

The right of substitution of securities shall be and is hereby given and granted to the depository, provided that the securities to be substituted meet with the requirements and are of the kind and character hereinabove specified, and are approved by the Governing Body of the City of San Antonio. All maturing interest paid, and maturing interest coupons or other evidences of interest, shall when due be turned over and delivered to said depository provided at all times that the remaining securities shall at least equal in value the amount of the funds and moneys of the City then deposited with said depository.

The Governing Body of the City shall, at any time it may deem necessary for the protection of the City, investigate the value of any or all of the securities that may be pledged and deposited by such depository Bank, and such Governing Body may require such depository Bank, if deemed advisable, to place and deposit additional or other securities, and if such said additional securities required by the Governing Body of the City, for any or whatever reason herein specified, assuming such request not to be arbitrary, discriminatory or unfair, be not placed and deposited with the City within five (5) days from the date and time of the service of copy of such order upon or request to said depository, the Governing Body of the City may proceed to select another depository in the same manner as provided in the selection of a depository at the regular time of such selection, but this clause and provision shall be subject to the right of arbitration by and upon the part of the depository as hereinabove provided.

13. The City shall have no right to require or demand that the Bank make any loans or advances of money hereunder unless and until the City properly and lawfully adopts its tentative budget for the current fiscal and tax year, and not then if the amount of the tentative budget adopted exceeds said sums and amounts which the Bank proposes to lend and advance to the City for General Fund purposes.

14. In case the City should fail, neglect or refuse to comply with any of the terms provisions and/or obligations by and upon its part to be done and performed, then and in that event the National Bank of Commerce of San Antonio at its option shall stand and be released from any obligation to advance or make further loans or advances to the City of San Antonio hereunder.

15. The City shall pay reasonable attorney's fees of the Bank's attorney not to exceed Five Hundred Dollars (\$500.00) for services and advice re this matter.

16. PASSED AND APPROVED this 28th day of June, A.D. 1940.

Maury Maverick
Mayor.

ATTEST: H. L. Dillashaw
City Clerk.

17. IN WITNESS WHEREOF, the National Bank of Commerce of San Antonio has caused these presents to be approved and signed by its _____ President, thereunto duly authorized, and its corporate seal hereunto affixed, this the 28th day of June, A.D. 1940.

NATIONAL BANK OF COMMERCE OF
SAN ANTONIO, TEXAS

By J. K. Beretta
President.

ATTEST: S. R. Knight
Cashier.

AN ORDINANCE (2087) *OJ-111*

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$39,000.00 FROM THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO PAY CURRENT EXPENSES IN THE MATTER OF THE FIREMEN, POLICEMEN AND FIRE ALARM OPERATORS' PENSION FUND.

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

1. That the City of San Antonio is authorized to borrow from the National Bank of Commerce of San Antonio, Texas, \$39,000.00, or so much thereof as may be needed, to pay that part of the current expenses for the fiscal year beginning June 1st, 1940 and ending May 31st, 1941, which represents the obligations of the City for the payments of benefits stipulated under the terms of an Ordinance creating a Special Fund to aid the disbursements of the Board of Firemen, Policemen and Fire Alarm Operators' Pension Fund Trustees, passed and approved on the 1st day of July, A.D. 1939; which sum does not exceed the estimated income of said City for said fiscal year for said purpose.

2. As evidence of said loan 39 promissory notes of the City of San Antonio shall be executed and which notes shall be drawn and executed as stipulated by the Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, which notes shall be numbered consecutively from 1 to 39, both inclusive, and shall be for the sum of \$1,000.00 each, aggregating the sum of \$39,000.00, and shall bear interest at the rate of 2.67 per cent per annum from date until maturity, interest to be paid only on money actually advanced on said notes and only from the dates of the advancement to the dates of payment, which notes shall be signed by the Mayor, countersigned by the City Auditor and by the City Treasurer, and attested by the City Clerk, and the corporate seal of the City shall be applied thereto, and said notes shall bear interest after maturity at the rate of 6 per cent per annum. All advances shall be made on lawful warrants and/or notes which shall provide for maturity not later than June 30th, 1941, with privilege of prepayment prior to maturity and the aggregate amount of the warrants, notes or other obligations outstanding at any one time shall not exceed the unpledged current revenue of the Firemen, Policemen and Fire Alarm Operators' Pension Fund remaining uncollected for such current fiscal year, and said warrants and/or notes shall constitute a first lien upon all revenue arising from the special tax levied and collected to create such fund for the current fiscal year, and all uncollected back taxes arising from the special taxes levied for this purpose for previous years, subject only to existing prior pledges of said back taxes, are hereby irrevocably pledged, transferred and assigned for the payment of said advancements, and said warrants and/or notes and all interest thereon shall be paid from said current income, before such revenues may be lawfully appropriated for any other purpose.

