interest payable in lawful money of the United States of America at the office of the Treasurer of the City of San Antonio, Bexar County, Texas, or at the fiscal agency of said City in the City of New York, New York, at the option of the holder. And the City of San Antonio is hereby held and firmly bound, and its faith and credit, and all real and personal property in said City are hereby irrevocably pledged for the prompt payment of the principal of this bond and the interest thereon at maturity.

This bond is one of a series of 431 bonds, numbered from 1 to 431, inclusive, of the denomination of \$1,000.00 each (excepting that bond No. 1 is of the denomination of \$260.99), aggregating \$430,260.99, issued for the purpose of funding, canceling and in lieu of a like par amount of legal outstanding indebtedness of the City of San Antonio, consisting of legally issued, valid and subsisting deficiency warrants of said City, all of which original warrants have been duly canceled by the proper authorities before the issuance of this bond and of the series of which it is a part. In addition to all other rights, the holder or holders of this bond and of the series of which it is a part is and are subrogated to all of the rights held by the holders of the original debts funded in this issue of bonds. This bond and the issue of which it is a part is and are issued under and in strict conformity to the constitution and laws of the State of Texas, and the charter of the City of San Antonio, and in conformity with House Bill No. 228 of the Forty-sixth Legislature of Texas, Regular Session, approved and effective February 21, 1939, and in pursuance of an ordinance passed by the City Commission of the City of San Antonio on the 28th day of July, 1939, which ordinance is duly recorded in the Minutes of said Commission.

The date of this bond, in conformity with said ordinance, is August 1, 1939; and it is hereby certified and recited that the issuance of this bond, and the series of which it is a part, is duly authorized by law, and that all acts, conditions and things required to be done precedent to and in the issuance of this bond, and the series of which it is a part, have been properly done and performed, and have happened in regular and due time, form and manner, as required by law; that due provision has been made for levying and collecting annually by taxation an amount sufficient to pay the interest as it becomes due on said bonds and to provide a sinking fund for the final redemption of said bonds at maturity; and that the issue of bonds of which this is one, together with all other indebtedness of said City, and the additional tax levied in order to provide for the payment of interest and principal hereof, together with the rate of tax existing at the time of issuance hereof, do not exceed any limit prescribed by the constitution and laws of the State of Texas, or the charter of the City of San Antonio.

In testimony whereof, the City of San Antonio has caused this bond to be signed by the Mayor, countersigned by the Commissioner of Taxation as ex-officio Treasurer of the City of San Antonio and attested by the City Clerk, and the coupons hereto annexed to be executed with the facsimile signatures of said officials, as of August 1, 1939.

(Signature of Mayor)  
Mayor of the City of San Antonio, Texas

ATTEST:

(Signature of the City Clerk)  
City Clerk of the City of San Antonio, Texas

(Signature of the Commissioner of Taxation)  
Commissioner of Taxation and Ex-Officio Treasurer  
of the City of San Antonio, Texas.

Section 9. That the form of interest coupon shall be substantially as follows, except that coupon No. 1 for each bond will recite "being one year's interest" instead of "being six months' interest":

No. \_\_\_\_\_ \$ \_\_\_\_\_

On the first day of \_\_\_\_\_, 19\_\_,

The City of San Antonio, Texas,

will pay to the bearer, at the office of the Treasurer of the City of San Antonio, Texas, or at the fiscal agency of said City in the City of New York, New York, at the option of the holder, \_\_\_\_\_

dollars (\$ \_\_\_\_\_) in lawful money of the United States of America,

being six months' interest then due on City of San Antonio,

Texas, Funding Bond Series 1939, dated August 1, 1939, No. \_\_\_\_\_.

(Facsimile signature of Mayor)  
Mayor, City of San Antonio, Texas.

ATTEST:

(Facsimile signature of City Clerk)  
City Clerk

(Facsimile signature of Commissioner  
of Taxation)  
Commissioner of Taxation and Ex Officio  
Treasurer of the City of San Antonio

Section 10. That substantially the following certificate shall be printed on the back of each of said bonds:

Office of Comptroller

State of Texas

I HEREBY CERTIFY that there is on file and of record in my office a certificate of the Attorney General of the State of Texas to the effect that this bond has been examined by him as required by law, and he finds that it has been issued in conformity with the constitution and laws of the State of Texas, and that it is a valid and binding obligation of said City of San Antonio, Texas, and this bond has this day been registered by me.

Witness my hand and seal of office at Austin, Texas, this  
the \_\_\_\_\_ day of \_\_\_\_\_, 1939.

