

the tract herein conveyed;

Thence N. 50 deg. 15' W. with the Southwest line of the neighborhood road (Bitters Road) a distance of 80 feet to a point;

Thence S. 9 deg. E. 91.06 feet to a point in the Northwest line of the Wetmore Road;

Thence N. 50 deg. 00' E. with the Northwest line of the Wetmore Road a distance of 60 feet to the place of beginning; containing 0.054 Acres of land, more or less.

4. It is understood that this easement is to be used by the County for public road purposes only, and when such road is constructed that Bexar County will maintain same at its own cost and expense.

5. It being hereby agreed and understood that in the event Bexar County shall permanently abandon said easement right-of-way hereinabove described, then and in that event, same shall immediately revert to the City of San Antonio and its assigns.

6. TO HAVE AND TO HOLD the said premises, together with all and singular the rights, privileges and appurtenances thereto in any manner belonging, unto the said grantee, its successors and assigns, forever, so that neither the said City of San Antonio, nor its successors, nor any person or persons claiming under it, shall, at any time hereafter, have, claim or demand any right or title to the aforesaid premises or appurtenances, or any part thereof, except as to taxes or assessments as above set forth.

PASSED AND APPROVED this 30th day of September, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

THE STATE OF TEXAS,

COUNTY OF BEXAR.

BEFORE ME, the undersigned, a Notary Public of Bexar County, Texas, on this day personally appeared Gus B. Mauermann, Mayor of the City of San Antonio, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of San Antonio, a municipal corporation and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN under my hand and seal of office, this 30th day of September, A.D. 1943.

Olive D. Hodson

Notary Public, Bexar County, Texas.

* * *

APPRO. NO. 225

AN ORDINANCE (328)

APPROPRIATING \$19,033.61 OUT OF THE 1943 GENERAL FUND, FOR PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$19,033.61, be and the same is hereby appropriated out of the 1943 General Fund, for per diem payrolls for the period ending September 30, 1943, as follows:

Public Affairs in General	208.50
Sanitation, Parks & Public Property	13,261.15
Streets & Public Improvements	5,563.96
	<hr/>
	19,033.61

PASSED AND APPROVED on the 2nd day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett, City Clerk * * *

APPRO. NO. 226

AN ORDINANCE (329)

MAKING CONTRACT WITH W. M. LEWIS, ET AL. FOR AMPHIBIOUS MOWER;
AND APPROPRIATING \$50.00.

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

1. That this ordinance makes and manifests a lease contract for a motor-driven amphibious mowing machine mounted in a boat, between W. M. Lewis, Sam H. Schaefer, J. A. Kenagy and O. J. Van Horn, hereinafter called Lessors, and the City of San Antonio, hereinafter called Lessee,

WITNESSETH:-

2. The Lessors let to the Lessee, and the Lessee rents from the Lessors, for a period of 6 months from the date of this instrument, the personal property herein described for \$50.00, which is appropriated hereby out of the 1943 General Fund - Parks and Plazas, in payment thereof.

3. The mower will be delivered to the City of San Antonio at Kirby Lake; and at the expiration of this lease, the Lessee will return the mower to the Lessors at Kirby Lake.

4. The mower shall be used by the City for the purposes for which it is designed, and upon the termination of this lease, the Lessee shall return it to the Lessors in the same condition and working order as it was when received by the Lessee, ordinary wear resulting from use excepted.

4. Exclusive venue in all actions arising under this contract shall be laid in the courts of Bexar County, Texas.

5. This contract shall become effective upon adoption by the Board of Commissioners of the City of San Antonio; and, all agreements, if any, existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

6. This instrument in writing constitutes the entire contract between the parties, there being no other written nor parol agreement with any officer or employee of the City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

PASSED AND APPROVED this 4th day of October, A. D. 1943.

Paul E. Steffler

ACT. MAYOR

ATTEST:

Sam C. Bennett

City Clerk

IN WITNESS WHEREOF, the Lessors have signed this document in duplicate

/s/ W. M. Lewis

/s/ O. J. Van Horn

* * *

APPRO. NO. 227

AN ORDINANCE (330)

APPROPRIATING \$421.98, OUT OF THE 1943 GENERAL FUND -
ENGINEERING DEPARTMENT - TO PAY A. E. RHEINER AND COMPANY FOR
1 - TRANSIT.

BE IT ORDAINED BY THE Commissioners of the City of San Antonio, that, the sum of \$421.98, be and the same is hereby appropriated out of the 1943 General Fund - Engineering Department - to pay A. E. Reiner and Company for 1 - K and E #5060 F. Transit and Tax, and express charges as per approved statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 4th day of October, 1943.

Paul E. Steffler

ATTEST: Sam C. Bennett, City Clerk

ACT. MAYOR

APPRO. NO. 228

AN ORDINANCE (331)

APPROPRIATING \$238.14 OUT OF THE 1943 GENERAL FUND TO PAY C. L. WORTHY, SR. FOR GRAVEL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$238.14, be and the same is hereby appropriated out of the 1943 General Fund - Street Maintenance Department - payable to C. L. Worthy, Sr., to pay for 1323 loads of gravel as per contract approved Aug. 19, 1943, and estimate on file in the City Auditor's Office.

PASSED AND APPROVED on the 4th day of October, 1943.

Paul E. Steffler,

Act. M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 229

AN ORDINANCE (332)

APPROPRIATING \$828.25 OUT OF THE 1943 GENERAL FUND TO PAY FOR TRUCKS AND TEAMS HIRED IN THE VARIOUS DEPARTMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$828.25, be and the same is hereby appropriated out of 1943 General Fund - Various Departments - to pay for trucks and teams hired for the period September 16, 1943 to and including September 30, 1943, as per approved estimates on file in the City Auditor's Office, payable out of the following Departments:

Parks & Plazas	\$142.00
Garbage & Sanitation	128.00
St. Maintenance	558.25
	<hr/>
Total	\$828.25

PASSED AND APPROVED on the 4th day of October, 1943.

Paul E. Steffler

Act. M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 230

AN ORDINANCE (333)

TRANSFERRING \$2,200.00 FROM BACK TAX GENERAL FUND AND \$4,200.00 FROM 1942 GENERAL FUND TO THE 1943 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the Commissioner of Taxation, as ex-officio City Treasurer, and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$6,400.00 to the 1943 General Fund - Taxes, Licenses, Fines, etc. Account from the following Funds:

Back Tax General Fund	\$2,200.00
1942 General Fund - Taxes, Licenses, Fines, etc. Account	4,200.00
	<hr/>
	\$6,400.00

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett, City Clerk*

* * *

APPRO. NO. 231

AN ORDINANCE (334)

APPROPRIATING \$248.85 OUT OF 1943 GENERAL FUND TO PAY
SEPTEMBER INTEREST ON 1943 GENERAL FUND NOTES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$248.85, be and the same is hereby appropriated out of 1943 General Fund - Interest Department payable to Frost National Bank of San Antonio, Texas, to pay interest for the month of September, 1943 on 1943 General Fund Notes held by Bank.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 232

AN ORDINANCE (335)

APPROPRIATING \$6.11 OUT OF POLICE & FIREMEN'S PENSION FUND
TO PAY SEPTEMBER INTEREST ON PENSION FUND NOTES HELD BY BANK.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$6.11, be and the same is hereby appropriated out of Police & Firemen's Pension Fund to pay September Interest on Police & Firemen's pension Fund Notes held by Frost National Bank.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 233

AN ORDINANCE (336)

ACCEPTING THE PROPOSALS TO BIND APPROXIMATELY 60,000 ASSESSMENT
SHEETS FOR THE CITY OF SAN ANTONIO, TAXATION DEPARTMENT, AS
SPECIFIED IN THIS ORDINANCE BELOW:

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the proposals of the following named firms to bind approximately 60,000 Assessment Sheets for the City of San Antonio, Taxation Department, in quantities and prices set opposite their names, be and the same are hereby accepted as follows:

The Glegg Co.	30 Books @ \$8.00	-	\$240.00
Paul Anderson Co.	30 " " "	-	240.00
National Printing & Stationery Co.	30 " " "	-	240.00
Standard Printing Co.	30 " " "	-	240.00

And that the total sum of \$960.00 be and is hereby appropriated out of the 1943 General Fund, Assessor's Department, in payment as follows:

The Glegg Co.	\$240.00
Paul Anderson Co.	240.00
National Printing & Stationery Co.	240.00
Standard Printing Co.	240.00

Said proposals attached hereto.

All other proposals are hereby rejected.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 234

AN ORDINANCE (337)

ACCEPTING PROPOSALS OF BLUE & BLUE PRINTERS AND CARLETON PRINTING CO., TO FURNISH THE CITY OF SAN ANTONIO, TAXATION DEPARTMENT, WITH TAX RECEIPTS AND ASSESSMENT INVENTORY SHEETS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the proposal of Blue & Blue Printers and Carleton Printing Co., be accepted to furnish the City of San Antonio, Taxation Department, with certain Tax Receipts and Inventory Sheets as follows:

- ITEM NO. 1 Blue & Blue Printers, 65,000 Tax Receipts, at a total price of \$871.50
- ITEM NO. 2 Carleton Printing Co., 85,000 Inventory Sheets " " " " 378.25

And that the total sum of \$1,249.75, be and is hereby appropriated out of the 1943 General Fund, Tax Assessor's Department, in payment as follows:

Blue & Blue Printers	\$871.50
Carleton Printing Co.	378.25

Said proposals attached hereto.

All other proposals are hereby rejected.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann
MAYOR

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 235

AN ORDINANCE (338)

APPROPRIATING \$15.44 OUT OF THE 1943 GENERAL FUND TO PAY FOR REPAIRS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$15.44, be and the same is hereby appropriated out of the 1943 General Fund - City Hall Building Department - to pay A. S. Hight, for services adjusting Boiler Burners for Heating Plant, as per statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann
MAYOR

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 236

AN ORDINANCE (339)

APPROPRIATING \$187.50 OUT OF THE 1943 GENERAL FUND FOR MATERIAL

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$187.50, be and the same is hereby appropriated out of the 1943 General Fund - Parks & Plazas Department - to pay Carl C. Wurzbach, for material, namely 150 yards of rock at \$1.25 per yard, as per statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann
MAYOR

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 237

AN ORDINANCE (340)

ACCEPTING THE PROPOSAL OF EDWARDS MILL TO FURNISH THE CITY
OF SAN ANTONIO, ZOO DEPARTMENT, WITH ONE CARLOAD OF ALFALFA
HAY.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the attached proposal of Edwards Mill, be and is hereby accepted to furnish the City of San Antonio, Zoo Department with one carload of Alfalfa Hay, 23,975 lbs. or 11,9875 tons @ \$42.75 per ton net, making a total sum of \$512.46 and this total sum of \$512.46 be and is hereby appropriated out of the 1943 General Fund, Zoo Department, in payment of same to Edwards Mill.

Said proposal attached hereto.

All other proposals are hereby rejected.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus D. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

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AN ORDINANCE (341)

PERMITTING RANDOLPH HOUSING CORPORATION TO MAKE CONNECTION
CHARGE TO SEWER.

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

1. The Randolph Housing Corporation is permitted to make a service charge of \$35.00 per connection to sewer extension made by it to the Sewerage System of the City of San Antonio. The description of the line covered by this ordinance and the area included is as follows:

2. Lots on the North side of alley in City Block 6773, from Duncan Avenue to Niemeyer, also the main on Duncan Avenue from Thompson Place to alley south of Taft Boulevard.

3. The Plumbing Inspector is directed not to issue any permits for a connection on the line described herein without a written order signed by the Randolph Housing Corporation.

4. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus D. Mauermann

M A Y O R

ATTEST: Sam C. Bennett
City Clerk

* * *

A RESOLUTION (342)

CALLING FOR BIDS TO SUPPLY AND APPLY COLD ROLLED ROCK ASPHALT
ON CERTAIN STREETS.

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

1. That the City Clerk is directed to advertise for sealed proposals, addressed to the City Clerk, City Hall, San Antonio, Texas, to supply and apply No. 1 Cold Rolled Rock Asphalt, on certain streets in the City of San Antonio, as per specifications on file in the office of the City Engineer, together with all labor, materials and necessary machinery to do the work.

2. The bids shall be made in duplicate and the envelope containing the bids shall be endorsed "Bid to Supply and Apply Cold Rolled Rock Asphalt".