3. The proceeds of said loan shall be used to pay the current expenses of the City of San Antonio under the provisions of the Firemen, Policemen and Fire Alarm Operators's Pension Fund Ordinance for the current fiscal year, and the remainder shall be retained in said fund subject to the stipulations thereof.

4. The form of said notes shall be substantially as follows:-

"No. _____

\$1,000.00

UNITED STATES OF AMERICA
THE STATE OF TEXAS
COUNTY OF BEXAR

CITY OF SAN ANTONIO PENSION FUND NOTE
FISCAL YEAR JUNE 1, 1940 TO MAY 31, 1941.

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered

officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1941, the sum of ONE THOUSAND DOLLARS (\$1,000.00) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees.

This note is one of a series of notes which may aggregate \$39,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio under the provisions of the Firemen, Policemen and Fire Alarm Operators' Pension Fund Ordinance, and to supply needed money and funds to pay current expenses in the operation of the Firemen, Policemen and Fire Alarm Operators' Pension Fund for and during the fiscal year beginning June 1, 1940 and ending May 31, 1941, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the 28th day of June, 1940, recorded and of record in the Ordinance Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said Ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing and borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the day of
19 .

CITY OF SAN ANTONIO, TEXAS

By: Maury Maverick
Mayor, CITY OF SAN ANTONIO, TEXASATTEST: H. L. Dillashaw
City Clerk,
CITY OF SAN ANTONIO, TEXAS

Countersigned:

By: W. B. Hamilton
Treasurer, CITY OF SAN ANTONIO, TEXASBy: T. N. Tucker
Auditor, CITY OF SAN ANTONIO, TEXAS

5. The City of San Antonio will levy a tax as stipulated by law at a rate sufficient to produce a return to pay the series of notes specified herein, according to their tenor and effect.

6. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

7. Upon payment of said notes; or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

8. PASSED AND APPROVED this day of July, A.D. 1940.

Maury Maverick
Mayor.

ATTEST: H. L. Dillashaw
City Clerk.

* * * * *

AN ORDINANCE (2088) *OJ-112*

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$68,000.00 TO PAY
THE CURRENT EXPENSES OF THE CITY OF SAN ANTONIO FOR PUBLIC LIBRARIES.

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

1. That for the purpose of paying the current expenses of the City of San Antonio for the support and maintenance of the public libraries of said City for the fiscal year 1940 beginning July 1, 1940, there shall be borrowed and secured from the National Bank of Commerce of San Antonio an advance of money in the sum of \$68,000.00, or so much thereof as may be needed, as provided by the Charter and Ordinances of said City, which amount does not exceed the estimated current revenue and income of said City for said fiscal year applicable to said purpose.

2. That to evidence said loans and advances by said Bank, there shall be executed and delivered 68 promissory notes of the City of San Antonio, numbered consecutively from 1 to 68, both inclusive, and said notes shall be for the sum of \$1,000.00 each, all as provided by the Charter and Ordinances of the City of San Antonio, the said notes aggregating the sum of \$68,000.00, and shall bear interest at the rate of 2.67 per cent per annum from date until maturity, provided, that interest shall be paid on money actually advanced on said notes and only from the dates of advancement to the dates of payment, and, provided, that said notes shall bear interest at the rate of 6 per cent per annum after maturity until paid; said notes shall be signed by the Mayor, countersigned by the City Auditor and by the City Treasurer, and attested by the City Clerk, and the corporate seal of the City shall be affixed thereto, all advances shall be made on lawful warrants and/or notes which shall provide maturity not later than the

30th day of June, 1941, with privilege of prepayment prior to maturity; and the said warrants and/or notes given by said City to said Bank shall constitute a first lien upon the revenue arising from the special tax levied and collected to create such Library Fund for said fiscal year, and all uncollected back taxes arising from the special tax levied for this purpose for previous years, subject only to existing prior valid pledges of said back taxes, and said taxes and revenues are hereby irrevocably pledged, transferred and assigned for the payment of said loans and advances; and said warrants and/or notes and all interest thereon shall be paid from said taxes and current income and revenues before said taxes, income and revenues may be lawfully appropriated for any other purpose whatsoever.

3. The proceeds of said loans shall be used to pay the current expenses of the City of San Antonio as provided by the Library Fund Ordinance of said City, for this fiscal year, and the remainder shall be retained in said fund subject to the stipulations thereof.

4. The form of said notes shall be substantially as follows:

"No. _____ \$1,000.00

UNITED STATES OF AMERICA
THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO LIBRARY FUND NOTE
FISCAL YEAR JUNE 1, 1940 TO MAY 31, 1941.

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting herein through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at NATIONAL BANK OF COMMERCE OF SAN ANTONIO, in San Antonio, Texas, on or before the 30th day of June, 1941, the sum of ONE THOUSAND DOLLARS (\$1,000.00) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees.