\_\_\_\_\_  
Comptroller of Public Accounts  
of the State of Texas

Section 11. BE IT FURTHER ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

That there shall be and there is hereby created a special fund in the City Treasury to be known as the "City of San Antonio, Texas, Funding Bonds, Series 1939, Fund" for the purpose of paying the interest on said bonds and the principal thereof as same shall become due, which fund shall not be diverted nor drawn upon for any other purpose, and the City Treasurer shall honor no draft upon said fund except to pay interest or principal of said Funding Bonds, or for the investment of said sinking funds, as provided by law.

Section 12. That to create said special fund, to pay the interest on said Funding Bonds, and to maintain a sinking fund for the payment of the principal thereof as same shall become due, there is hereby levied for the year from June 1, 1939, to May 31, 1940, and for each succeeding year thereafter while said Funding Bonds, or any of them, are outstanding, a tax of and at the rate of two cents (2¢) or so much thereof, or such greater rate, as may be

necessary, on each One Hundred Dollars valuation of all taxable property in the City of San Antonio, Texas, and said tax shall be assessed and collected for the year 1939; and there shall be calculated each year thereafter while any of said bonds are outstanding and unpaid what rate of tax is necessary to provide current interest and the required amount of principal for such year, and a tax at such rate, within the lawfully permitted rate, shall be assessed and collected during each of said years, and said tax is hereby ordered to be levied, assessed and collected and applied to said purpose.

Section 13. The funding bonds and coupons herein authorized, shall, upon being prepared, signed, and executed, be in the charge and control of the Mayor, but the same shall not be delivered as the obligation of the City except to the holder or holders of the warrants being funded or to the respective orders or assigns of said holder or holders, in exchange for and upon surrender and cancellation of an equal par amount of City of San Antonio deficiency warrants hereby being funded. The Mayor, however, is authorized to leave said funding bonds, or any portion thereof, with the Comptroller of Public Accounts of the State of Texas, or with any national banking association, for the purpose of facilitating the exchange of all or any portion of said funding bonds for an equal par amount of said warrants being funded. The exchange of said funding bonds for said warrants may be effectuated either in whole or in part, or in installments, so long as the total principal amount of said funding bonds delivered as the obligations of the City of San Antonio shall not at any time exceed the total principal amount of said warrants theretofore surrendered and canceled.

Section 14. It is further hereby ordained that this ordinance is for the immediate preservation of public peace, health and safety, and that an urgency exists which requires this ordinance to become effective at once, in order that the current and general revenues of the city and the financial and borrowing credit of the city shall be available for maintaining the necessary and essential functions of government. On account of said urgency so stated, it is ordained that, upon the passage of this ordinance by a four-fifths vote of the Commissioners, it shall go into effect immediately upon the date of its approval by the Mayor or the Mayor pro tempore.

PASSED AND APPROVED this 28th day of July, 1939.

C Ray Davis  
Mayor Pro Tempore

ATTEST:

J. J. Patterson  
City Clerk

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AN ORDINANCE (334) ✓ 01-303

CREATING, APPROVING, CONSTITUTING AND MANIFESTING THE CONTRACT AND AGREEMENT BY AND BETWEEN THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, AND THE CITY OF SAN ANTONIO, TEXAS, FOR THE FINANCING OF THE CITY IN ANTICIPATION OF TAX COLLECTIONS, AND MAKING LOANS TO THE CITY FOR THE FISCAL AND TAX YEAR OF THE CITY JUNE 1ST, 1939 TO AND INCLUDING MAY 31ST, 1940, SAID BANK BEING HEREIN DESIGNATED THE BANK AND CITY OF SAN ANTONIO BEING HEREIN DESIGNATED THE CITY.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1. This ordinance evidences, manifests and creates the contract and agreement by and between the city and the bank for the borrowing of money by the city and the loaning of money by the bank to the city for the use of and by the city in anticipation of the receipts and collections of taxes assessed and levied and to be assessed and levied for the current fiscal and tax year beginning as of June 1st, 1939, and ending May 31st, 1940, and pledging, transferring and assigning to the bank, for the purpose of better securing the payment of all such loans and advances by it made to the city, of current revenues of and for the current fiscal and tax year and delinquent taxes in the amounts and upon the terms herein stated.

2. The money borrowed by the city hereunder shall be advanced by the bank from time to time, and to be evidenced by notes duly and properly executed as provided by the City Charter, payable to BEARER at the National Bank of Commerce in San Antonio, Bexar County, Texas, maturing and to be payable on or before June 30th, 1940, with the privilege of making partial payments at any time in sums and amounts of not less than Ten Thousand Dollars (\$10,000.00), and all of such said notes shall be in form and terms acceptable and satisfactory to the bank; such notes shall be for the amounts of the respective loans and advances when and as made by the bank and so dated.