3. The work shall be done and completed in accordance with the plans and specifications and directions of the City Engineer.

4. Bids will be received at the office of the City Clerk of the City of San Antonio,

Bexar County, Texas, until 10:00 o'clock A. M. on Thursday, the 14th day of October, 1943, and then publicly opened and read aloud in the City Council Chamber. Any bids received after closing time will be returned unopened.

5. The successful bidder will be required to execute the standard city form construction contract prepared and supplied by the City of San Antonio.

6. In the case of ambiguity, duplicity or obscurity in the bids, the City Engineer shall have the exclusive power to construe and apply the meaning thereof.

7. No bid may be withdrawn less than 30 days after the scheduled closing time.

8. The City reserves the right to reject any or all bids and waive formality.

9. Advertisement shall be made by the publication of this resolution for three successive days in the SAN ANTONIO EVENING NEWS.

10. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 238

AN ORDINANCE (343)

APPROPRIATING \$252.50 TO PAY IGNACIO E. GARCIA, ET AL
FOR LAND FOR THE EXTENSION OF BISHOP STREET.

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

1. That \$252.50 is appropriated hereby out of the Street Opening and Widening Fund of 1926, to pay Ignacio E. Garcia and Angelita Sanchez Garcia, for the extension of Bishop Street by the purchase of Lot 9, New City Block 6564.

2. Upon the delivery of the deed duly executed and approved by the City Attorney, with a guaranty title in favor of the City of San Antonio and a certificate of the payment of all taxes, the City Auditor is directed to deliver said warrant and the City Clerk is directed to receive the deed and file it with the County Clerk.

3. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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A RESOLUTION (344)

CALLING FOR BIDS TO SUPPLY AND APPLY SINGLE ASPHALT
SURFACE TREATMENT WITH PEA GRAVEL AGGREGATE.

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

1. That the City Clerk is directed to advertise for sealed proposals, addressed to the City Clerk, City Hall, San Antonio, Texas, to supply and apply Single Asphalt Surface Treatment with Pea Gravel Aggregate, on certain streets in the City of San Antonio, as per specifications on file in the office of the City Engineer, together with all labor, materials and necessary machinery to do the work.

2. The bids shall be made in duplicate and the envelope containing the bids shall be endorsed "Bid to Supply and Apply Single Asphalt Surface Treatment with Pea Gravel Aggregate."

3. The work shall be done and completed in accordance with the plans and specifications and directions of the City Engineer.

4. Bids will be received at the office of the City Clerk of the City of San Antonio, Bexar County, Texas, until 10:00 o'clock A. M. on Thursday, the 145th day of October, 1943, and then publicly opened and read aloud in the City Council Chamber. Any bids received after closing time will be returned unopened.

5. The successful bidder will be required to execute the standard city form construction contract prepared and supplied by the City of San Antonio.

6. In the case of ambiguity, duplicity or obscurity in the bids, the City Engineer shall have the exclusive power to construe and apply the meaning thereof.

7. No bid may be withdrawn less than 30 days after the scheduled closing time.

8. The City reserves the right to reject any or all bids and waive formality.

9. Advertisement shall be made by the publication of this resolution for three successive days in the SAN ANTONIO EVENING NEWS.

10. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 239

AN ORDINANCE (345)

APPROPRIATING \$161.26 OUT OF THE 1943 GENERAL FUND, TO PAY FOR TORCHES, SCOOPS, ETC.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$161.26, be and the same is hereby appropriated out of the 1943 General Fund - Various Departments - and payable to the Treasurer of the United States for torches, scoops, etc., purchased from the U. S. Warehouse at San Antonio, out of the following departments:

Garbage and Sanitation Dept.	\$ 3.00
Street Maintenance Dept.	158.26
	<hr/>
	\$ 161.26

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 240

AN ORDINANCE (346)

APPROPRIATING \$300.00 TO PAY OFFICER FRANK CONKLIN EXPENSES INCURRED IN CITY BUSINESS.

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

1. That \$300.00 is appropriated hereby out of the General Fund of 1943 - Police Department, to pay the necessary expenses of Officer Frank M. Conklin in attending the Northwestern University Traffic Institute, at Evanston, Illinois, to take a two-week training course in wartime traffic conditions, in the performance of services for the City of San Antonio in the improvement of the Police Department; said course being from October 18 to 31, inclusive.

2. The said officer shall keep an accurate, itemized account of the necessary expenses

incurred by him in this matter, and shall refund to the City the remainder of the money un-
expended in this behalf.

3. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 241

AN ORDINANCE (347)

APPROPRIATING \$145.63 OUT OF 1943 GENERAL FUND TO DEFRAY
EXPENSES OF JOHN W. FITCH, JR., IN ATTENDING NORTHWESTERN
UNIVERSITY TRAFFIC INSTITUTE, EVANSTON, ILLINOIS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$145.63,
be and the same is hereby appropriated out of the 1943 General Fund - Police Department -
payable to John W. Fitch, Jr., a member of the Police Department of the City of San Antonio,
Texas, for expenses incurred in attending the Northwestern University Traffic Institute,
Evanston, Illinois, as per statements on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 242

AN ORDINANCE (348)

APPROPRIATING \$883.68 OUT OF THE 1943 GENERAL FUND TO
PAY FOR DIGGING HOLES FOR REMOVAL OF PARKING METERS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$883.68
be and the same is hereby appropriated out of the 1943 General fund - Police Department -
payable to Rodgers & Stewart, Inc. to pay for digging holes and removing Parking Meters,
as per bills on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 243

AN ORDINANCE (349)

APPROPRIATING \$300.00 TO PAY OFFICER GEORGE W. BICHSEL
EXPENSES INCURRED IN CITY BUSINESS.

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

1. That \$300.00 is appropriated hereby out of the General Fund of 1943 - Police Depart-
ment - to pay the necessary expenses of Officer George W. Bichsel in attending the Northwestern
University Traffic Institute, at Evanston, Illinois, to take a two-week training course in
wartime traffic conditions, in the performance of services for the City of San Antonio in

the improvement of the Police Department; said course being from October 18th to 31st, inclusive.

2. The said officer shall keep an accurate, itemized account of the necessary expenses incurred by him in this matter, and shall refund to the City the remainder of the money unexpended in this behalf.

3. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (350)

AUTHORIZING THE POUND MASTER AT THE CITY DOG POUND TO ADMINISTER EUTHANASIA TO DOGS AND CATS; AND FIXING FEE.

*Amended
12/31/52
and BK of Page 331*

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

1. The Pound Master at the City Dog Pound is authorized to administer euthanasia to dogs and cats at the written request of the owner of such animal and delivery at the Dog Pound.

2. The fee for this service shall be \$1.00 for each animal.

3. The Pound Master shall collect the fee, and make proper return thereof under the provisions of the Finance Ordinance.

4. PASSED AND APPROVED this 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 244

AN ORDINANCE (351)

APPROPRIATING \$42.00 OUT OF 1943 GENERAL FUND, PAUPER INTERMENT DEPARTMENT, FOR BURIAL OF PAUPERS DURING MONTH OF SEPTEMBER, 1943.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$42.00, be and the same is hereby appropriated out of 1943 General Fund - Pauper Interment Department payable to Castillo Funeral Home, for burial of paupers during the month of September, 1943, as per approved bill on file in City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

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APPRO. NO. 245

AN ORDINANCE (352)

APPROPRIATING \$80.00 OUT OF THE 1943 GENERAL FUND AUDITORIUM DEPARTMENT, TO PAY FOR PLASTERING REPAIRS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$80.00,

be and the same is hereby appropriated out of the 1943 General Fund - Auditorium Department - to pay J. Jennings, for Plastering Repairs at the Municipal Auditorium, as per statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 246

AN ORDINANCE (353)

APPROPRIATING \$30.00 OUT OF THE 1943 GENERAL FUND -
HEALTH DEPARTMENT - FOR LABOR.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$30.00, be and the same is hereby appropriated out of the 1943 General Fund - Health Department - to pay R. H. Linville for labor in the construction of shelves in storeroom, as per approved bill on file in the Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 247

AN ORDINANCE (354)

APPROPRIATING \$112.50 OUT OF THE 1943 GENERAL FUND -
HEALTH DEPARTMENT - TO PAY FOR PROFESSIONAL SERVICES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$112.50, be and the same is hereby appropriated out of the 1943 General Fund - Health Department - to pay Dr. Ballard E. Galloway, for Pneumo-thorax treatments administered at the Tuberculosis Clinic, Robt. B. Green Hospital, for the months of July and September, 1943 as per approved invoices on file in the City Auditor's Office.

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 248

AN ORDINANCE (355)

APPROPRIATING \$175.00 OUT OF THE 1943 GENERAL FUND TO PAY
RENT FOR CONTROL CENTER AND U. S. EMPLOYMENT SERVICE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$175.00, be and the same is hereby appropriated out of the 1943 General Fund, out of the following departments, and payable to the person or persons as shown below:

Civilian Defense Dept.-

J. H. Savage, Agent -
Control Center Rent - October 1943

75.00

U. S. Employment Service

Mortgage Loan & Agency Company -
U.S. Employment Service - Rent October 1943.
210 West Nueva St.

100.00
\$175.00

PASSED AND APPROVED on the 7th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (356).

AN ORDINANCE CREATING A BOARD OF HEALTH FOR THE CITY OF SAN ANTONIO, THE DIRECTOR OF PUBLIC HEALTH AND THE PERSONNEL OF THE CITY HEALTH DEPARTMENT OF THE CITY OF SAN ANTONIO, PRESCRIBING THE NUMBER OF MEMBERS OF SUCH BOARD AND THEIR DUTIES; THE MANNER OF APPOINTMENT AND TERM OF OFFICE; PROVIDING FOR THE SELECTION OF A CHAIRMAN AND VICE CHAIRMAN; PROVIDING FOR THE SELECTION OF THE DIRECTOR; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH AND DECLARING AN EMERGENCY.

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

SECTION 1: There is hereby created a Board of Health of the City of San Antonio, Bexar County, Texas, which shall be composed of seven members, who shall be nominated by the Chamber of Commerce acting through its Board of Directors, and appointed by the Mayor, two of whom shall be practicing physicians and the other five shall be laymen, all of whom shall be residents of Bexar County, Texas. Their term of office shall be for a period of two years and they shall be eligible for reappointment. Vacancies which may occur on the Board during the term of office of any member shall be filled through nomination and appointment, as specified above.

SECTION 2: No member of the Board of Health shall at the time of serving as such hold a public office or any remunerative position under the Federal State, County and City governments.

SECTION 3: The Director of Public Health shall be appointed by the Board of Health, with the approval of the Mayor, and shall be a thoroughly qualified physician and also qualified in public health work. He shall conform to the merit system prescribed by the Federal and State Boards of Health. He shall devote his full time to the work.

SECTION 4: The Director shall select and appoint all members of the Health Department, with the approval of the Board of Health. All employees of the Health Department shall be thoroughly qualified and shall conform to the standards of the merit system and any other regulations set up by the Federal and State Boards of Health. No employee of the Health Department may solicit or contribute funds for political purposes or participate in any political meeting.

SECTION 5: The Board of Health shall define the policies of the department, review monthly operating reports and make recommendations to the City Commission on all public health and sanitation matters affecting the welfare of the Citizens of San Antonio, and issue statements to the public on the status of the public health of the community monthly. They shall also make recommendations to the City Commissioners on needed ordinances covering such items as housing, industrial hygiene, environmental sanitation, typhus, tuberculosis, poliomyelitis, and other communicable or preventable disease control. The Board of Health shall bring to the attention of the City Commission all types of major health hazards and make general recommendations on such items as will bring about proper drainage, proper sewage collection or disposal,

approved swimming pools, an adequate system of garbage collection and disposal, effective rodent and insect control, and any other public health project or practice as may be deemed necessary for the protection of the public health.

SECTION 6: The Board of Health shall hold a regular meeting on the second Tuesday of each month. Special meetings may be called by the Chairman of the Board or by a majority of the members of the Board upon the giving of twenty-four hours' notice to the members. A quorum shall consist of five members and a majority vote of those present shall govern in all matters then under consideration. The Board shall at its first meeting elect from its membership a chairman, a vice-chairman and a secretary. The Mayor shall be an ex officio member of the Board of Health, but shall not have the right to vote at any of the meetings of the Board.