This note is one of a series of notes which may aggregate \$68,000.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred and to be incurred for current expenses of said City for support and maintenance of public libraries of said City, for and during the fiscal year beginning June 1, 1940 and ending May 31, 1941, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance duly passed by the Commissioners of said City on the 28th day of June, 1940, recorded and of record in the Ordinance Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment

thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and no part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the day of _____, 19____.

CITY OF SAN ANTONIO

By: Maury Maverick
Mayor, CITY OF SAN ANTONIO, TEXAS

ATTEST: H. L. Dillashaw
City Clerk.
CITY OF SAN ANTONIO, TEXAS

Countersigned:

By: W. B. Hamilton
Treasurer, CITY OF SAN ANTONIO, TEXAS

By: T. N. Tucker
Auditor, CITY OF SAN ANTONIO, TEXAS

5. The City of San Antonio will levy a tax as stipulated by law at a rate sufficient to produce a return to pay the series of notes specified herein, according to their tenor and effect.

6. That the Mayor of said City be and he is hereby authorized to execute and deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to the payee in consecutive numerical order hereinabove designated.

7. Upon the payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

8. PASSED AND APPROVED this _____ day of July, A.D. 1940.

Maury Maverick
Mayor.

ATTEST: H. L. Dillashaw
City Clerk.

* * * * *

AN ORDINANCE (2097) **OJ-113**

AUTHORIZING THE CITY OF SAN ANTONIO TO BORROW \$2,998,758.00 TO PAY
THE CURRENT EXPENSES OF SAID CITY DURING THE FISCAL YEAR 1940.

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

1. That for the purpose of paying the debts of the City of San Antonio incurred for current expenses during the fiscal year beginning June 1, 1940, and to pay the current expenses of said City for the remainder of said fiscal year ending May 31, 1941, there shall be borrowed and secured from the National Bank of Commerce of San Antonio, Texas, advances of money for said purposes in the amount of \$2,998,758.00, or so much thereof as may be needed, which amount does not exceed the estimated current income of said City for said fiscal year, and to evidence said loans and advances promissory notes of the City of San Antonio shall be executed and de-

livered to said National Bank of Commerce of San Antonio, Texas, as hereinafter provided, under the power vested in the City of San Antonio by its Charter and the Constitution and Laws of the State of Texas.

2. That said notes shall be numbered consecutively, from 1 to 120, both inclusive, and notes Nos. 1 to 119, both inclusive, shall be for the sum of \$25,000.00 each, and Note No. 120 shall be for the sum of \$23,758.00; the proceeds of notes Nos. 1 to 10, both inclusive, shall be applied so far as necessary to the payment of notes for \$250,000.00 issued by the City to the National Bank of Commerce, the money received by the City on said notes for \$250,000.00 having been used by the City in payment of current expenses of the City for said 1940 fiscal year.

3. That the above said notes, aggregating \$2,998,758.00, shall be payable to the bearer at National Bank of Commerce of San Antonio, Texas; all said notes to be dated the day and date they are executed, and shall bear interest at the rate of 2.67 per cent per annum from date thereof, calculated and payable monthly, as it accrues, provided, that interest shall be paid only on cash actually advanced on said notes and only from the dates of such advancements, and, provided, that said notes or advances made by said Bank to said City of San Antonio shall draw interest after maturity thereof at the rate of 6 per cent per annum; said notes shall be signed by the Mayor, countersigned by the City Auditor of said City, and by the City Treasurer, and attested by the City Clerk of said City, and the corporate seal of said City shall be impressed upon each of said notes; said notes shall provide for final maturity not later than June 30, 1941, with privilege of prepayment prior to maturity.

4. That all the taxes and revenues of the City of San Antonio for the fiscal year beginning June 1, 1940, and ending May 31, 1941, and all of the current revenues of the City of San Antonio arising from taxation and all other sources during said fiscal year, and all uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, be and the same are hereby irrevocably pledged, transferred and assigned for the payment of the above said notes and advances, and that said notes and all interest thereon shall constitute a first lien upon and against all said taxes and revenues for said fiscal year, and all said uncollected back taxes for previous years subject only to existing prior valid pledges of said back taxes, and shall be paid therefrom and from the current incomes and revenues of the City and such uncollected back taxes before any such taxes, revenues or incomes or back taxes may be lawfully appropriated to any other purpose or object whatsoever.

5. That the money to be borrowed by the City from the said Bank as above provided shall be borrowed as provided by and in accordance with the terms of the contract between the City and the Bank for the loan thereof by the Bank to the City, which contract is set out in and evidenced by ordinance passed by the Commissioners of the City, dated June 28th, 1940, and recorded in Ordinance Book I, of the City of San Antonio.

6. That the proceeds of said loans shall be used to take up and pay off the outstanding indebtedness of the City of San Antonio legally incurred for the current expenses of said City during the said current fiscal year, and in the payment of the current expenses of said City for the remainder of this fiscal year, as provided by the and in accordance with the Charter and Ordinances of said City.