3. Interest shall be charged and by the city paid on all such said loans from the date and time made at the rate of two and seven-tenths per cent (2.7%) per annum, calculated and to be paid monthly as same accrues, and providing that all past due principal and interest shall bear interest from date due until paid at the rate of six per cent (6%) per annum, payable monthly as it accrues, and providing for the payment of five per cent (5%) additional on the amount of principal and interest unpaid, as attorney's fees, if placed in the hands of attorneys for collection after maturity, or collected through judicial proceedings of any kind.

4. The city does now and hereby PLEDGE WITH AND TRANSFER AND ASSIGN to the bank and the holder and holders of such said notes, in proportion to the amounts thereof by them respectively held, the Taxes, Receipts for Taxes, all Tax Moneys collected, and all of the current Revenues, of every kind and character, of the city for the fiscal and tax year beginning June 1st, 1939, and ending May 31st, 1940, and also all uncollected Back Taxes, that is Delinquent Taxes, for all previous years, subject only to presently existing prior and valid pledges, liens or claims against same, and the notes so given, executed and delivered by the city to the bank to cover and evidence such loans and advances shall be, constitute and be secured by the first lien upon such said Taxes, Receipts for Taxes, all Tax Moneys collected, and all of the Current Revenues, of every kind and character, of the City of San Antonio for said fiscal and tax year, and upon and as to all Delinquent Taxes for all previous years subject only, as to Delinquent Taxes, to presently existing prior and valid pledges, liens or claims against such Delinquent Taxes; and all delinquent unpaid taxes for the current fiscal and tax year, at the end thereof, shall continue to be and so deemed and considered and now and here so declared, current revenues for the present current fiscal and tax year; all notes and obligations of the city given and executed to evidence the loans and advances made hereunder to the city are and shall be at all times, as to and for the respective funds and purposes, concurrently and equally secured hereby, in the ratio and proportion of the respective amounts of same to the total amount of outstanding loans and advances made and to be made hereunder.

5. The loans and advances to be made by the bank to the city shall be for the following purposes, for the following months and in the following amounts, to-wit:

<u>MONTH</u>	<u>GENERAL FUND</u>	<u>LIBRARY FUND</u>	<u>PENSION FUND</u>
July, 1939,	\$250,000.00	\$10,000.00	\$8,000.00
August, 1939,	250,000.00	5,000.00	4,000.00
September, 1939,	250,000.00	5,000.00	4,000.00
October, 1939,	250,000.00	5,000.00	3,000.00
November, 1939,	225,000.00	5,000.00	3,000.00
December, 1939,	225,000.00	5,000.00	3,000.00
January, 1940,	219,000.00	5,000.00	3,000.00
February, 1940,	225,000.00	5,000.00	3,000.00
March, 1940,	225,000.00	5,000.00	3,000.00
April, 1940,	225,000.00	5,000.00	3,000.00
May, 1940,	200,000.00	5,000.00	3,000.00

subject always however to the right and option of the bank to cease and decline to make further loans and advances to the city upon the conditions and contingencies as hereinafter set forth; said sums and amounts so agreed to be loaned and advanced by the bank (subject to the cessation of rights and options hereinafter provided) fully cover the budget as tentatively approved and adopted by the city for the current fiscal and tax year, in that the major costs and expenses for the operation of the city's affairs for the month of June, 1939, have been paid; provided however that the amount of the loans and advances for General Fund purposes shall not exceed seventy-five per cent (75%) of the estimated full payment collections, based upon the general Fund tax rate fixed and to be fixed for the current and fiscal tax year as applied to the assessed Taxable valuations for said year, plus estimated collections, as may be determined by the bank, of all other revenues for General Fund purposes, and in no event shall the total aggregate loans for General Fund purposes for the current fiscal and tax year exceed \$2,544,000.00; but the respective taxes for the respective funds and purposes shall be liable for and used ONLY in the payment of the money borrowed for and to be applied to the respective purposes.

6. The bank shall be under no obligation to lend or advance during any calendar month any amount in excess of the amount above specified for such month, but may so do if it so agrees, and if it does so do the excess for any month or months shall and must be absorbed and equalized within the next two succeeding months unless the bank otherwise so agrees in writing; and it is also provided that if the city should borrow during any calendar month less than the amount or amounts specified for the month or those months, then and in that event it may borrow the amount of such deficiency during any future month or months of said current fiscal and tax year.

7. The city agrees to and shall, within thirty (30) days after being so requested by the bank, finally approve the Tax Rolls, and fix and determine the Tax Rate for General Fund Purposes based thereupon, at such an amount and rate as and so that seventy-five per cent (75%) collection of the total taxes for General Fund purposes thus evidenced and determined for the current fiscal and tax year will fully pay off and discharge all of the loans and advances, with interest thereon, so herein agreed to be made to the city by the bank for General Fund purposes, and shall also fix and determine the Library Fund rate at three cents (3¢) per Hundred Dollar valuation, and the Pension Fund rate at two cents (2¢) per Hundred Dollar valuation, and, failing so to do, the bank shall at its option stand and be released from any obligation to make further loans and advances to the city hereunder.