SECTION 7: Every section of this ordinance and every provision of each section is hereby declared to be an individual section or provision, and the holding of any section or provision of any section to be void, ineffective or unconstitutional, for any cause whatsoever, shall not be deemed to affect any other sections or provisions thereof.

SECTION 8: All ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed.

SECTION 9: WHEREAS, an emergency is apparent for the immediate preservation of order, good government and public health that requires this ordinance to become effective at once, THEREFORE, upon the passage of this ordinance by a vote of four-fifths (4/5) of the Commissioners, it shall be effective from and after the date of its passage, as made and provided by the charter of the City of San Antonio.

PASSED AND APPROVED this the 7th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (357)

APPOINTING THE BOARD OF HEALTH OF THE CITY OF SAN ANTONIO

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

1. That pursuant to the Resolution of the Chamber of Commerce of the City of San Antonio nominating the Board of Health of the City of San Antonio:
2. Reagan Houston, Carl C. Krueger, Nathan Goldsmith, Ernest A. Baetz, Mrs. Leroy G. Denman, Dr. Patrick I. Nixon, and Dr. H. J. Schattenberg are hereby appointed and confirmed to be the members of the Board of Health of the City of San Antonio under the terms and provisions of the ordinance creating the Board of Health of the City of San Antonio passed and approved by the Commissioners of the City of San Antonio on the 7th day of October, A. D. 1943.
3. PASSED AND APPROVED this 12th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

- - -

"RESOLUTION

WHEREAS, Honorable Gus B. Mauermann, Mayor of the City of San Antonio, appointed a

Committee composed of a group of citizens to prepare a new Health Ordinance for the City of San Antonio, and to name the members of the Board of Health to administer the Department, which Committee did meet at noon on Friday, October 1, 1943; and

WHEREAS, a new City Health Ordinance was prepared by said Committee and officially adopted and passed by the Commissioners of the City of San Antonio on Thursday, October 7, 1943; and

WHEREAS, said Health Ordinance specified that the Board of Health of the City of San Antonio shall be composed of seven members, two of whom shall be practicing physicians and the other five shall be laymen, all of whom shall be nominated by the Board of Directors of the Chamber of Commerce; and

WHEREAS, the Chamber of Commerce has agreed to accept the responsibility of nominating the members of the Board of Health, our Board does hereby propose the following seven persons -- Reagan Houston, Carl C. Krueger, Nathan Goldsmith, Ernest A. Baetz, Mrs. Leroy G. Denman, Dr. Patrick I. Nixon, and Dr. H. J. Schattenberg --- for membership on the Board of Health, each of whom has agreed to serve if appointed; therefore

BE IT RESOLVED that the Board of Directors of the San Antonio Chamber of Commerce does hereby unanimously nominate the above mentioned persons for membership on the proposed Board of Health, in accordance with conditions specified in the Ordinance creating the Board of Health which was adopted on Thursday, October 7, 1943; and urges their appointment at the earliest possible date.

BE IT FURTHER RESOLVED that we hereby express our appreciation for the confidence placed in us by the Mayor and the Commissioners of the City of San Antonio, and pledge our wholehearted cooperation with the City Officials and the new Board of Health in any and all matters relating to the health problem of the City.

/s/ B. B. McGimsey
President, San Antonio Chamber of
Commerce

ATTEST:

/s/H. M. Van Auken
Vice President & General Manager

ADOPTED:-
October 12, 1943."

* * *

APPRO. NO. 249

AN ORDINANCE (358)

APPROPRIATING \$39,174.00 OUT OF 1943 GENERAL FUND TO PAY FOR MATERIALS, SUPPLIES AND MISCELLANEOUS EXPENDITURES.

BE IT ORDAINED By the Commissioners of the City of San Antonio, that, the sum of \$39,174.00, or as much thereof as may be necessary, be and the same is hereby appropriated out of the 1943 General Fund, to pay for materials, supplies and miscellaneous expenditures, payable as per approved bills on file in the City Auditor's Office for the following departments:

Public Affairs in General	\$8,336.21
Taxation	195.95
Sanitation, Parks & Public Property	13,809.40
Streets & Public Improvements	4,542.09
Fire & Police	12,290.35
	<hr/>
	\$39,174.00

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 250

AN ORDINANCE (359)

APPROPRIATING \$81,554.41 OUT OF THE 1943 GENERAL FUND, FOR
SEMI-MONTHLY PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$81,554.41, be and the same is hereby appropriated out of the 1943 General Fund, for semi-monthly payrolls for the period ending October 15, 1943, as follows:

Public Affairs in General	\$13,002.58
Taxation Department	3,883.00
Sanitation, Parks & Public Property	10,690.00
Streets & Public Improvements	4,980.50
Fire & Police Departments	48,673.33
Civilian Defense	325.00
	<hr/>
	\$81,554.41

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (360)

GRANTING THE PETITION OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS, FOR EXEMPTION AND CANCELLATION OF CITY TAXES FOR FISCAL YEAR 1943 AND YEARS SUBSEQUENT THERETO, ON LOTS 27 AND 28, BLOCK 82, NEW CITY BLOCK 3350, AT 455 BAILEY AVENUE, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS

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

1. That the property known as Lots 27 and 28, Block 82, City Block 3350, at 455 Bailey Avenue, in the City of San Antonio, Bexar County, Texas, be and is hereby declared to be of an exempt character, and not subject to taxation, and the petition of The Church of Jesus Christ of Latter Day Saints, attached hereto and made a part hereof, for cancellation of City taxes levied upon said property for the fiscal year 1943 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1943, beginning June 1st, 1943, and fiscal years subsequent thereto, said exemption to be effective so long as the said property is used for religious, charitable and school purposes.

2. PASSED AND APPROVED this 14th day of October, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

- - -

"San Antonio, Texas, Oct. 1, 1943

To The Honorable Mayor and Commissioners
of the City of San Antonio, Texas.

The following described property was purchased and is owned by The Church of Jesus Christ of Latter-Day Saints - Utah Corporation: Lots 27-28-Blk. 82, N.C.B. 3350 - Chapel - 455 Bailey Street, Date of Purchase: - May, 1941.

Since purchased, this property has been used exclusively as religious property, yields no revenue, and is owned exclusively and in fee by The Church of Jesus Christ of Latter-Day Saints.

Under the law this property is exempt from taxation and petitioner would respectfully ask

that same be placed by the City Tax Assessor on the list of Exempt property, commencing with the first day of June 1941 and remain thereon as long as said property is used for the above purpose.

THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
/s/ Henry E. Turley, Branch President.

Sworn to and subscribed before me this 5th day of October, 1943.

/s/ Olive D. Hodson
Notary Public, Bexar County, Texas

Address of Signer:

2050 W. Mulberry St.
San Antonio, Texas."

* * *

AN ORDINANCE (361)

GRANTING THE PETITION OF BEACON HILL EVANGELICAL LUTHERAN CHURCH, FOR EXEMPTION AND CANCELLATION OF CITY TAXES FOR FISCAL YEAR 1943 AND YEARS SUBSEQUENT THERETO, ON LOTS 12 AND 13 IN BLOCK 3, NEW CITY BLOCK 3930, AT 1107 WEST HILDEBRAND AVENUE, IN THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS.

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

1. That the property known as Lots 12 and 13, in Block 3, New City Block 3930, at 1107 West Hildebrand Avenue, in the City of San Antonio, Bexar County, Texas, be and is hereby declared to be of an exempt character, and not subject to taxation, and the petition of Beacon Hill Evangelical Lutheran Church, dated October 1, 1943, attached hereto and made a part hereof, for cancellation of City taxes levied upon said property for the fiscal year 1943 is hereby granted, and said property is hereby exempted from taxation for the fiscal year 1943, beginning June 1st, 1943, and fiscal years subsequent thereto, said exemption to be effective so long as the said property is used for religious, charitable and school purposes.

2. PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam G. Bennett
City Clerk

"San Antonio, Texas, Oct. 1, 1943.

To the Honorable Mayor and Commissioners
of the City of San Antonio, Texas.

The following described property was purchased and is owned by Beacon Hill Evangelical Lutheran Church: Lots 12 and 13 in Block 3, New City Block 3930, in Los Angeles Heights Addition, 1107 W. Hildebrand; Date of Purchase: June 25, 1941.

Since Oct. 2, 1942 this property has been used exclusively as a parsonage, yields no revenue, and is owned exclusively and in fee by Beacon Hill Evangelical Lutheran Church.

Under the law this property is exempt from taxation and petitioner would respectfully ask that same be placed by the City Tax Assessor on the list of Exempt property, commencing with the first day of June 1943 and remain thereon as long as said property is used for the above purpose.

BEACON HILL EVANGELICAL LUTHERAN CHURCH

/s/ W. F. Cordova, Rec. Sec.

Sworn to and subscribed before me this 1st day of October, 1943.

Address of Signer:
1005 McIlvaine, San Antonio, Texas." * * *

Mary Bolton, Notary Public, Bexar County,
Texas

APPRO. NO. 251

AN ORDINANCE (362)

APPROPRIATING \$738.00 OUT OF 1943 GENERAL FUND - TO
PAY FOR ONE CAR LOAD LIQUID CHLORINE AND FREIGHT CHARGES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$738.00 be and the same is hereby appropriated out of the 1943 General Fund - Various Departments, for one carload Liquid Chlorine and Freight charges, payable as shown below:

Pumping Station Department:

Peaslee-Gaulbert Corp.	\$158.40
T & N O RR Co.	38.40

Sewage Treatment Plant Dept:

Peaslee-Gaulbert Corp.	435.60
T & N O RR Co.	105.60

Total	\$738.00
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PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 252

AN ORDINANCE (363)

APPROPRIATING \$192.55 OUT OF 1943 GENERAL FUND TO PAY
GOVERNMENT TAX ON ADMISSIONS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$192.55, be and the same is hereby appropriated out of 1943 General Fund, payable to Collector of Internal Revenue, being taxes on admissions from September 1, 1943 to September 30, 1943 inclusive, as per statement on file in the City Auditor's Office, as follows:

1943 GENERAL FUND:

Governor's Palace	\$19.18
Museum	49.72
Reptile Garden	60.42
Woodlawn - Swimming Pool	43.80
San Pedro - " "	7.76
Roosevelt - " "	11.67

\$192.55

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (364)

ACCEPTING BID OF GUDELIO RUIZ, CREATING CONTRACT TO
GATHER PECAN CROP IN VARIOUS PARKS OF THE CITY OF
SAN ANTONIO.

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

1. That this Ordinance evidences the acceptance of the attached bid, and makes a contract according to the terms of the bid, the Charter and relevant Ordinances of the City of San Antonio, with Gudelio Ruiz, of 123 East West Street, San Antonio, Texas, to gather pecan crop in the various parks of the City of San Antonio, for a consideration of 52 per cent of

the crop of pecans for the City and 48 per cent of the crop of pecans for said bidder.

2. This contract shall become effective upon adoption by the Board of Commissioners of the City of San Antonio; and, all agreements, if any, existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

3. This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with any officer or employee of the City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

PASSED AND APPROVED this 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (365)

MAKING AND MANIFESTING A DEED OF EXCHANGE BETWEEN AMERICAN REALTY CORPORATION AND CITY OF SAN ANTONIO.

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

1. That this ordinance makes and manifests a deed of exchange between the American Realty Corporation and the City of San Antonio for and in consideration of the execution of this instrument and in consideration of the exchange of land of equal value: WITNESSETH:-

2. That the American Realty Corporation has granted, sold and conveyed and by these presents does grant, sell and convey unto the City of San Antonio those certain tracts or parcels of land situated within the corporate limits of the City of San Antonio, County of Bexar and State of Texas, more particularly described as follows:

East 15.0 feet of the south 110.0 feet of Lot 18, Block 3414;
North 15.0 feet of Lot 18, Block 3414;
East 15.0 feet of Lot 18, Block 3421;

4. To have and to hold the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said City of San Antonio and its successors forever. And it does hereby bind itself, its successors and assigns, to warrant and forever defend, all and singular the said premises, and the metes and bounds thereof, unto the said City of San Antonio, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

5. That the City of San Antonio for and in consideration of the execution of this instrument in writing and of the exchange of land of equal value:

6. Has granted, sold and conveyed and by these presents does grant, sell and convey unto the American Realty Corporation those certain tracts or parcels of land situated within the corporate limits of the City of San Antonio, County of Bexar and State of Texas, more particularly described as follows:

7. East 7.5 feet of Lot 4, Block 3421;
East 7.5 feet of Lot 19, Block 3421;
West 7.5 feet of Lot 20, Block 3421;
West 7.5 feet of Lot 5, Block 3426.