7. That the form of said notes shall be substantially as follows:

"No _____

\$ _____

UNITED STATES OF AMERICA

THE STATE OF TEXAS

COUNTY OF BEXAR

CITY OF SAN ANTONIO GENERAL FUND NOTE
FISCAL YEAR JUNE 1, 1940 TO MAY 31, 1941

The City of San Antonio, a municipal corporation, in the County of Bexar, State of Texas, acting hereby through and by its duly authorized and empowered officers, for value received, acknowledges itself indebted to, and hereby promises to pay to bearer, at National Bank of Commerce of San Antonio, in San Antonio, Texas, on or before the 30th day of June, 1941, the sum of (\$) in lawful and legal money of the United States of America, with interest thereon from the date hereof until maturity, at the rate of 2.67 per cent per annum, payable monthly as it accrues, past due principal and interest to bear interest from date due until paid at the rate of 6 per cent per annum; and it is expressly agreed and understood that in the event this obligation is not paid at maturity, and is placed in the hands of an attorney for collection after maturity, or collected through judicial proceedings of any kind, an additional 5 per cent on the amount of principal and interest unpaid shall be payable and paid as attorney's fees; maker reserves and has the right and option to make partial payments hereon at any time, in amounts not less than \$10,000.00, with interest thereon to the time of such partial payments.

This note is one of a series of notes which may aggregate \$2,998,758.00, to be dated when and as issued, given and executed for money loaned and advanced for paying off indebtedness incurred for current expenses of the City of San Antonio, and to supply needed money and funds to pay current expenses in the operation of the City's affairs for and during the fiscal year beginning June 1, 1940 and ending May 31, 1941, such said notes having been issued and to be issued under and by virtue of Charter and Ordinances of the City of San Antonio and the Constitution and Laws of the State of Texas, and in pursuance of an ordinance passed by the Commissioners of said City on the 28th day of June, 1940, recorded and of record in the Ordinances Record Book I of the City of San Antonio, and are secured concurrently, regardless of date of issuance, as shown and recited in said ordinance.

The date of this note is in conformity with said ordinance, and is the date of advancement and payment to the City of the amount hereof.

It is hereby declared and certified that all acts, conditions and things required to be done precedent to and authorizing the borrowing of said funds and money and the issuance of this series of notes and pledging, transferring and assigning securities, above referred to, for the purpose of better securing the payment thereof, have been properly done and performed in regular and due time, form and manner, as authorized and required by the City Charter and Ordinances and as provided by law; and that the full faith and credit of the City of San Antonio, and the securities aforesaid, are bound, pledged, transferred and assigned for the purpose of better securing the payment of said entire series of notes issued, and to be issued, per all of their terms, all standing alike and being equally proportionally secured, and not part of which said securities shall be diverted, applied or used for any other purpose or object whatsoever until the full and final payment, principal and interest, of said series of notes.

IN TESTIMONY WHEREOF, the City of San Antonio has caused this note to be executed, signed by the Mayor, countersigned by the City Treasurer and the City Auditor, and attested by the City Clerk, with the corporate seal affixed, this the 3rd day of July 1940.

CITY OF SAN ANTONIO, TEXAS
 BY Maury Maverick
 MAYOR, CITY OF SAN ANTONIO, TEXAS

ATTEST: H. L. Dillashaw
 City Clerk
 CITY OF SAN ANTONIO, TEXAS

Countersigned:
 By W. B. Hamilton
 Treasurer, CITY OF SAN ANTONIO, TEXAS

By T. N. Tucker
 Auditor, CITY OF SAN ANTONIO, TEXAS

8. That the Mayor of said City be and he is hereby authorized and directed to deliver said promissory notes to the payees thereof upon payment by said payee of the amount designated in each of said notes, said notes to be delivered to said payee in consecutive numerical order hereinabove designated.

9. Upon payment of said notes, or any of them, the same shall be cancelled by the holder and returned to the City Auditor.

10. PASSED AND APPROVED this the 3rd day of July, A. D. 1940.

Maury Maverick
MAYOR.

ATTEST: H. L. Dillashaw
City Clerk.

* * * * *

AN ORDINANCE (2105) *OJ-114*

AMENDING SECTION 2 OF AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS, ETC.", PASSED AND APPROVED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO ON THE 3RD DAY OF NOVEMBER, A.D. 1938, AS AMENDED, BY ADDING AFTER PARAGRAPH 3.3 OF SECTION 2 OF SAID ORDINANCE, A NEW PARAGRAPH DESIGNATED 3.4; AND DECLARING AN EMERGENCY.

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

1. That Section 2 of an ordinance entitled "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS ETC.", passed and approved by the Commissioners of the City of San Antonio on the 3rd day of November, A. D. 1938, as amended, be and the same is amended by adding after paragraph 3.3 of said Section 2, the following new paragraph to be designated "3.4", as follows:

"3.4. On and after July 1st, 1940, all of the property on the south side of San Fernando Street and the west side of Brazos Street, known as Lots 21, 22, 34, 36, 37 and 38, in New City Block 2418, classified as "C" Residential on Map 13 of the maps mentioned in paragraph 3 next above, shall cease to be classified as "C" Residential and shall thereafter be classified as "J" Commercial."