8. If the city during any calendar month of the current fiscal and tax year should incur any expenses, assumption or obligations payable and to be paid out of the receipts of and from taxes and other current revenues of the city for said fiscal year, or out of said pledged back taxes, in excess of the amounts hereinabove specified, for each respective month, without first having the written consent of the bank so to do, then and in that event the bank

shall at its option stand and be released from any obligation to make further loans and advances to the city hereunder.

9. If the city should default in the payment of any installment of the principal or of the interest on any of said notes when due, during the current fiscal and tax year, then and in that event the bank shall at its option stand and be released from any obligation to make any further loans or advances to the city hereunder.

10. In case any check or voucher drawn by the city, or its authority, during the current fiscal and tax year, upon its depository, approved by the City Auditor, is presented to the depository for payment and the depository is in doubt as to the regularity or validity of such check or voucher, and the city nevertheless insists upon and urges the payment thereof by the depository, then and in such event the bank shall at its option stand and be released from any obligation to make any further loans or advances to the city hereunder; but, if any such check or voucher is paid by the bank, the city shall nevertheless be bound and obligated thereby.

11. The delay of the bank in the exercise of any or all of its options and privileges, above set forth, to cease making other or further loans and advances to the city shall not constitute, and shall not be or be deemed or considered a waiver of the bank's right to exercise such said option or options, but same may be by said bank availed of and exercised at any time during such default or defaults by and upon the part of the city and, in the event such said options of either of them should be exercised and availed of by the Bank, all of the securities and pledges herein and hereby given to the bank shall be, continue and remain in full force and effect for the purpose of better securing, and until the full and final payment of all indebtedness by and upon the part of the city to the bank, with interest thereon.

12. The said National Bank of Commerce of San Antonio, Texas, having been legally selected, elected and designated as the General Depository and Special Depository and Fiscal Agent of the City of San Antonio, Texas, for the current fiscal and tax year beginning as of June 1st, 1939, and ending May 31st, 1940, in lieu of a bond desires and has elected to and is hereby authorized to pledge and deposit with the Governing Board of the City of San Antonio, for the purpose of better securing the payment of and accounting for City funds and moneys, SECURITIES of the following or kindred kind, to be approved by the City, in an amount in value at all times at least equal to the amount of the City funds and moneys on deposit in said depository bank, viz:

United States Bonds, of any issue;  
Certificate of Indebtedness of the United States;

Treasury Notes and Certificates of the United States and other evidences of indebtedness of the United States, or which are fully guaranteed, both as to principal and interest, by the United States;

Bonds of the State of Texas, and/or of an County, City, Town, Independent School District or other School Districts in the State of Texas;

Bonds issued under the Federal Farm Loan Act;

Road District Bonds, or Bonds or other evidences of indebtedness issued by the Board of Regents of the University of Texas;

Notes of Bonds, or other evidences of indebtedness, secured by mortgages on improved real estate;

Debentures issued and insured by the Federal Housing Administrator of the United States Government;

Bank Acceptances of Banks having a capital stock of not less than Five Hundred Thousand (\$500,000.00);

Bonds issued by Municipal Corporation in Texas and/or

Notes and Bonds of the City of San Antonio;

and the City of San Antonio may accept such said securities by it approved in lieu of personal or surety bond or bonds, and such said securities so placed and pledged with the city by the bank shall be deposited in such bank, banks or trust company as may be by the Governing Body of the City selected and chosen, but such said securities shall be under the dual access of the city and the bank, that is same shall and must be placed and deposited in safe or safe deposit box having dual combination or dual lock, so that and to the end that neither the City of San Antonio nor the National Bank of Commerce can enter or open such safe or safe deposit box without the presence and co-operation of the other, or its proper and duly authorized representative.

Whenever the securities pledged and placed with the city by the depository bank, to better secure the payment of and accounting for city funds and moneys, shall be in excess of the amount required under the provisions of this said Ordinance and contract, the Governing Body of the City shall permit the release of and turn over and deliver to the bank such excess in value of required securities; and when and if the city funds and moneys deposited with such depository bank shall increase or be increased to a sum and amount beyond and above the amount of the value as agreed upon of the securities pledged, said depository bank shall promptly and IMMEDIATELY pledge and place additional securities with the city, so that and to the end that the total securities pledged shall at no time be of a less value than the total amount of the city funds and moneys on deposit with such said depository bank; the city, acting by and through its Governing Body, SHALL DETERMINE AT ALL TIMES the value, severally and in the aggregate, of such said and all securities pledged and deposited hereunder, and its decisions shall be final and binding on such depository unless the said Governing Body has acted in an arbitrary, discriminatory and unfair manner, in which event or claim by and upon the part of the depository, the city and the depository shall each select one of the principal officers of any bank in the City of San Antonio as and to act as arbitrators and, if said arbitrators prefer or desire, they shall be authorized to select a principal officer of some other bank in San Antonio to act as arbitrator, and the conclusion and decision of such arbitrators shall be final, conclusive and binding on the city and the depository as to the value of such said securities in question.