8. To have and to hold the said premises, together with all and singular, the rights, privileges and appurtenances thereto in any manner belonging, unto the said American Realty Corporation, its successors and assigns forever; so that neither the City of San Antonio nor its successors nor assigns nor any person claiming under it, shall at any time hereafter have,

claim or demand any right or title in and to the aforesaid realty, nor any part thereof.

9. Any liens which might result by operation of law from the exchange of land are hereby expressly waived by the parties to this deed.

10. The foregoing instrument in writing constitutes the entire consideration for the conveyance of said property, there being no other written nor any parol 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. PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

12. IN TESTIMONY WHEREOF, the American Realty Corporation has caused these presents to be signed and attested by its duly authorized officers, and its corporate seal hereto affixed, on this the 7th day of October, A. D. 1943.

AMERICAN REALTY CORPORATION

By /s/ William W. Allen, Jr.

President

ATTEST:

/s/ R. C. Booton

Secretary

(SEAL)

THE STATE OF TEXAS,

COUNTY OF BEXAR .

Before me, the undersigned, a Notary Public of Bexar County, Texas, on this day personally appeared Gus B. Mauermann, Mayor of the City of San Antonio, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of San Antonio, a municipal corporation and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN under my hand and seal of office, this 14th day of October, A. D. 1943.

/s/ Olive D. Hodson

Notary Public, Bexar County, Texas.

COMMONWEALTH OF PENNSYLVANIA,

COUNTY OF PHILADELPHIA.

Before me, the undersigned, a Notary Public, of Philadelphia County, Penna., on this day personally appeared William W. Allen, Jr. President of American Realty Corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said American Realty Corporation, a corporation and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN under my hand and seal of office, this the 7th day of October, A. D. 1943.

/s/ Lewis M. Compton

Notary Public, Philadelphia County, Pennsylvania

* * *

APPRO. NO. 253

AN ORDINANCE (366)

APPROPRIATING \$193.80 OUT OF THE 1943 GENERAL FUND FOR LUMBER.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$193.80, be and the same is hereby appropriated out of the 1943 General Fund, Street Maintenance Department, payable to Sims Lumber Company, for lumber, as per their proposal of April 14, 1943, and approved bills on file in the City Auditor's office.

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 254

AN ORDINANCE (367)

REPEALING AN ORDINANCE

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, An ordinance passed and approved on September 23rd, 1943, being Council Appropriation No. 208, appropriating \$738.00 out of the 1943 General Fund - Sewer Maintenance Department, be and the same is hereby repealed.

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 255

AN ORDINANCE (368)

ACCEPTING PROPOSAL, CREATING CONTRACT AND MAKING APPROPRIATION
FOR LABOR, MATERIALS AND MACHINERY, WITH G. W. DICKERSON,
FOR EXCAVATING TRENCHES.

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

1. That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with G. W. Dickerson, of 1543 West Kings Highway, San Antonio, Bexar County, Texas, for excavation of trenches on Sacramento, San Pedro, Millard and Pearl Streets.
2. An appropriation is made hereby in the amount of \$883.10, out of the 1943 General Fund - Sewer Maintenance Department, to pay the debt created by this Ordinance; and, the issue of a warrant is authorized to be delivered to the Contractor, according to the terms of this contract, upon certification for payment under the Ordinances of the City of San Antonio, and in conformity with Section 17 of the Finance Ordinance.
3. This contract shall become effective upon adoption by the Board of Commissioners of the City of San Antonio; and, all agreements, if any, existing heretofore between the contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.
4. This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with any officer or employee of the City of San

Antonio; it being understood that the Charter of San Antonio requires all contracts of the City to be in writing and adopted by ordinance.

5. All other bids are hereby rejected.

PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (369).

AUTHORIZING THE MAYOR TO EMPLOY AN INDEPENDENT AUDITOR
FOR ALL DEPARTMENTS OF THE CITY.

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

1. That the Mayor is hereby authorized and empowered to employ an independent auditor to make a comprehensive and detailed audit of every department of the City, except the Electric and Gas Department, Water Department and the Carnegie Library Department, and to check in detail all revenues, cash receipts, funds, indebtedness and accruals for the period from June 1, 1942 to May 31, 1943.

2. PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 256

AN ORDINANCE (370)

APPROPRIATING \$9.00 OUT OF 1943 GENERAL FUND FOR LABOR
ON AIRPORT WELL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$9.00, be and the same is hereby appropriated out of the 1943 General Fund, Airport Department, payable to J. R. (Bob) Johnson, for labor on Airport well, as per approved bill in City Auditor's office.

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

* * *

APPRO. NO. 257

AN ORDINANCE (371)

APPROPRIATING \$139.20 OUT OF COMMERCE BUILDING FUND IN
MERCHANT BILLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$139.20, be and the same is hereby appropriated out of Commerce Building Fund, in payment of merchant bills as per approved invoices on file in the City Auditor's Office, as follows:

Martin Linen Supply Co.	\$7.20
Otis Elevator Co.	132.00
	<hr/>
	\$139.20

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

ATTEST: Sam C. Bennett, City Clerk

* * *

M A Y O R

APPRO. NO. 258

AN ORDINANCE (372)

APPROPRIATING \$24.15 OUT OF ADVERTISING FUND TO PAY FOR MERCHANTS BILLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$24.15, be and the same is hereby appropriated out of Advertising Fund to pay Blue and Blue, Printers, as per approved purchase order on file in the City Auditor's Office.

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 259

AN ORDINANCE (373)

APPROPRIATING \$257.70 OUT OF THE COMMERCE BUILDING FUND, FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$257.70, be and the same is hereby appropriated out of the Commerce Building Fund, for payroll for the period ending October 15, 1943, in the amount of \$257.70.

PASSED AND APPROVED on the 14th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

A RESOLUTION (374).

ACCEPTING THE AUDIT OF THE AIRPORT FUND BY F. G. RODGERS & COMPANY.

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

1. That the complete audit of the Airport Fund of 1941 by F. G. Rodgers & Company is accepted, and the City Auditor is directed to prepare a final estimate, all as made and provided under a contract authorized by an ordinance passed and approved on the 23rd day of January, A. D. 1943.

2. PASSED AND APPROVED on this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

A RESOLUTION (375).

ACCEPTING THE COMPREHENSIVE AUDIT OF ALL DEPARTMENTS OF THE CITY BY F. G. RODGERS & COMPANY.

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

1. That the comprehensive audit of all departments of the City by F. G. Rodgers & Company is accepted, and the City Auditor is directed to prepare a final estimate, all as made and provided under a contract authorized by an ordinance passed and approved on the 8th day of

September, 1942.

2. PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (376)

MAKING AND MANIFESTING A DEED OF EXCHANGE BETWEEN C. T. GOLDING AND WIFE, MRS. VESTA G. GOLDING, AND CITY OF SAN ANTONIO.

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

1. That this Ordinance makes and manifests a deed of exchange between C. T. Golding and wife, Mrs. Vesta G. Golding, for and in consideration of the execution of this instrument and in consideration of the exchange of land of equal value; WITNESSETH:-

2. That C. T. Golding and wife, Mrs. Vesta G. Golding, have granted, sold and conveyed and by these presents do grant, sell and convey unto the City of San Antonio that certain tract or parcel of land situated within the corporate limits of the City of San Antonio, County of Bexar and State of Texas, more particularly described as follows:

3. A triangular piece of Lot 16, New City Block 3111, beginning at the northwest corner of Lot 16, New City Block 3111; Thence east along the north line of said Lot 16, 20 feet; Thence in a southwesterly direction to a point in the division line between Lots 16 and 17, half way between the north line and the south line of these lots; Thence northward along said division line to the place of beginning.

4. To have and to hold the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said City of San Antonio and its successors forever; and they do hereby bind themselves, their heirs and assigns, to warrant and forever defend, all and singular the said premises, and the metes and bounds thereof, unto the said City of San Antonio, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

5. That the City of San Antonio for and in consideration of the execution of this instrument in writing and of the exchange of land of equal value:

6. Has granted, sold and conveyed and by these presents does grant, sell and convey unto C. T. Golding and wife, Mrs. Vesta G. Golding, that certain tract or parcel of land situated within the corporate limits of the City of San Antonio, County of Bexar and State of Texas, more particularly described as follows:

7. A triangular piece of Lot 17, New City Block 3111, beginning at the southeast corner of said Lot 17; Thence westward along the south line of said Lot 17, 20 feet; Thence in a northeasterly direction to a point in the division line between Lots 16 and 17, half way between the north line and the south line of these lots; Thence southward along said division line to the place of beginning.

8. To have and to hold the said premises, together with all and singular, the rights, privileges and appurtenances thereto in any manner belonging, unto the said C. T. Golding and wife, Mrs. Vesta G. Golding, their heirs and assigns, forever; so that neither the City of San Antonio nor its successors nor assigns nor any person claiming under it, shall at any time hereafter have, claim or demand any right or title in and to the aforesaid realty, nor any part thereof.

9. Any liens which might result by operation of law from the exchange of land are hereby expressly waived by the parties to this deed.

10. The foregoing instrument in writing constitutes the entire consideration for the conveyance of said property, there being no other written nor any parol 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. PASSED AND APPROVED this 14th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

12. IN TESTIMONY WHEREOF, C. T. Golding and wife, Mrs. Vesta G. Golding, have signed these presents, on this the 11th day of October, A. D. 1943.

/s/ Mrs. Vesta G. Golding

/s/ C. T. Golding

THE STATE OF TEXAS

COUNTY OF BEXAR.

BEFORE ME, the undersigned, a Notary Public of Bexar County, Texas, on this day personally appeared Gus B. Mauermann, Mayor of the City of San Antonio, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said City of San Antonio, a municipal corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN under my hand and seal of office, this 14th day of October, A. D. 1943.

/s/ Olive D. Hodson

Notary Public, Bexar County, Texas.

THE STATE OF TEXAS

COUNTY OF BEXAR.

BEFORE ME, the undersigned, a Notary Public in and for Bexar County, Texas, on this day personally appeared C. T. Golding and Mrs. Vesta G. Golding, his wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and the said C. T. Golding acknowledged to me that he executed the same for the purposes and consideration therein expressed. And the said Mrs. Vesta G. Golding, wife of the said C. T. Golding, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said Mrs. Vesta G. Golding, acknowledged such instrument to be her act and deed, and declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN under my hand and seal of office this 11th day of October, A. D. 1943.

/s/ Lucille Wilson

Notary Public, Bexar County, Texas.

* * *

APPRO. NO. 260

AN ORDINANCE (377)

TRANSFERRING \$2,000.00 FROM BACK TAX GENERAL FUND TO THE 1943 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the Commissioner of Taxation, as ex-officio City Treasurer, and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$2,000.00 to the 1943 General Fund - Taxes, Licenses, Fines, etc. Account from the following Fund:-

Back Tax General Fund	\$2,000.00
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PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

Sam C. Bennett,
City Clerk

* * *

APPRO. NO. 261

AN ORDINANCE (378)

APPROPRIATING \$25,021.99 OUT OF 1943 GENERAL FUND TO PAY 1943 GENERAL FUND NOTE NO. 27, AND ACCRUED INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25,000.00, be and the same is hereby appropriated out of 1943 General Fund - Taxes, Licenses, Fines, etc. Account payable to Frost National Bank of San Antonio, Texas, to pay one (1) Note No. 27, of the 1943 General Fund Series, \$25,000.00 each, maturing on or before July 1, 1944; AND, the sum of \$21.99, be and the same is hereby appropriated out of 1943 General Fund - Interest Department to pay accrued interest on 1943 General Fund Note No. 27.