2. WHEREAS, considering building is contemplated in the area above set out and lack of adequate ordinances and provisions controlling the construction and use of buildings and other structures within the City of San Antonio, the lack of regulations regulating the use to which lands and buildings of the City of San Antonio may be devoted, creates and urgency and emergency in behalf of the public peace, health, safety and general welfare necessitating that this ordinance become effective at once upon its passage by a four-fifth (4-5) majority of the Board of Commissioners; and it is so ordered.

3. PASSED AND APPROVED this 5th day of July, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: H. L. Dillashaw
City Clerk.

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AN ORDINANCE (2110) *OJ-115*

LICENSING GUIDES IN THE CITY OF SAN ANTONIO; PROVIDING FOR A GUIDE EXAMINING BOARD; AND FIXING PENALTIES.

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

1. GUIDE LICENSE REQUIRED. It shall be unlawful for any person to act as a guide or hold himself out or represent himself to be a guide in the City of San Antonio, Texas, unless he shall have had a Guide License and Badge duly issued to him by the City of San Antonio.

2. WHEN LICENSE ISSUABLE. No guide license and badge shall be issued to any person unless he be over the age of 21, possess the qualifications of an elector under the laws of the State of Texas and the City of San Antonio, and be entitled to vote, have never been convicted of any felony or of any misdemeanor involving moral turpitude, and until he shall have appeared before the Guide Examining Board and shall have successfully passed the examination required of him by said Guide Examining Board, and have posted the necessary bond or other security with the City Clerk of the City of San Antonio.

3. GUIDE EXAMING BOARD. There is hereby created a Guide Examining Board to be composed of seven (7) members appointed by the Mayor of the City of San Antonio, to serve at his pleasure and without compensation. Said members shall possess the qualifications set out in the Charter of the City of San Antonio for appointive officers, shall be learned in the history, geography and folk-lore of the City of San Antonio and the surrounding territory, and be acquainted with the needs of tourists in the City of San Antonio.

4. INTEREST A DISQUALIFICATION. No person who is directly interested in any guide business shall be eligible to serve on the Guide Examining Board herein provided for.

5. EXAMINATIONS BY BOARD. The Guide Examining Board shall provide for the conduct of examination for applicants for Guide Licenses and Badges within the City of San Antonio, and shall adopt such rules and regulations governing the conduct of such examination as it may deem necessary.

The examination to be given applicants for a Guide License and Badge shall consist of a written examination covering applicant's knowledge of the history, geography and folk-lore of the City of San Antonio and its surrounding territory, and a practical examination involving a demonstration of how each applicant would conduct a tour covering at least five points of interest in the City of San Antonio and the surrounding territory.

Examinations shall be held not less than three (3) times each year at such time and place as may be fixed by the Guide Examining Board, provided, however, that it shall be the duty of said Board to conduct an examination within 10 days from the time fifteen (15) persons have applied for Guide Licenses and Badges, whether or not such time has been previously fixed.

6. ISSUANCE OF GUIDE LICENSE AND BADGE. (a) The Guide License shall be issued by the License and Dues Collector of the City of San Antonio upon presentation of a written application in form and content as devised by the Guide Examining Board of the successful passage of an examination for a Guide License, and that the other qualifications have been met, upon payment of a license fee of \$6.00 and the furnishing of the bond or other security required under Section 12 hereof.

(b) The license shall be issued for a term of one year only, beginning on June 1st and ending May 31st, but shall be renewable from year to year upon presentation of a \$6.00 license fee, and the furnishing of the bond or other security required under Section 12 hereof.

(c) The amount of the license fee payable shall be prorated in accordance with the time of issuance of such license, but no license fee shall ever be refunded if the license is revoked or if the licensee retires from the business.

(d) The Guide License shall be non-transferable.

(e) The license shall contain a front view picture of the head and shoulders of the person licensed, which picture shall be furnished by the applicant and be not more than $3\frac{1}{2}$ inches by $4\frac{1}{2}$ inches in size and shall further contain the signature and thumb prints of said applicant, his description, and such other and further information as may be required by the Guide Examining Board.

(f) The License and Dues Collector shall also issue to said applicant a metal badge upon which shall be stamped the words "Licensed Guide - San Antonio, Texas", the year for which it is issued, and the same shall be numbered serially.

(g) In case any licensee shall lose his guide license or metal badge, said licensee shall forthwith and before doing any further business procure a duplicate guide license or duplicate metal badge, as the case may be, from the License and Dues Collector of the City of San Antonio and shall pay for such duplicate guide license or metal badge to said License and Dues Collector, the sum of One (\$1.00) Dollar for each and every duplicate guide license or metal badge so procured. There shall not in any event be any refund of said fee for obtaining a duplicate guide license or metal badge.