The right of substitution of securities shall be and is hereby given and granted to the depository, provided that the securities to be substituted meet with the requirements and are of the kind and character hereinabove specified, and are approved by the Governing Body of the City of San Antonio. All maturing interest paid, and maturing interest coupons or other evidences of interest, shall when due be turned over and delivered to said depository provided at all times that the remaining securities shall at least equal in value the amount of the funds and moneys of the city then deposited with said depository.

The Governing Body of the City shall, at any time it may deem necessary for the protection of the city, investigate the value of any or all of the securities that may be pledged and deposited by such depository bank, and such Governing Body may require such depository bank, if deemed advisable, to place and deposit addition or other securities, and if such said additional securities required by the Governing Body of the city, for any or whatever reason herein specified, assuming such request not to be arbitrary, discriminatory or unfair, be not placed and deposited with the city within five (5) days from the date and time of the service of copy of such order upon or request to said depository, the Governing Body of the City may proceed to select another depository in the same manner as provided in the selection of a depository at the regular time of such selection, but this clause and provision

shall be subject to the right of arbitration by and upon the part of the depository as hereinabove provided.

13. The city shall have no right to require or demand that the bank make any loans or advances of money hereunder unless and until the city properly and lawfully adopts its tentative budget for the current fiscal and tax year, and not then if the amount of the budget adopted exceeds said sums and amounts which the bank proposes to lend and advance to the city for General Fund purposes, plus \$175,000.00 which has already been paid by the city out of General Funds for and account of June, 1939, expenses.

14. The city shall pay, and is now and here obligated so to do, reasonable attorney's fees of and the bank's attorney for service and advice re this matter.

15. In case the city should fail, neglect or refuse to comply with any of the terms, provisions and/or obligations by and upon its part to be done and performed, then and in that event the National Bank of Commerce of San Antonio at its option shall stand and be released from any obligation to advance or make further loans or advances to the City of San Antonio hereunder.

16. PASSED AND APPROVED this the 29th day of July, A. D. 1939.

C Ray Davis  
MAYOR PRO TEM, the Mayor being  
absent from the State of Texas.

ATTEST: J. J. Patterson  
City Clerk

17. IN WITNESS WHEREOF, the National Bank of Commerce of San Antonio has caused these presents to be approved and signed by H. M. Hart, its Vice-President, thereunto duly authorized, and its corporate seal hereunto affixed, this the 29 day of July, A.D. 1939.

NATIONAL BANK OF COMMERCE OF SAN ANTONIO;

By Henry M Hart  
Its Vice-President

ATTEST:

S R Knight  
Cashier.

---  
AN ORDINANCE (338)

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$2,544,000.00 TO PAY THE CURRENT EXPENSES OF SAID CITY DURING THE FISCAL YEAR 1939.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That for the purpose of paying the debts of the City of San Antonio incurred for current expenses during the fiscal year beginning June 1, 1939, and to pay the current expenses of said City for the remainder of said fiscal year ending May 31, 1940, there shall be borrowed and secured from the National Bank of Commerce of San Antonio, Texas, advances of money for said purposes in the amount of \$2,544,000.00, or so much thereof as may be needed, which amount does not exceed the estimated current income of said City for said fiscal year, and to evidence said loans and advances promissory notes of the City of San Antonio shall be executed and delivered to said National Bank of Commerce of San Antonio, Texas, as hereinafter provided, under the power vested in the City of San Antonio by its Charter and the Constitution and Laws of the State of Texas.

2. That said notes shall be numbered consecutively, from 1 to 102, both inclusive, and Notes Nos. 1 to 66, both inclusive, and notes Nos. 68 to 102, both inclusive shall be for the sum of \$25,000.00 each and Note No. 67 shall be for the sum of \$19,000.00; the proceeds

of notes Nos. 1 to 6, both inclusive, shall be applied so far as necessary to the payment of notes for \$150,000.00 issued by the City to the Frost National Bank and to the Alamo National Bank, the money received by the City on said notes for \$150,000.00 having been used by the City in payment of current expenses of the City for said 1939 fiscal year.