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 262

AN ORDINANCE (379)

APPROPRIATING \$11,398.95 OUT OF U. S. GOVERNMENT TAX ACCOUNT.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$11,398.95, be and the same is hereby appropriated out of U. S. Government Tax Account - being Income Taxes Withheld during the month of September, 1943, and payable as follows:

City of San Antonio for redeposit to 1943 General Fund (Health Department)	\$9.60
Collector of Internal Revenue	11,389.35
Total	\$11,398.95

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 263

AN ORDINANCE (380)

APPROPRIATING \$19,221.25 OUT OF THE 1943 GENERAL FUND, FOR
PER DIEM PAYROLLS

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$19,221.25, be and the same is hereby appropriated out of the 1943 General Fund, for per diem payrolls for the period ending October 15, 1943, as follows:

Public Affairs in General	\$45.00
Sanitation, Parks & Public Property	13,185.71
Streets & Public Improvements	5,990.54
	<hr/>
	\$19,221.25

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 264

AN ORDINANCE (381)

APPROPRIATING \$213.00 OUT OF THE 1943 GENERAL FUND, FOR
PAYROLL (LATE).

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$213.00, be and the same is hereby appropriated out of the 1943 General Fund, for San Antonio Airport payroll for the period ending October 15, 1943, in the amount of -

Public Affairs in General (San Antonio Airport - late)	\$213.00
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PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 265

AN ORDINANCE (382)

APPROPRIATING \$1,415.00 OUT OF THE 1943 GENERAL FUND TO PAY
TELEPHONE SERVICE FOR THE MONTH OF OCTOBER.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,415.00, be and the same is hereby appropriated out of 1943 General Fund - Various Departments payable to Southwestern Bell Telephone Company to pay for telephone services for the month of October 1943 for the following Departments:

Department of Public Affairs in General	\$253.72
Department of Taxation	17.00
Department of Sanitation, Parks and Public Property	92.80
Department of Streets and Public Improvements	8.50
Department of Fire and Police	931.28
Civilian Defense	87.65
Texas State Guard	15.55
Civil Air Patrol	8.50
	<hr/>
	\$1,415.00

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (383) •

EXTENDING THE TIME FOR COMPLETION OF THE CONTRACT WITH
O. J. BROUGHTON ON SEWAGE DISPOSAL PLANT IMPROVEMENTS,
DOCKET TEXAS 41-401.

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

1. That the request of O. J. Broughton is granted to extend the time to fully complete the work from October 25, 1943 to November 27, 1943, on the contract with the City of San Antonio, dated the 10th day of June, 1943, for additions and improvements to the Sewage Treatment Plant of the City of San Antonio, Defense Public Works Project Docket No. Texas 41-401.

2. PASSED AND APPROVED this 19th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 266

AN ORDINANCE (384)

APPROPRIATING \$930.50 OUT OF THE 1943 GENERAL FUND, TO
PAY FOR TRUCKS AND TEAMS HIRED IN THE VARIOUS DEPARTMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$930.50, be and the same is hereby appropriated out of 1943 General Fund - Various Departments - to pay for trucks and teams hired for the period October 1, 1943 to and including October 15, 1943, as per approved estimates on file in the City Auditor's Office, payable out of the following departments:

Parks & Plazas	\$189.00
Garbage & Sanitation	153.00
Street Maintenance	588.50
	<hr/>
Total	\$930.50

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (385) •

ACCEPTING BID OF RODGERS & STEWART, INCORPORATED, FOR
APPLICATION OF SINGLE ASPHALT SURFACE TREATMENT.

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

1. That the bid of Rodgers & Stewart, Incorporated, dated October 14, 1943, attached hereto and made a part hereof, for the furnishing and application of Single Asphalt Surface Treatment on such streets within the corporate limits of the City of San Antonio as may be designated by the City Engineer, at 14½ cents per square yard, is accepted.

2. PASSED AND APPROVED this 19th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

"SINGLE ASPHALT SURFACE TREATMENT

Material: Oil Asphalt (OA-135)
State Highway Specifications 301
Aggregate - Pea Gravel

This item shall consist of a wearing surface composed of a single application of asphalt covered with aggregate, constructed on the prepared base course or surface as directed by the City Engineer. Work to be done on such streets within the Corporate Limits of the City of San Antonio, as may be designated by the City Engineer.

Price bid per square yard shall include the application of OA-135 at the approximate rate of from .35 to .50 gallons per square yard and covered uniformly with pea gravel at the approximate rate of from one C. Y. 80 S. Y. minimum to one C. Y. to 60 S. Y. Maximum.

Entire surface shall be broomed and thoroughly rolled.

Price per square yard .14½.

RODGERS & STEWART INC.
By R. L. Stewart"

* * *

AN ORDINANCE (386).

ACCEPTING BID OF RODGERS & STEWART, INCORPORATED FOR
APPLICATION OF NO. 1 ROCK ASPHALT.

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

1. That the bid of Rodgers & Stewart, Incorporated, dated October 14, 1943, attached hereto and made a part hereof, for the furnishing and application of No. 1 Rock Asphalt on such streets within the corporate limits of the City of San Antonio as may be designated by the City Engineer, at \$6.85 per ton, be and the same is accepted.

2. PASSED AND APPROVED this 19th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

"Material: Cold Mix Limestone Rock Asphalt
Item 314 State Highway Specifications.

Price bid per ton shall include the application of tack coat of approximately .15 gallons of OA-135 or other approved oil or emulsion, per square yard of surface: hauling, spreading, rolling and finishing to such thickness (not less than an average of ½ inch) as may be designated by the City Engineer. Work to be done on such streets within the corporate limits of the City of San Antonio as may be designated by the City Engineer.

Price per ton \$6.85

RODGERS & STEWART INC.
By R. L. Stewart"

* * *

APPRO. NO. 267

AN ORDINANCE (387)

APPROPRIATING \$51.22 OUT OF 1943 GENERAL FUND TO DEFRAY
EXPENSES OF JOHN W. FITCH, JR. IN ATTENDING NORTHWESTERN
UNIVERSITY TRAFFIC INSTITUTE, EVANSTON, ILLINOIS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$51.22, be and the same is hereby appropriated out of the 1943 General Fund - Police Department - payable to John W. Fitch, Jr. a member of the Police Department of the City of San Antonio, Texas, for expenses incurred from October 1st, 1943 through October 15, 1943, in attending the Northwestern University Traffic Institute, Evanston, Illinois, as per statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 19th day of October, 1943.

Gus B. Mauermann

ATTEST:

Sam C. Bennett, City Clerk

M A Y O R

* * *

APPRO. NO. 268

AN ORDINANCE (388)

APPROPRIATING \$60.03 OUT OF THE 1943 GENERAL FUND FOR MATERIALS AND LABOR, AIRPORT DEPARTMENT.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$60.03, be and the same is hereby appropriated out of the 1943 General Fund, Airport Department, to pay Christian Dullnig for electrical material and labor, as per approved invoices on file in the City Auditor's Office.

PASSED AND APPROVED on the 19th day of October, 1943,

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 269

AN ORDINANCE (389)

BE IT APPROPRIATING \$39.00 OUT OF THE 1943 GENERAL FUND, FOR SUPPLEMENTAL STREET MAINTENANCE PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$39.00, be and the same is hereby appropriated out of the 1943 General Fund, for Supplemental Street Maintenance payroll for the period ending October 15k 1943, in the amount of \$39.00.

PASSED AND APPROVED on the 21st day of October, 1943.

P. L. Anderson

M A Y O R, Pro Tem.

ATTEST:
Sam C. Bennett, City Clerk

* * *

APPRO. NO. 270

AN ORDINANCE (390)

APPROPRIATING \$175.59 OUT OF 1943 GENERAL FUND TO PAY FOR POSTAGE STAMPS - VARIOUS DEPARTMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$175.59, be and the same is hereby appropriated out of 1943 General Fund - Various Departments - to pay for postage stamps as per approved invoices on file in the City Auditor's Office, payable out of the following departments:

Public Affairs in General	\$170.59
Sanitation, Parks & Public Property	5.00
	<hr/> \$175.59

PASSED AND APPROVED on the 21st day of October, 1943.

P. L. Anderson

M A Y O R, Pro Tem.

ATTEST:

Sam C. Bennett
City Clerk

* * *

APPRO. NO. 271

AN ORDINANCE (391)

APPROPRIATING \$80.00 OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO PAY FOR ONE (1) USED OAK TABLE, TO BE USED BY THE HEALTH BOARD.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$80.00, be and the same is hereby appropriated out of 1943 General Fund - Health Department - payable to Davis, Hall, Clemens and Knight, Attorneys-at-Law for one (1) used Oak Table, Golden Oak finish, same to be used by the Health Board, as per approved invoice on file in the City

Auditor's Office.

Public Affairs in General (Health Dept.) \$80.00

PASSED AND APPROVED on the 21st day of October, 1943.

P. L. Anderson

M A Y O R, Pro Tem.

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 272

AN ORDINANCE (392)

APPROPRIATING \$12.00 OUT OF 1943 GENERAL FUND - HEALTH DEPARTMENT - TO PAY FOR INSTALLING BUZZER SYSTEM IN COL. BRAND'S OFFICE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$12.00 be and the same is hereby appropriated out of 1943 General Fund - Health Department - to pay H. C. Hatzenbuelher and A. J. Dolle for installing Buzzer System in Col. Brand's Office, payable as per approved Invoice on file in the City Auditor's Office.

Public Affairs in General (Health Dept.) \$12.00

PASSED AND APPROVED on the 21st day of October, 1943.

P. L. Anderson

M A Y O R, Pro Tem.

ATTEST:

Sam C. Bennett

City Clerk

* * *

APPRO. NO. 273

AN ORDINANCE (393)

APPROPRIATING \$250.00 IN SETTLEMENT OF THE CLAIM OF MARY SAUCEDO AND JESSE ZAMORA.

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

1. That \$250.00 is appropriated out of the 1943 General Fund - Judgments & Suits, to pay the claim of Mary Saucedo and Jesse Zamora, Fred Cowen and J. R. Cade, Attorneys, in accord and satisfaction for damages caused by limb of tree falling on the claimants in Concepcion Park on the 13th of June, 1943.

2. PASSED AND APPROVED this 23rd day of October, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (394)

CANCELLING LEASE WITH MANUEL AGUILAR, AND AUTHORIZING SETTLEMENT OF CLAIM FOR RENT.

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

1. That the lease between the City of San Antonio and Manuel Aguilar for Lot A-5, New City Block 872, dated the 15th of July, 1941, be and the same is hereby terminated and cancelled by agreement.

2. The Collector is authorized to accept \$200.00 in full accord and satisfaction of the

claim for rent of the City of San Antonio against Manuel Aguila on this property.

3. PASSED AND APPROVED this 23rd day of October, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

* * *

AN ORDINANCE (395)

AUTHORIZING THE MAYOR OF THE CITY OF SAN ANTONIO TO EXECUTE LEASE BETWEEN THE CITY OF SAN ANTONIO AND THE UNITED STATES OF AMERICA, FOR SAN ANTONIO RECLAMATION SHOPS, EXPOSITION GROUNDS.

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

1. That the Mayor of the City of San Antonio be and he is authorized hereby to execute lease between the City of San Antonio and the United States of America, for San Antonio Reclamation Shops, Exposition Grounds, for a term beginning September 14, 1943, at a rental of \$1.00 per year, payable at the end of each year, covering 33.4 acres out of O.C.L. 6, Range 1, District 1, of the Original Grant to the City of San Antonio, being in County Block 5205, in Bexar County, Texas, a copy of which lease is hereto attached and made a part hereof.

2. PASSED AND APPROVED this 23rd day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

- - -

LEASE

BETWEEN

THE CITY OF SAN ANTONIO

and

THE UNITED STATES OF AMERICA.