7. DEFINING "GUIDE". By "Guide" as used in this ordinance is meant "any person who, for hire, directs another to and exhibits to him points of interest within the City of San Antonio".

8. LICENSED GUIDE RECORD. It shall be the duty of the Guide Examining Board to keep a record of all persons to whom Guide Licenses and Badges have been issued, said record to contain the name and address of the licensee, the date of the issuance of said license and badge, and the serial number of the badge issued.

9. REVOCATION OR SUSPENSION OF LICENSE BY BOARD. The Guide Examining Board may, on its own motion or upon written complaint duly verified and filed with the Board by the complainant, and after 10 days' written notice to the licensee, suspend or revoke any Guide License theretofore issued, for cause. "Cause", without limiting the generality thereof, shall include the violation of any law of the United States or of the State of Texas or of any Charter provision or ordinance of the City of San Antonio, as well as incompetency or failure to keep adequate bond, cash or securities on file with the City Clerk of the City of San Antonio.

In each instance a copy of the complaint filed shall be duly served upon the licensee complained of, by mailing same by registered mail to the last known post-office address of said licensee.

No license shall be suspended or revoked without a public hearing before the Board, in accordance with the rules and regulations laid down by the Board; however, nothing herein contained shall prevent any person complained about from waiving the public hearing or the service of a complaint upon him.

In the absence of any appeal as provided for in Section 10 hereof, the decision of the Board shall be final.

10. APPEAL TO BOARD OF COMMISSIONERS. The complainant before the Board or any licensee whose Guide License has been suspended or revoked may, within five (5) days after the making of any order or decision by the Guide Examining Board, either suspending or revoking any license or refusing to so do, file his petition with the Board of Commissioners of the City of San Antonio to hear the same not less than five (5) nor more than ten (10) days from the time said petition is filed, and to make such order from its findings as justice may require, and said decision of the Board of Commissioners of the City of San Antonio shall be final; provided however, that the finality of the decision of the Board of Commissioners of the City of

San Antonio shall in no way be interpreted as an attempt to prevent the resort of any petitioner or by the City of San Antonio to a court of competent jurisdiction.

11. LICENSE AND BADGE. (a) The license issued to a guide under the terms of this ordinance shall be available for display at all times while said licensed guide is engaged in his business as a guide, and shall be displayed to each and every prospective customer prior to employment.

(b) All licensed guides when acting as such guides must keep themselves clean in person and dress, and they must display on their cap or hat the metal badge issued to them by the License and Dues Collector of the City of San Antonio, in such manner that the entire face of such badge can be easily seen.

12. BOND OR SECURITY REQUIRED. (a) Before any license shall be issued any applicant therefor, or before any renewal of license shall be granted, said applicant shall be required to file with the City Clerk of the City of San Antonio, Texas, a surety bond approved by the Mayor of the City of San Antonio, Texas, and his successors in office, executed by a responsible and solvent corporation authorized to conduct a bonding business under the laws of the State of Texas, which bond shall be conditioned for the payment of all final judgments to the extent of the face of said bond which may be rendered against any such licensee for damages on account of death or lesser injuries to person or loss or injuries to property occurring during the term of such bond and proximately caused by an act or omission of said licensee within the scope of his duty while acting as a Guide, or may, to take the place of said bond in every respect, make a cash deposit or place as collateral security with the City Clerk of the City of San Antonio, Texas, United States Government Bonds, or United States Treasury Certificates, or bonds issued by the State of Texas, County of Bexar, City of San Antonio, or bonds issued by the San Antonio Independent School District; and the amount of said surety bond, cash or securities shall be \$500.00 and no more.

(b) In the event of the return unsatisfied of any execution issued on any final judgment rendered against any Licensed Guide in any suit for damages on account of injury to person or property occasioned by any act or omission of said Licensed Guide within the scope of his duty while acting as such Guide, such Licensed Guide shall, within ten (10) days after the return of such execution unsatisfied, provided said judgment is still unpaid, increase the amount of the bond, cash or securities by the amount of such judgment, and failing to do so shall forthwith cease acting as a Licensed Guide in the City of San Antonio until such additional bond, cash or securities are deposited or such judgment is paid.

(c) Any licensee who elects to comply with the terms of this section by depositing cash or securities as are authorized hereunder, upon the expiration or cancellation of the license, or the cessation of business as a Licensed Guide, may secure the withdrawal of such cash or securities on deposit after the expiration of three months from the date of cancellation or expiration of the license or cessation of business, upon furnishing to the Board of Commissioners of the City of San Antonio satisfactory proof to them that the licensee has complied with the terms of this ordinance, and that there are no outstanding claims against him which may result in judgment upon which suits could be filed subsequently by judgment creditors of the licensee against the cash or securities. In no event shall such cash or securities be held for a period of more than two years from the date of expiration, or cancellation of the license or cessation of business, unless there is then pending an undisposed of suit or suits against said licensee.