3. That the above said notes, aggregating \$2,544,000.00, shall be payable to the bearer at National Bank of Commerce of San Antonio, Texas; all said notes to be dated the day and date they are executed, and shall bear interest at the rate of 2.7 per cent per annum from date thereof, calculated and payable monthly, as it accrues, provided, that interest shall be paid only on cash actually advanced on said notes and only from the dates of such advancements, and, provided, that said notes or advances made by said Bank to said City of San Antonio shall draw interest after maturity thereof at the rate of 6 per cent per annum; said notes shall be signed by the Mayor, countersigned by the City Auditor of said City, and by the City Treasurer, and attested by the City Clerk of said City, and the corporate seal of said City shall be impressed upon each of said notes; said notes shall provide for final maturity not later than June 30, 1940, with privilege of prepayment prior to maturity.

4. That all the taxes and revenues of the City of San Antonio for the fiscal year beginning June 1, 1939, and ending May 31, 1940, and all of the current revenues of the City of San Antonio arising from taxation and all other sources during said fiscal year and all uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, be and the same are hereby irrevocably pledged, transferred and assigned for the payment of the above said notes and advances, and that said notes and all interest thereon shall constitute a first lien upon and against all said taxes and revenues for said fiscal year, and all said uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, and shall be paid therefrom and from the current incomes and revenues of the City and such uncollected back taxes before any such taxes, revenues or incomes or back taxes may be lawfully appropriated to any other purpose or object whatsoever.

5. That the money to be borrowed by the City from the said Bank as above provided shall be borrowed as provided by and in accordance with the terms of the contract between the City and the Bank for the loan thereof by the Bank to the City, which contract is set out in and evidenced by ordinance passed by the Commissioners of the City, dated July 29th, 1939, and recorded in Ordinance Book I, of the City of San Antonio.

6. That the proceeds of said loans shall be used to take up and pay off the outstanding indebtedness of the City of San Antonio legally incurred for the current expenses of said City during the said current fiscal year, and in the payment of the current expenses of said City for the remainder of this fiscal year, as provided by the and in accordance with the Charter and Ordinances of said City.

7. That the form of said notes shall be substantially as follows:

"\$ \_\_\_\_\_

No. \_\_\_\_\_

UNITED STATES OF AMERICA  
THE STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO GENERAL FUND NOTE  
FISCAL YEAR JUNE 1, 1939 TO MAY 31, 1940.

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby prom-

ises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1940, the sum of \_\_\_\_\_ (\$ \_\_\_\_\_) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.7 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees; maker reserves and has the right and option to make partial payments hereon at any time, in amounts not less than \$10,000.00, with interest thereon to the time of such partial payments.

This note is one of a series of notes which may aggregate \$2,544,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio, and to supply needed money and funds to pay current expenses in the operation of the City's affairs for and during the fiscal year beginning June 1, 1939 and ending May 31, 1940, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the 29th day of July, 1939, recorded and of record in the Ordinance Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_.

CITY OF SAN ANTONIO, TEXAS

By \_\_\_\_\_  
Mayor, CITY OF SAN ANTONIO, TEXAS

Countersigned:

by \_\_\_\_\_  
Treasurer, CITY OF SAN ANTONIO, TEXAS

ATTEST:

\_\_\_\_\_  
City Clerk, City of San Antonio, Texas BY

\_\_\_\_\_  
Auditor, CITY OF SAN ANTONIO, TEXAS."

8. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

9. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

10. PASSED AND APPROVED this the 31st day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

---  
AN ORDINANCE (339)

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$60,000.00 TO PAY THE  
CURRENT EXPENSES OF THE CITY OF SAN ANTONIO FOR PUBLIC LIBRARIES.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That for the purpose of paying the current expenses of the City of San Antonio for the support and maintenance of the public libraries of said City for the fiscal year 1939 beginning June 1, 1939, there shall be borrowed and secured from the National Bank of Commerce of San Antonio an advance of money in the sum of \$60,000.00, or so much thereof as may be needed, as provided by the Charter and Ordinances of said City, which amount does not exceed the estimated current revenue and income of said City for said fiscal year applicable to said purpose.

2. That to evidence said loans and advances by said Bank, there shall be executed and delivered 60 promissory notes of the City of San Antonio, numbered consecutively from 1 to 60, both inclusive, and said notes shall be for the sum or \$1,000.00 each, all as provided by the Charter and Ordinances of the City of San Antonio, the said notes aggregating the sum of \$60,000.00, and shall bear interest at the rate of 2.7 per cent per annum from date until maturity, provided, that interest shall be paid on money actually advanced on said notes and only from the dates of advancement to the dates of payment, and, provided, that said notes shall bear interest at the rate of 6 per cent per annum after maturity until paid; said notes shall be signed by the Mayor, countersigned by the City Auditor and by the City Treasurer, and attested by the City Clerk, and the corporate seal of the City shall be affixed thereto, all advances shall be made on lawful warrants and/or notes which shall provide maturity not later than the 30th day of June, 1940, with privilege of prepayment prior to maturity; and the said warrants and/or notes given by said City to said Bank shall constitute a first lien upon the revenue arising from the special tax levied and collected to create such Library Fund for said fiscal year, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and said taxes and revenues are hereby irrevocably pledged, transferred and assigned for the payment of said loans and advances; and said warrants and/or notes and all interest thereon shall be paid from said taxes and current income and revenues before said taxes, income and revenues may be lawfully appropriated for any other purpose whatsoever.