1. THIS LEASE, made and entered into this 23rd day of Oct. in the year one thousand nine hundred and forty-three by and between The City of San Antonio, a municipal corporation, whose address is San Antonio, Texas, and whose interest in the property hereinafter described is that of Owner for itself, its successors, and assigns, hereinafter called the Lessor, and THE UNITED STATES OF AMERICA, hereinafter called the Government:

WITNESSETH: The parties hereto for the considerations hereinafter mentioned covenant and agree as follows:

2. The Lessor hereby leases to the Government the following described premises, viz:

A tract of 33.4 acres of land, more or less, situated in Bexar County, Texas, out of O.C.L. 6, Range 1, District 1, of the Original Grant to the City of San Antonio, being in County Block No. 5205, and being a part of the land conveyed to the City of San Antonio by deed dated August 27, 1930, recorded in Vol. 1207, page 176, Bexar County Deed Records; said 33.4 acres being described by metes and bounds as follows; to-wit:

BEGINNING at a point on the North line of St. Hedwig Road, N. 89 deg. 47' E. 669.0 feet from the intersection of said North line of road with the center line of the S.A.B.& T. R. R. (Now M.K.& T. R. R);

THENCE at right angles to the North line of said road, N. 0 deg. 13' W. 1429.0 feet to point on fence line for Northwest corner of this tract;

THENCE following said fence line about S. 86 deg. E. 257.0 feet to corner of fence for an interior corner of this tract;

THENCE continuing along fence N. 2 deg. 32'E. 50.0 feet;

THENCE S. 70 deg. 33' E. 316 feet;

THENCE S. 87 deg. 43' E. 653.27 feet to point for Northeast corner of this tract;

THENCE S. 0 deg. 13' E. 200 feet to corner;

THENCE S. 89 deg. 47' W. 200 feet to corner;

THENCE S. 0 deg. 13' E. 1125 feet to point on North line of St. Hedwig Road for Southeast corner of this tract;

THENCE along North line of St. Hedwig Road, S. 89 deg. 47' W. 1019 feet to the place of beginning.

TOGETHER with two buildings located on said tract, each containing approximately 47,500 square feet (or an aggregate of 95,000 square feet) of floor space.

SKETCH of said tract and location of buildings thereon is attached hereto and made a part hereof.

to be used for the following purpose: Reclamation Shops.

3. TO HAVE AND TO HOLD the said premises with their appurtenances for the term beginning September 14, 1943 through June 30, 1944, provided that, unless and until the Government shall give notice of termination in accordance with provision 12 hereof, this lease shall remain in force thereafter from year to year without further notice; provided further that adequate appropriations are available from year to year for the payment of rentals; and provided further that this lease shall in no event extend beyond six months after the date of the termination of the unlimited National Emergency as declared by the President of the United States by Proclamation No. 2487, dated May 27, 1941.

4. The Government shall pay the Lessor rent at the following rate: One and no/100 Dollars (\$1.00) per year. Payment shall be made at the end of each year by the Finance Officer, United States Army, Fort Worth, Texas.

5. The Government shall not assign this lease in any event, and shall not sublet the demised premises except to desirable tenants.

6. The Lessor shall furnish to the Government, as part of the rental consideration, the following: NOTHING.

7. The Government shall have the right, during the existence of this lease, to make alterations, attach fixtures, and erect additions, structures, or signs, in or upon the premises hereby leased, which fixtures, additions, or structures so placed in, upon or attached to the said premises shall be and remain the property of the Government and may be removed or otherwise disposed of by the Government. The Government shall surrender possession of the premises upon the expiration or termination of this lease and, if required by the Lessor, shall, within 120 days thereafter, or within such additional time as may be mutually agreed upon, return the premises in as good condition as that existing at the time of entering upon the same under this lease, reasonable and ordinary wear and tear and damages by the elements or by circumstances over which the Government has no control, excepted; provided, that, if the Lessor requires the return of the premises in such condition, the Lessor shall give written notice thereof to the Government at least 20 days before the expiration or termination of the lease, said notice to specify the exceptions of the Lessor to the then existing condition.

8. Paragraph deleted.

9. Paragraph deleted.

10. If the said premises be destroyed by fire or other casualty this lease shall immediately terminate. In case of partial destruction or damage, so as to render the premises untenable, as determined by the Government, the Government may terminate the lease by giving written notice to the Lessor within fifteen days thereafter; if so terminated no rent shall accrue to the Lessor after such partial destruction or damage; and if not so terminated the rent shall be reduced proportionately by supplemental agreement hereto effective from the date

of such partial destruction or damage.

11. As of the commencement date of this lease, a joint inventory and condition report of all personal property of the Lessor included in this lease, and also a joint physical survey and inspection report of the demised premises shall be made, said reports to reflect the then present condition, and to be signed on behalf of the parties hereto.

12. The Government may terminate this lease at any time by giving thirty (30) days notice in writing to the Lessor, and no rental shall accrue after the effective date of termination.

13. Any notice under the terms of this lease shall be in writing signed by a duly authorized representative of the party giving such notice, and if given by the Government shall be addressed to the Lessor at Office of the Mayor, City Hall, San Antonio, Texas, and if given by the Lessor shall be addressed to Division Engineer, Southwestern Division, Santa Fe Building, Dallas, 2, Texas.

14. The Lessor warrants that he has not employed any person to solicit or secure this lease upon any agreement for a commission, percentage, brokerage, or contingent fee. Breach of this warranty shall give the Government the right to annul the lease, or, in its discretion, to deduct from the rental the amount of such commission, percentage, brokerage, or contingent fees. This warranty shall not apply to commissions payable by lessors upon contracts or leases secured or made through bona fide established commercial or selling agencies maintained by the Lessor for the purpose of securing business.

15. No member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this lease or to any benefit that may arise therefrom, but this provision shall not be construed to extend to this lease if made with a corporation for its general benefit.

16. Lessor expressly reserves the right of ingress and egress for trucks and equipment over and across the area lying North and Northeast of the East building on leased premises, for sufficient period of time necessary to complete filling operations on the area adjacent to said leased premises, and in no event to extend beyond 120 days from date.

17. Changes made before signing: The words "heirs, executors, administrators" deleted in paragraph one. Paragraph 8 and 9 deleted in their entirety. Paragraphs 16 and 17 added.

IN WITNESS WHEREOF, the parties hereto have hereunto subscribed their names as of the date above written.

THE CITY OF SAN ANTONIO

By Gus B. Mauermann, M A Y O R

Lessor

ATTEST:

Sam C. Bennett

City Clerk

THE UNITED STATES OF AMERICA

By _____
(Contracting Officer)

(If Lessor is a corporation, the following certificate shall be executed by the secretary or assistant secretary)

I, Sam Bennett, certify that I am the City Clerk of the corporation named as Lessor in the attached lease; that Gus B. Mauermann, who signed said lease on behalf of the Lessor, was then Mayor of said corporation; that said lease was duly signed for and in behalf of said corporation by authority of its governing body, and is within the scope of its corporate powers.

Sam C. Bennett

City Clerk

WAR DEPARTMENT
OFFICE OF THE CHIEF OF ENGINEERS
CONSTRUCTION DIVISION
REAL ESTATE BRANCH

Project: San Antonio
Reclamation Shops

Tract No. _____

SURVEY AND STATEMENT OF CONDITIONS OF PREMISES

MADE BY

REPRESENTATIVE OF OFFICE OF THE CHIEF OF ENGINEERS.

AND

The City of San Antonio, San Antonio, Texas.
(Owner and address)

This record to be in conjunction with a written lease to the United States by the above named Occupant or Owner, dated October 23, 1943.

LEGAL DESCRIPTION AND POST OFFICE ADDRESS: Approximately 33.4 acres of land out of O.C.L. 6, R. 1, Dist. 1, Original City Grant to City of San Antonio, in County Block 5205, in Bexar County, State of Texas.

Occupant _____ Address _____

This is to certify that the artificial improvements on the premises covered by said lease are as follows:

KIND	SIZE	CONSTRUCTION	CONDITION
Building #1	Approx. 190'x250' and 15' x 75'	Reinforced concrete columns and beams, hollow tile walls, composition roof, steel skylight, sash, concrete floor in shop area, pine flooring in office area.	Structurally sound and good general condition.
Building #2	Approx. 190' x 250'	Reinforced concrete columns and beams, hollow-tile walls, composition roof, steel skylights, sash, dirt driveway thru center, dirt floor in rear half, rough pine floor in front half, no door at front drive-in entrance.	Structurally sound, general condition fair

Driveways are gravelled, in fair condition.

SPECIAL CONDITIONS AND MISCELLANEOUS ITEMS: The buildings contain no heating system or equipment. Plumbing fixtures consist of five (5) wash basins, two (2) metal sinks, one (1) porcelain sink, thirteen (13) toilets, two (2) urinals in fair to good condition. Electric wiring, switches and switch boxes are in good condition; no light fixtures.

This statement of the condition of the above premises and survey is correct as set forth herein this 14th day of September, 1943.

THE CITY OF SAN ANTONIO:

By _____
(Owner or Authorized Representative)

C. E. Lane
(United States Representative)

(Address)

Jr. Adm. Asst., SRD Real Estate Suboffice
(Rank, Organization, Station)

315 Moore Building, San Antonio, Texas

* * *

AN ORDINANCE (396).

ACCEPTING PROPOSAL, CREATING CONTRACT FOR MATERIAL AND SUPPLIES, WITH TURNER GRAVEL CO., 825 Morales Street.

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

1. That this Ordinance evidences the acceptance of the attached Bidders Proposal, and makes a contract according to the terms of the Proposal, the Charter and relevant Ordinances of the City of San Antonio, with Turner Gravel Co., 825 Morales Street.
2. Deleted.
3. This contract shall become effective upon adoption by the Board of Commissioners of the City of San Antonio; and, all agreements, if any existing heretofore between the

contracting parties relating to the subject matter of this contract, are superseded expressly hereby and are null and void.

4. This instrument in writing constitutes the entire contract between the parties, there being no other written nor parole agreement with officer or employee of the City of San Antonio; it being understood that the Charter of San Antonio requires all contracts of The City to be in writing and adopted by ordinance.

5. This Contract shall become effective as aforesaid and shall terminate May 31st, 1944.
PASSED AND APPROVED this 23rd day of October, A. D. 1943.

Gus B. Mauermann
M A Y O R

ATTEST:
Sam C. Bennett
City Clerk

ITEMS : PEA GRAVEL.

PRICES: F.O.B. City Trucks Bidders Plant \$1.00 Per Yard
F.O.B. Jobsite within the City Limits. 1.75 " "

Location of Bidders Plant: Bulverde Road at Salado Creek.

Discount, if any: No.

* * *

APPRO. NO. 274 AN ORDINANCE (397)

APPROPRIATING \$847.85 OUT OF COMMERCE BUILDING FUND
TO PAY INSURANCE AND PRO-RATED STATE & COUNTY TAXES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$847.85, be and the same is hereby appropriated out of the Commerce Building Fund, to pay insurance premiums and pro-rated State and County Taxes for 1943, as per approved bills on file in the City Auditor's office, as shown below:

Arthur E. Biard Company \$132.50
The General Insurance Agency. 335.11
P. E. Dickison, Tax Collector, Bexar County . 380.24

\$847.85

PASSED AND APPROVED on the 23rd day of October, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:
Sam C. Bennett
City Clerk

* * *

AN ORDINANCE (398)

AUTHORIZING THE EXECUTION OF SUPPLEMENTAL AGREEMENT
6 BETWEEN THE CITY OF SAN ANTONIO AND THE UNITED
STATES OF AMERICA FOR LAND AT STINSON FIELD.

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

1. That the Mayor is hereby authorized to execute Supplemental Agreement 6, Lease W-359-eng-3686, supplementing the prior leases by the addition of approximately 57.24 acres, and amending certain paragraphs thereof.

2. PASSED AND APPROVED this 23rd day of October, A.D. 1943.

Gus B. Mauermann

ATTEST:
Sam C. Bennett, City Clerk

M A Y O R

Supplemental Agreement No. 6
Lease No. W 359 eng.-3686

SUPPLEMENTAL AGREEMENT

between

CITY OF SAN ANTONIO

and

THE UNITED STATES OF AMERICA.