(d) No cash deposit shall be paid out and no securities held by the City Clerk under the terms of this ordinance shall ever be sold and the proceeds thereof paid out except

upon order of a court of competent jurisdiction, or the City Clerk, on order or instruction from the Board of Commissioners of the City of San Antonio shall, in the absence of such court order, require the holder and owner of any final judgment to furnish a good and sufficient indemnity bond so as to indemnify, save, and keep said City Clerk and the City of San Antonio harmless from all costs, charges, damages or suits that they or either of them may incur or become liable to in consequence of the payment so made of the amount due on said final judgment, and should any of said cash deposit be so paid out, or any of said securities be so sold and the proceeds paid out by said City Clerk, he shall immediately notify the licensee who has deposited said cash or securities to deposit additional cash or securities to replace those paid out, or furnish the necessary surety bond, and upon failure of said licensee to so deposit such additional cash or securities or furnish the necessary surety bond within five days after such notification by said City Clerk the license of said licensee shall be automatically revoked.

13. GENERAL PROVISION FIXING PENALTY. Violation of any of the provisions of this ordinance shall be deemed a misdemeanor, and the violator shall, upon conviction, be punished by a fine of not more than \$200.00, and every day such violation continues shall constitute a separate offense.

14. CONSTRUCTION. Nothing in this ordinance shall be construed to authorize any licensed guide to perform the functions of any person licensed as a chauffeur under the terms of an ordinance passed and approved on December 19th, 1935, by the Board of Commissioners of the City of San Antonio, and entitled "AN ORDINANCE REGULATING AND LICENSING TAXICABS; LICENSING CHAUFFEURS; CREATING THE OFFICE OF INSPECTOR OF TAXICABS OF THE CITY OF SAN ANTONIO AND PRESCRIBING HIS DUTIES; PROVIDING A PENALTY; PROVIDING FOR THE METHOD OF PROSECUTING INDIVIDUALS AND OTHERS FOR VIOLATING THIS ORDINANCE; ENACTING THE NECESSARY PROVISIONS INCIDENT TO THE OBJECT AND PURPOSE OF THIS ORDINANCE WHETHER MENTIONED IN DETAIL IN THE CAPTION OR NOT; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND CONTAINING A SAVING CLAUSE", and the amendments thereto, without having first complied with said ordinance; nor shall anything herein contained be construed to authorize any person licensed as a chauffeur under said above mentioned ordinance to perform the functions of a licensed guide without having first complied with the terms of this ordinance.

15. SAVING CLAUSE. Should any section, sub-section, paragraph, sentence, clause or phrase of this ordinance be held invalid or unconstitutional, such holding shall not apply to the remaining sections, sub-sections, paragraphs, sentences, clauses or phrases of this ordinance, and it is hereby declared that the Commissioners of the City of San Antonio would have passed each section, sub-section, paragraph, sentence, clause or phrase of this ordinance without regard to the portion held invalid or unconstitutional.

16. CUMULATIVE. This ordinance shall be cumulative of all ordinances of the City of San Antonio, and of all laws of the State of Texas.

17. EMERGENCY. Because there exists in the City of San Antonio a situation dangerous to those employing guides in said City, a public urgency is created requiring that this ordinance take effect from and after the date of its passage by a four-fifths vote of the Commissioners of the City of San Antonio, and it is accordingly so ordered.

18. PASSED AND APPROVED this 6th day of May, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: E. L. Fries
Asst. City Clerk.

* * * *

AN ORDINANCE (2133) *OJ-116*

AUTHORIZING THE MAYOR TO EXECUTE RELEASE TO EAGLE INDEMNITY COMPANY IN SETTLEMENT OF CLAIM FOR DAMAGES TO #2 GE CENTRIFUGAL COMPRESSOR #15056 AT THE SEWAGE DISPOSAL PLANT.

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

1. That the Mayor be and he is hereby authorized and directed to execute release to the Eagle Indemnity Company for settlement of claim for damages to #2 GE Centrifugal Compressor \$15056 at the Sewage Disposal Plant of the City of San Antonio, under their Policy of Insurance No. JEC-21-3944, which damage occurred on or about November 22, 1939, the Eagle Indemnity Company having satisfactorily completed the repairs to said Compressor.

2. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2134) *OS-117*

AUTHORIZING THE MAYOR OF THE CITY OF SAN ANTONIO TO EXECUTE QUIT CLAIM DEED TO LILLIE B. BARNES.

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 hereby authorized to execute quit claim deed, conveying to Lillie B. Barnes, as her separate estate, all of its right, title and interest in and to the following described property:-

Lot No. 5, in Block 5, City Block 643, on Victoria Street, in the City of San Antonio, Bexar County, Texas.

the consideration for said conveyance being \$496.72.

2. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2135) *OS-118*

AUTHORIZING THE MAYOR OF THE CITY OF SAN ANTONIO TO EXECUTE QUIT CLAIM DEED TO LEONARD BROWN.