3. The proceeds of said loans shall be used to pay the current expenses of the City of San Antonio as provided by the Library Fund Ordinance of said City, for this fiscal year, and the remainder shall be retained in said fund subject to the stipulations thereof.

OL-305

4. The form of said notes shall be substantially as follows:-

"\$ \_\_\_\_\_

NO. \_\_\_\_\_

UNITED STATES OF AMERICA  
THE STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO LIBRARY FUND NOTE  
FISCAL YEAR JUNE 1, 1939 TO MAY 31, 1940.

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1940, the sum of \_\_\_\_\_ (\$ \_\_\_\_\_) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.7 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees; maker reserves and has the right and option to make partial payments hereon at any time, in amounts not less than \$10,000.00, with interest thereon to the time of such partial payments.

This note is one of a series of notes which may aggregate \$60,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred and to be incurred for current expenses of said City for support and maintenance of public libraries of said City, for and during the fiscal year beginning June 1, 1939 and ending May 31, 1940, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the 29th day of July, 1939, recorded and of record in the Ordinances Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the \_\_\_\_ day of \_\_\_\_\_, 193\_\_.

CITY OF SAN ANTONIO, TEXAS

By \_\_\_\_\_  
Mayor, CITY OF SAN ANTONIO, TEXAS  
Countersigned:  
By \_\_\_\_\_  
Treasurer, CITY OF SAN ANTONIO, TEXAS  
By \_\_\_\_\_  
Auditor, CITY OF SAN ANTONIO, TEXAS."

ATTEST:

\_\_\_\_\_  
City Clerk,  
CITY OF SAN ANTONIO, TEXAS.

5. The City of San Antonio will levy a tax as stipulated by law at a rate sufficient to produce a return to pay the series of notes specified herein, according to their tenor and effect.

6. That the Mayor of said City be and he is hereby authorized to execute and deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to the payee in consecutive numerical order hereinabove designated.

7. Upon the payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

8. PASSED AND APPROVED this 31st day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

---  
AN ORDINANCE (340)

*01-306*

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$40,000.00 FROM THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO PAY CURRENT EXPENSES IN THE MATTER OF THE FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS' PENSION FUND.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That the City of San Antonio is authorized to borrow from the National Bank of Commerce of San Antonio, Texas, \$40,000.00, or so much thereof as may be needed, to pay that part of the current expenses for the fiscal year beginning June 1st, 1939 and ending May 31st, 1940, which represents the obligations of the City for the payments of benefits stipulated under the terms of an Ordinance creating a Special Fund to aid the disbursements of the Board of Firemen, Policemen and Fire Alarm Operators' Pension Fund Trustees, passed and approved on the 1st day of July, A. D. 1929; which sum does not exceed the estimated income of said City for said fiscal year for said purpose.

2. As evidence of said loan 40 promissory notes of the City of San Antonio shall be executed and which notes shall be drawn and executed as stipulated by the Charter and Ordinances of the City of San Antonio and the Constitution and laws of the State of Texas, which notes shall be numbered consecutively from 1 to 40, both inclusive, and shall be for the sum of \$1,000.00 each, aggregating the sum of \$40,000.00, and shall bear interest at the rate of 2.7 per cent per annum from date until maturity, interest to be paid only on money actually advanced on said notes and only from the dates of the advancement to the dates of payment, which notes shall be signed by the Mayor, countersigned by the City Auditor and by the

City Treasurer, and attested by the City Clerk, and the corporate seal of the City shall be applied thereto, and said notes shall bear interest after maturity at the rate of 6 per cent per annum. All advances shall be made on lawful warrants and/or notes which shall provide for maturity not later than June 30th, A. D. 1940, with privilege of prepayment prior to maturity and the aggregate amount of the warrants, notes or other obligations outstanding at any one time shall not exceed the unpledged current revenue of the Firemen, Policemen and Fire Alarm Operators' Pension Fund remaining uncollected for such current fiscal year, and said warrants and/or notes shall constitute a first lien upon all revenue arising from the special tax levied and collected to create such fund for the current fiscal year, and all uncollected back taxes arising from the special taxes levied for this purpose for previous years, subject only to existing prior pledges of said back taxes, are hereby irrevocably pledged, transferred and assigned for the payment of said advancements, and said warrants and/or notes and all interest thereon shall be paid from said current incomes, before such revenues may be lawfully appropriated for any other purpose.