THIS SUPPLEMENTAL AGREEMENT, made and entered into this the 14th day of June, 1943, by and between the City of San Antonio, whose address is San Antonio, Bexar County, Texas, for itself, its administrators, successors and assigns, hereinafter called the Lessor and the United States of America, hereinafter called the Government:

WITNESSETH; that:

WHEREAS, the Lessor and the Government have heretofore entered into a lease dated July 10, 1941, covering a tract of land and buildings, improvements and appurtenances thereunto belonging, situated in Bexar County, State of Texas, containing 247.51 acres of land, more or less, to be used as a Military Reservation and Airport, U. S. Army Air Corps, and identified as Lease No. # 359 eng-3686, hereinafter referred to as the Original Lease; and,

WHEREAS, on the 6th day of February, 1942, the parties hereto entered into Supplemental Agreement No. 1, to allow the joint use and occupancy of the land by the City of San Antonio to June 30, 1942; and,

WHEREAS, on the 25th day of March, 1942, the parties hereto entered into Supplemental Agreement No. 2 to include approximately 99.4 acres of land, more or less; and

WHEREAS, on the 15th day of June, 1942, the parties hereto entered into Supplemental Agreement No. 3, to include approximately 18.1 acres of additional land; and,

WHEREAS, on the 19th day of July, 1942, the parties hereto entered into Supplemental Agreement No. 4, to extend the joint use and occupancy of the land by the City of San Antonio to September 30, 1942; and

WHEREAS, on the 10th day of September, 1942, the parties hereto entered into Supplemental Agreement No. 5, to include approximately 6.597 acres of land, more or less; and,

WHEREAS, additional land is required for temporary hutments; and,

WHEREAS, the Lessor has agreed to make available approximately 57.24 acres, more or less; and,

WHEREAS, it is further desired to amend the Original Lease to dispense with the service of notice of renewal for each fiscal year, as hereinafter provided;

NOW, THEREFORE, the parties hereto do hereby amend said lease in the following respects and in these only:

The description in Paragraph 2 of the Original Lease as amended by Supplemental Agreements Nos. 1, 2, 3, 4 and 5, is further amended by adding thereto the following:

"A tract of land situated in the County of Bexar, State of Texas, being part of the Manuel Leal Survey No. 30, and being more particularly described by metes and bounds as follows:

BEGINNING at a point in the easterly right of way line of Corpus Christi Road, 550' from the intersection of said line with the southerly right of way line of Cemetery Road; Thence N. 67 deg. 9 min. E. 1305.3' to a point in the said southerly right of way line of Cemetery Road;

THENCE with said southerly right of way line, S. 89 deg. 54 min. E. 246' to a point;

THENCE S. 45 deg. 07 min. E. 140.1' to a point in the westerly right of way line of U. S. Highway No. 281;

THENCE with said westerly right of way line of said Highway No. 281, S. 0 deg. 07 min. W. 1000.8' to a point being the northeast corner of 18.1 acres heretofore leased to the U. S. Government;

THENCE with the north line of said 18.1 acres, N. 89 deg. 53 min. W. 680.0' to the northwest corner of said 18.1 acre tract;

THENCE with the west line of said tract, S. 0 deg. 07 min. W. 1160.0' to the southwest corner of said 18.1 acre tract;

THENCE with the south line of said tract, N. 89 deg. 53 min. E. 680.0' to the aforesaid westerly right of way line of said Highway No. 281;

THENCE with said westerly right of way line of said Highway No. 281, S. 6 deg. 07 min. W. 1914.3' to a point;
 THENCE S. 88 deg. 02 min. W. 59.5' to a point in the easterly right of way line of the Corpus Christi road;
 THENCE with said easterly right of way line of said road the following three calls:
 N. 18 deg. 26 min. W. 151.3' to a point; N. 21 deg. 36 min. W. 2040.5' to a point; N. 22 deg. 54 min. W. 448.4' to a point being the south corner of 2.09 acre tract being retained by the U. S. Department of Agriculture for Guayule Experiments;
 THENCE with the southeast line of said 2.09 acre tract, N. 39 deg. 07 min. E. 335.0' to the east corner of said 2.09 acre tract;
 THENCE N. 50 deg. 53 min. W. 360.0' to the north corner of said 2.09 acre tract;
 THENCE S. 70 deg. 30 min. W. 127.0' to the aforesaid easterly right of way line of said Corpus Christi Road;
 THENCE with said easterly right of way line of Corpus Christi Road, N. 22 deg. 54 min. W. 329.7' to a point;
 THENCE continuing with said easterly right of way line, N. 22 deg. 12 min. W. 505.3' to the point of beginning, containing 57.24 acres, more or less, and being a part of an 85.69 acres belonging to the City of San Antonio and being formerly used by the U. S. Department of Agriculture Soil Conservation Service, making a grand total of approximately 428.847 acres of land, more or less, located in Bexar County, Texas."

Paragraph 3 and 5 of the Original Lease are deleted effective June 14, 1943, and there is inserted in lieu thereof the following paragraph numbered 3"

"3" TO HAVE AND TO HOLD the said premises with their appurtenances for the term beginning June 14, 1943 through June 30, 1943, provided that, unless and until the Government shall give notice of termination in accordance with Paragraph 14, hereof, this lease shall remain in force thereafter from year to year without further notice; provided further that adequate appropriations are available from year to year for the payment of rentals; and provided further that this lease shall in no event extend beyond the 30th day of June, 1966."

There shall be added to the Original Lease the following paragraph numbered 14:

"14". The Government may terminate this lease at any time by giving thirty (30) days notice in writing to the Lessor, and no rental shall accrue after the effective date of termination."

It is understood and agreed that the effective date of this Supplemental Agreement shall be June 14, 1943.

IN WITNESS WHEREOF, the parties hereto have executed this agreement as of the day and year first above written.

WITNESSES:

Olive D. Hodson
 Asst. City Clerk

CITY OF SAN ANTONIO

By Gus B. Mauermann
 Mayor

THE UNITED STATES OF AMERICA

By _____

* * *

APPRO. NO. 275

AN ORDINANCE (399)

APPROPRIATING \$1,560.00 OUT OF SINKING FUND -
 WATER IMPROVEMENT DISTRICT NO. 3 TO PAY NOVEMBER
 1, 1943 INTEREST MATURITIES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,560.00, be and the same is hereby appropriated out of Sinking Fund - Water Improvement District No. 3 to pay Interest Coupons maturing November 1, 1943.

PASSED AND APPROVED on the 28th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson
 Asst. City Clerk

* * *

AN ORDINANCE (400)

EXTENDING THE LEASE BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO JUNIOR CHAMBER OF COMMERCE AND SOL WEST, JR.

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

1. That the lease on the Olmos Golf Driving Range, dated the 4th of September, 1941, be extended under the same terms and conditions to expire the 31st day of May, 1945, except as to the rental which shall be \$30.00 per month, \$15.00 of which shall be payable to the City of San Antonio and \$15.00 per month payable to the San Antonio Junior Chamber of Commerce.

2. PASSED AND APPROVED this 28th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

* * *

APPRO. NO. 276

AN ORDINANCE (401)

APPROPRIATING \$125.00 OUT OF THE 1943 GENERAL FUND FOR ROCK.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$125.00, be and the same is hereby appropriated out of the 1943 General Fund - Various Departments- to pay Carl Wurzbach for 100 yards of rock, as per approved purchase orders and invoices on file in the City Auditor's Office, as follows:

Parks & Plazas Department	\$81.25
Olmos Basin & Dam Department.	43.75
	<hr/>
	\$125.00

PASSED AND APPROVED on the 28th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

* * *

APPRO. NO. 277

AN ORDINANCE (402)

CANCELLING APPROPRIATION NO. 174, IN ORDINANCE NO. 259, IN THE AMOUNT OF \$1669.04, TO MOTOR EQUIPMENT CORPORATION FOR TRUCK.

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

1. That Appropriation No. 174, in Ordinance No. 259, dated the 9th day of September, 1943, in the amount of \$1669.04 to Motor Equipment Corporation for truck, be and the same is hereby cancelled on account of inability of said Motor Equipment Corporation to deliver said truck to the City of San Antonio; and said amount of \$1669.04 is ordered returned to the 1943 General Fund - Rivers and Ditches from which appropriated.

2. PASSED AND APPROVED this 28th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

* * *

APPRO. NO. 278

AN ORDINANCE (403)

APPROPRIATING \$5,323.66 IN PAYMENT TO RODGERS & STEWART, INC. FOR LABOR AND MATERIALS FOR REPAIRS TO SAN PEDRO SWIMMING POOL, LAYING DRAIN AND LOWERING CREEK BED.

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

1. That the sum of \$5,323.66 be and the same is hereby appropriated out of the 1943 General Fund - Recreation Department, in payment to Rodgers & Stewart, Inc., for labor and materials for repairs to San Pedro Swimming Pool, embodying laying of a 24" drain for approximately 750 feet and lowering Creek Bed sufficient to allow complete emptying of said pool, as per itemized statement on file with the City Auditor.

2. PASSED AND APPROVED this 28th day of October, A. D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson
Asst. City Clerk

* * *

APPRO. NO. 279

AN ORDINANCE (404)

TRANSFERRING \$1,953.58 FROM PARKING METER ACCOUNT TO 1943 GENERAL FUND - FOR OPERATION AND MAINTENANCE OF PARKING METERS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, The Commissioner of Taxation, as ex-officio City Treasurer and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$1,953.58 from 1943 General Fund - Parking Account to the 1943 General Fund - Proceeds of Notes Account for operation and maintenance of Parking Meters for the month of September, 1943.

PASSED AND APPROVED on the 28th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson
Asst. City Clerk

* * *

APPRO. NO. 280

AN ORDINANCE (NO. 405)

APPROPRIATING \$265.95 OUT OF 1943 GENERAL FUND - AUDITORIUM DEPARTMENT - FOR PAINTING AND HANGING A 3 PIECE SCENIC CEILING ON STAGE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$265.95, be and the same is hereby appropriated out of the 1943 General Fund - Auditorium Department - to pay Raymond Braune Studios, for painting and hanging a three piece scenic stage ceiling. Two pieces 7 ft. by 64 ft. and one piece 10 ft. by 62 ft. as per statements on file in the City Auditor's Office.

PASSED AND APPROVED on the 28th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson
Asst. City Clerk

* * *

APPRO. NO. 281

AN ORDINANCE (406)

APPROPRIATING \$25.80 OUT OF THE ADVERTISING FUND - TO PAY WM.
B. H. MAGRUDER, AT LA VILLITA, FOR EXPENDITURES INCURRED, ACCOUNT
ENTERTAINMENT

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25.80, be and the same is hereby appropriated out of the Advertising Fund - payable to Wm. B. H. Magruder, at La Villita, for expenditures incurred, account entertainment for Texas League of Municipalities, on October 21, 1943, as per statement on file in the City Auditor's Office.

PASSED AND APPROVED on the 28th day of October, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

* * *

APPRO. NO. 282

AN ORDINANCE (407)

MAKING A CONTRACT WITH F. G. RODGERS & COMPANY FOR A GENERAL
AUDIT OF THE CITY ACCOUNTS, AND MAKING APPROPRIATION.

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

1. That this ordinance makes and manifests a contract by and between the City of San Antonio party of the first part, and F. G. Rodgers & Company, F. G. Rodgers, Proprieter, party of the second part, in words and figures as follows, WITNESSETH:-

2. That the parties to these presents, each in consideration of the agreements on the part of the other, do hereby mutually covenant and agree, the City for itself and its successors, and the Contractor for himself, his heirs, executors and administrators, as follows, to-wit:

3. The Contractor at his own cost and expense shall supply all labor, material and accessories necessary and proper for the purpose, and at his own cost and expense make a comprehensive and detailed audit of every department of the City, except the Water Works Department, Library Department, Public Service Board and Municipal Airport, and verify in detail all revenues, cash receipts, funds, indebtedness and accruals and disbursements, the scope of the audit not being limited to the mere summarization of the receipts and disbursements as shown by the records, for the period from the 1st of June, A.D. 1942 to the 31st of May, A.D. 1943.

4. At the completion of the audit, the Contractor shall deliver to the City 6 separate detailed written reports thereof, showing the financial condition of the City, of each of the departments thereof, the condition and status of the bonded debt, and all other matters necessarily and properly included in a complete and comprehensive audit.

5. The figures and form of the financial report of the Contractor shall be reconciled with the general ledger and the quarterly reports of the City Auditor, and shall conform to the stipulations of the Charter and the Ordinances of the City of San Antonio made and provided governing the fiscal affairs of the City.

6. All errors and omissions, if any, or whatever character observed in the books and accounts during the progress of the audit, shall be duly noted and reported to the Mayor and Commissioners; and all points of interest on matters of importance necessary for their attention will be taken up with them immediately, by the agent of the Contractor in charge of the work, who will consult with the Mayor and Commissioners from time to time, or as often as it seems necessary, with respect to the progress, general conduct and result of this work.

7. The Contractor acknowledges that he accepts the above specifications of the work to

be performed by him, and admits that the same is sufficient for its intended purpose, and that the work can be executed successfully and completed in accord therewith without any additional work other than such as is necessarily implied and included, and to be inferred therefrom, and that any details that may have been omitted in the description shall be done as if the same were specifically stated and without additional charge.