3. The proceeds of said loan shall be used to pay the current expenses of the City of San Antonio under the provisions of the Firemen, Policemen and Fire Alarm Operators' Pension Fund Ordinance for the current fiscal year, and the remainder shall be retained in said fund subject to the stipulations thereof.

4. The form of said notes shall be substantially as follows:-

"\$ \_\_\_\_\_

NO. \_\_\_\_\_

UNITED STATES OF AMERICA  
THE STATE OF TEXAS  
COUNTY OF BEXAR  
CITY OF SAN ANTONIO PENSION FUND NOTE  
FISCAL YEAR JUNE 1, 1939 TO MAY 31, 1940

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1940, the sum of \_\_\_\_\_ (\$ \_\_\_\_\_) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.7 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, of collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees; maker reserves and has the right and option to make partial payments hereon at any time, in amounts not less than \$10,000.00, with interest thereon to the time of such partial payments.

This note is one of a series of notes which may aggregate \$40,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio under the provisions of the Firemen, Policemen and Fire Alarm Operators' Fund Ordinance, and to supply needed money and funds to pay current expenses in the operation of the Firemen, Policemen and Fire Alarm Operators' Pension Fund for and during the fiscal year beginning June 1, 1939 and ending May 31, 1940, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and

Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the 29th day of July, 1939, recorded and of record in the Ordinances Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, or said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the \_\_\_ day of \_\_\_\_\_, 193\_.

CITY OF SAN ANTONIO, TEXAS

By \_\_\_\_\_  
Mayor, CITY OF SAN ANTONIO, TEXAS

Countersigned:

By \_\_\_\_\_  
Treasurer, CITY OF SAN ANTONIO, TEXAS

By \_\_\_\_\_  
Auditor, CITY OF SAN ANTONIO, TEXAS"

ATTEST:

\_\_\_\_\_  
City Clerk  
CITY OF SAN ANTONIO  
TEXAS.

5. The City of San Antonio will levy a tax as stipulated by law at a rate sufficient to produce a return to pay the series of notes specified herein, according to their tenor and effect.

6. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

7. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

8. PASSED AND APPROVED this 31st day of July, A. D. 1939.

C. Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

- - -

AN ORDINANCE (341)

01-309

ADOPTING A TENTATIVE BUDGET FOR THE EXPENDITURES EXPECTED TO BE MADE BY THE CITY DURING THE CURRENT FISCAL YEAR 1939.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:

1. That a tentative budget for the expenditures expected to be made by the City of San Antonio, Texas, during the current Fiscal Year 1939, beginning June 1, 1939 and ending May 31, 1940, containing an estimate of the various amounts apportioned to each Department for services, public work, materials, supplies and expenses, estimated to be necessary therefor, is hereby adopted, in words and figures as follows:

For the Department of Public Affairs in General, the sum of . . . . .	\$ 331,420.00
For the Department of Taxation, the sum of . . . . .	105,886.06
For the Department of Sanitation, Parks and Public Property, the sum of . . . . .	655,405.78
For the Department of Streets and Public Improvements, the sum of . . . . .	427,800.00
For the Department of Fire and Police, the sum of . . . . .	1,198,285.00

Total Budget for all of the Above . . . . . \$2,718,796.84

2. Be it further ordained that the sum of TWO MILLION SEVEN HUNDRED EIGHTEEN THOUSAND SEVEN HUNDRED NINETY SIX & 84/100 DOLLARS (\$2,718,796.84), be and the same is appropriated hereby out of the 1939 General Fund, to provide for the operating expenses of the various departments of the City for the Fiscal Year ending May 31, 1940, as set out in Section 1.

3. PASSED AND APPROVED on the 31st day of July, 1939.

C Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

AN ORDINANCE (344)

01-308

APPOINTING THE PURCHASING AGENT OF THE CITY OF SAN ANTONIO.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That Whitlow <sup>K</sup> Perkins is hereby appointed to the position of Purchasing Agent of the City of San Antonio.
2. The Purchasing Agent aforesaid is appointed for a temporary period and from day to day only, subject to removal, with or without cause, by the Mayor of the City of San Antonio.
3. PASSED AND APPROVED on the 1st day of August, A. D. 1939.

C Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk

AN ORDINANCE (345)

01-309

APPOINTING C. A. HART CHIEF OF THE FIRE DEPARTMENT.

...

BE IT ORDAINED by the Commissioners of the City of San Antonio:-

1. That C. A. Hart be and he is hereby appointed to the position of Chief of the Fire Department of the City of San Antonio.
2. PASSED AND APPROVED this 1st day of August, A. D. 1939.

C Ray Davis  
Acting Mayor

ATTEST: J. J. Patterson  
City Clerk