8. The Contractor shall give personal attention to the execution of this work, and shall employ only competent, skillful persons therefor, and if at any time the Auditor shall notify the Contractor that any person employed in said work, is, in the opinion of the Auditor, incompetent, unsuitable, unskillful, disobedient or disrespectful toward the Auditor, any officer of the City, or any employee of the City, then the Contractor shall forthwith discharge such employee, and such employee shall not again be employed by the Contractor on said work without the written consent of the Auditor.

9. The City shall have all of its account books, records, bills and vouchers in regular order, and they shall be available to the Contractor for the purpose of this audit and examination, but none of the same shall be removed from the City Hall by the Contractor or any of his employees; and the City of San Antonio shall furnish the Contractor reasonable quarters and facilities in said City Hall.

10. Should any dispute arise between the Contractor and the City, or any officer thereof, as to the manner of the performance of the whole, or any part of the work, the decision of the Auditor of the City of San Antonio shall be final and conclusive in such matter; and any doubt as to the meaning of any part of this contract shall be explained and decided conclusively by the City Attorney.

11. The Contractor shall not assign, transfer, convey or sub-let this contract, or any part thereof, without the consent of the City endorsed hereon in writing, and the Contractor shall not assign any of the moneys, or any other consideration, to become due and payable by the City under this contract.

12. The work under this contract shall be begun immediately after the execution, and shall be continued with dispatch and without interruption, and be completed as soon as practicable. Seven and one-half (7½) hours shall constitute a day's work under the per diem term, for services rendered.

13. That, subject only to the price, terms and stipulations of this contract, the written estimate and certificate of the City Auditor shall be final and conclusive to fix and determine any or all amounts payable hereunder to the Contractor, by the City, for which amounts such estimates of the Auditor shall be a condition precedent to the right of the Contractor to receive payment; and also to fix and determine any, and all amounts payable for the Contractor or their sureties chargeable against the Contractor and payable to the City by reason of the performance by the City, or the non-performance by the Contractor, of any work herein undertaken by the Contractor.

14. In consideration of the faithful performance of this contract by the Contractor and the completion of the work herein stipulated, the City of San Antonio agrees and shall be and is hereby bound and obligated to pay the Contractor for said work at the rate of \$25.00 per day for Senior Accountants and \$15.00 per day for Junior Accountants, the maximum not to exceed \$6,000.00.

15. The Contractor shall render a progress report on the 12th and 28th day of each month during the course of the work showing the nature and extent of the work done, the accounts examined on the work, the rate, the time and the amount for each man, and the total amount due for that period; and, on the receipt of it, confirmed by the certificate of the

City Auditor, the Contractor shall be paid an amount equal to eighty-five (85%) per cent of the compensation earned during such period, computed on the per diem basis specified.

16. The Contractor shall not be paid any money in excess of the amount paid upon such estimate, unless and until each and all of the stipulations and requirements of this contract shall have been faithfully performed by the Contractor, and the final report delivered to the City, and accepted by the City, in accord with this contract, and such completion, delivery and acceptance, evidenced by a resolution of the Commissioners of the City of San Antonio.

17. Thirty (30) days after the date of the acceptance of such work, the final estimate for final settlement upon this contract shall be prepared by the Auditor and the same having been first approved by the signature of the Mayor and the Auditor, the City shall pay to the Contractor the amount of the final estimate, taking into consideration all amounts previously retained from the estimates remaining payable to the Contractor, and deducting from the amount of such final estimate and retaining, any and all sums which are to be deducted by the City, or due by the Contractor to the City, or claimed for labor furnished by any person, or which should be retained and held by the City for any reason.

18. Should the work or any part thereof, prescribed by this contract, be abandoned by the City, this contract shall terminate to the extent thereof; but the Contractor shall be paid in full for the services performed prior to the abandonment, but not otherwise, and such payments shall amount to full satisfaction and accord for any debt or demand caused thereby.

19. The Contractor agrees to execute with good sureties and deliver to the City a bond in the sum of \$2500.00 such as will be approved by the Mayor, conditioned that the Contractor will faithfully do the work and perform and comply with the conditions and stipulations of this contract, according to their tenor and purpose, all of which appears from said bond attached hereto and made a part hereof.

20. The Contractor will comply with all laws regulating labor and relating to employers and employees, and all other things being equal the Contractor shall use and employ San Antonio labor and material, and in the event the Contractor shall employ more than five (5) persons in the performance of the work described in this contract, every person employed shall be a qualified voter of the City of San Antonio.

21. \$6,000.00 is appropriated out of the 1943 General Fund - Audit Department, to pay the estimates as the same accrue.

PASSED AND APPROVED this 28th day of October, A. D. 1943.

Gus D. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

By Olive D. Hodson, Asst. City Clerk

22. The acceptance and execution of the foregoing contract is made by the signature of the Contractor, this 30th day of October, A. D. 1943.

F. G. RODGERS & COMPANY

By F. G. Rodgers, Proprietor

Principal

B O N D

THE STATE OF TEXAS,
COUNTY OF BEXAR.

KNOW ALL MEN BY THESE PRESENTS:-

1. That we, F. G. Rodgers & Co., and THE AETNA CASUALTY & SURETY COMPANY

tract leased to the United States of America; Thence North $67^{\circ} 09'$ East 1305.3 feet along the division line between this tract and the above mentioned 57.24 acre tract to a point in the south property line of the Cemetery Road for the east corner of this tract; thence North $89^{\circ} 54'$ West, 1410.75 feet along said south property line of the Cemetery Road to the place of beginning, containing 8.24 acres of land, more or less.

TRACT NO. 2.

A tract of land out of the Manuel Leal Survey No. 30, situated in Bexar County, Texas: Beginning at the intersection of the east property line of the Corpus Christie Road and the South property line of the Cemetery Road; Thence South $22^{\circ} 12'$ East, 1055.3 feet along said east property line of the Corpus Christi Road to a point; Thence South $22^{\circ} 54'$ East, 329.7 feet, continuing along said Corpus Christi Road to a point for the northwest corner of this tract; Thence North $70^{\circ} 30'$ East, 127.0 feet to a point for the northeast corner of this tract; Thence South $50^{\circ} 53'$ East, 360.0 feet to a point for the southeast corner of this tract; Thence South $39^{\circ} 07'$ West, 335.0 feet to a point in the east property line of the Corpus Christi Road for the southeast corner of this tract; Thence North $22^{\circ} 54'$ West, 482.46 feet, along said east property line of the Corpus Christi Road to the Northwest corner of this tract, containing 2.09 acres of land, more or less.

Together with the houses, barns and other buildings complete and all appurtenances, easements and fixtures thereunto belonging.

2. The premises are to be used by the United States Department of Agriculture for the operation of a soil conservation nursery. The lands described herein are a part of those used by the United States Department of Agriculture for the term beginning the 1st of July, 1942 and ending the 30th of June, 1943, under Cooperative Agreement bearing contract number A-SC--754, dated the 22nd day of June, 1942, the other part of the land covered by said agreement having been relinquished by the United States Department of Agriculture and leased to the War Department by the City of San Antonio.

3. This conveyance is made subject to the continuation of all the terms, conditions and provisions contained in Cooperative Agreement A-SC-754 except as is modified expressly by this instrument.

4. The term of this tenancy shall extend from the 1st of July, 1943 to the 30th of June, 1944.

PASSED AND APPROVED this 28th day of October, A.D. 1943.

Gus D. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

By Olive D. Hodson, Asst. City Clerk

5. ACCEPTED BY THE UNITED STATES OF AMERICA, this _____ day of November, 1943.

UNITED STATES DEPARTMENT OF AGRICULTURE,
SOIL CONSERVATION SERVICE,

BY _____

* * *

AN ORDINANCE (409).

REGULATING THE USE OF LOCOMOTIVE WHISTLES.

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

1: It shall be unlawful for any person to sound a steam whistle, or an air whistle, or

an air siren on any locomotive in the corporate limits of the City of San Antonio except (a), when a person or an animal is discovered in a position of peril, at which time an alarm signal may be sounded by successive blasts of a whistle, each not longer than two seconds duration, until the peril is past; and (b), when the locomotive is approaching an interlocking switch and signal apparatus, at which time a whistle signal may be used by blasts of a whistle, each not longer than three second duration.

2: All ordinances in conflict with this ordinance, and specially Paragraph "M", Section 2 of an ordinance defining noise nuisance, passed and approved the 29th day of January, A. D. 1942, as applied to locomotives whistling, are repealed hereby.

3: Any person who violates this ordinance shall be fined not less than \$5.00 nor more than \$100.00, upon conviction.

4: This ordinance is passed under the power vested in governing bodies of cities having a population of 5,000 or more inhabitants according to the last Federal census, by Article 6371 of the Revised Civil Statutes of Texas and Article 1672 of the Penal Code of the State of Texas, as amended by Senate Bill No. 275 effective on the 2nd day of May, 1941.

PASSED AND APPROVED this 28th day of October, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Olive D. Hodson

Asst. City Clerk

AFFIDAVIT OF PUBLICATION.

STATE OF TEXAS
COUNTY OF BEXAR

BEFORE ME, the undersigned authority, personally appeared THORNTON

A. HALL, to me personally known to be the Secretary of the SAN ANTONIO EVENING NEWS, daily newspaper published in the City of San Antonio, in the County and State aforesaid, and being by me first duly sworn, deposes and says that the advertisement of

"AN ORDINANCE REGULATING THE USE OF LOCOMOTIVE WHISTLES"

appeared in all editions of said newspaper in the manner and style shown by the attached clipping on the following dates: October 29, 30, 1943, and November 1, 2, 3, 4, 5, 6, 8, 9, 1943

/s/ Thornton Hall

Subscribed and sworn to before me this 7th day of December, 1943.

/s/ W. A. Druce

Notary Public in and for Bexar County, Texas

* * *

APPRO. NO. 283

AN ORDINANCE (410)

TRANSFERRING \$12,900.00 FROM 1942 GENERAL FUND - TO 1943 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the Commissioner of Taxation, as ex-officio City Treasurer and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$12,900.00 from 1942 General Fund - Taxes, Licenses, Fines, etc. Account to 1943 General Fund - Taxes, Licenses, Fines, etc. Account.

PASSED AND APPROVED on the 4th day of November, 1943.

Gus B. Mauermann

M A Y O R

ATTEST: Sam Q. Bennett, City Clerk*

* *

APPRO. NO. 284

AN ORDINANCE (411)

APPROPRIATING \$25,003.47 OUT OF 1943 GENERAL FUND TO PAY
NOTE NO. 28 OF THE 1943 GENERAL FUND SERIES, AND ACCRUED
INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25,000.00
be, and the same is hereby appropriated out of 1943 General Fund - Taxes, Licenses, Fines, etc.
Account payable to Frost National Bank of San Antonio, Texas, to pay one (1) Note No. 28, of
the 1943 General Fund Series, maturing on or before July 1, 1944;

AND, the sum of \$3.47, be and the same is hereby appropriated out of 1943 General Fund -
Interest Department - to pay accrued interest on 1943 General Fund No. No. 28.

PASSED AND APPROVED on the 4th day of November 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 285

AN ORDINANCE (412)

APPROPRIATING \$102,203.72 OUT OF THE 1943 GENERAL FUND, FOR
SEMI-MONTHLY AND PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of
\$102,203.72, be and the same is hereby appropriated out of the 1943 General Fund, for semi-
monthly and per diem payrolls for the period ending October 31, 1943, as follows:

Public Affairs in General	14,136.82
Taxation Department	3,815.00
Sanitation, Parks & Public Property	10,438.00
Streets & Public Improvements	4,990.50
Fire & Police Departments	49,331.66
Civilian Defense	312.50
(Per Diem)	
Sanitation, Parks & Public Property	13,374.59
Streets & Public Improvements	5,804.65
	<hr/>
	102,203.72

PASSED AND APPROVED on the 4th day of November 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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APPRO. NO. 286

AN ORDINANCE (413)

APPROPRIATING \$581.04 OUT OF 1943 GENERAL FUND TO PAY OCTOBER
INTEREST ON 1943 GENERAL FUND NOTES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$581.04,
be and the same is hereby appropriated out of 1943 General Fund - Interest Department - payable
to Frost National Bank of San Antonio, Texas, to pay interest for the month of October, 1943
on 1943 General Fund Notes held by Bank.

PASSED AND APPROVED on the 4th day of November 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

Sam C. Bennett

City Clerk

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