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

1. That the Mayor be and he is hereby authorized to execute quit claim deed, conveying to Leonard Brown, all of its right, title and interest in and to the following described property:-

Lots Nos. 26, 27 and 28, Block 3, City Block 1346, situated within the corporate limits of the City of San Antonio, Bexar County, Texas.

2. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2136) *OJ-119*

AUTHORIZING THE MAYOR OF THE CITY OF SAN ANTONIO TO EXECUTE QUIT CLAIM DEED CONVEYING CERTAIN PROPERTY TO BEN F. LEVY.

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 hereby authorized to execute quit claim deed, conveying to Ben F. Levy, all of its right, title and interest in and to the following described property:-

Lot No. 1, in Block No. 5, City Block No. 643, being a triangular lot bounded by Victoria, Iowa and Walnut Streets;

Lot No. 6, in Block No. 5, City Block No. 643, fronting northeast on Victoria Street;

Lots Nos. 2, 13, 14, 15, 16, 17, 18, 23, 24, 25, 26, 27, 28, ~~29~~ and 30, in Block No. 4, City Block No. 1326 of a subdivision of Original City Lot No. 7, Range No. 3, District No. 1;

All within the corporate limits of the City of San Antonio, Bexar County, Texas; the consideration for said conveyance being the sum of \$2,514.06.

2. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2137) *05-120*

CREATING A CONTRACT WITH PHELPS, DEWEES AND SIMMONS ARCHITECTS TO DRAW PLANS FOR A NORTH SIDE FIRE STATION.

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

1. That it is hereby created and manifested a contract by and between the City of San Antonio and Phelps, Dewees and Simmons Architects of San Antonio, Texas, whereof, said City employs said architects to draw plans and specifications for a North side fire station on lots recently acquired by said City for that purpose. Said plans and specifications are to be drawn in a manner satisfactory to said City and in addition thereto, said architects shall supervise the construction of said building.

2. Said architects agree to draw said plans and specifications and to supervise said construction, and are to receive compensation in amount of 5 per cent of the cost of erecting said building, for their said services and supervision.

3. This contract to be performed within a reasonable time, and said architects shall sign in the space designated below after which this contract shall become final and binding.

4. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

ACCEPTED:
PHELPS, DEWEES AND SIMMONS ARCHITECTS
By _____

* * * *

AN ORDINANCE (2139) *OJ-121*

RENEWING AND EXTENDING LEASE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND
MRS. K. E. JINGU, LEASING THE JAPANESE TEA GARDEN.

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

1. That the lease contract, created and manifested by ordinance passed and approved by the Commissioners of the City of San Antonio on August 3rd, 1939, between the City of San Antonio and Mrs. K. E. Jingu, leasing the Japanese Tea Garden to said Mrs. K. E. Jingu for a period of one year beginning August 1st, 1939 and ending July 31st, 1940, be and the same is hereby renewed and extended for a period of one year beginning August 1st, 1940 and ending July 31st, 1941; all of the same terms and conditions of said original lease being carried forward and incorporated in this renewal and extension thereof.

2. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

3. The foregoing ordinance, constituting a renewal and extension of lease contract of Japanese Tea Garden between the City of San Antonio and Mrs. K. E. Jingu, is accepted in all things by the undersigned, this _____ day of July, A. D. 1940.

Mrs. K. E. Jingu
Lessee.

* * * * *

AN ORDINANCE (2140) *OJ-122*

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

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

1. That an ordinance entitled "AN ORDINANCE REGULATING THE GOVERNMENT OF TRAFFIC ON THE STREETS, PLAZAS AND PUBLIC PLACES OF THE CITY OF SAN ANTONIO", passed and approved on the 8th day of December, 1921, as amended, be and the same is hereby amended by adding to Rule 76, as follows:-

- 2. "173. North Hackberry Street at the intersection of Van Ness Street.
- "174. North Hackberry Street at the intersection of Burleson Street.
- "175. North Hackberry Street at the intersection of Burnett Street.
- "176. North Frio Street at the intersection of West Houston Street.
- "177. West Houston Street at the intersection of North ~~Frio~~ ^{LAREDO} Street.
- "178. Hoefgen Avenue at the intersection of Delaware Street.
- "179. East Hildebrand Avenue at the intersection of Shook Avenue.
- "180. East Hildebrand Avenue at the intersection of Park Hill Drive.
- "181.. West Summit Avenue at the intersection of Michigan Avenue.

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

4. PASSED AND APPROVED this 11th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority on this day personall appeared Thornton Hall, who being by me duly sownrn, says on oath that he is Secretary of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and County afore-said, and that the Traffic Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: July 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 1940.

Thornton Hall

Sworn to and subscribed before me this _____ day of _____, 1940.

Walter Kenaner
Notary Public in and for Bexar County
Texas.

* * * *

AN ORDINANCE (2118)*OS-123*

AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH MRS. EMMA KOEHLER, PROVIDING FOR A PORTION OF OTTO KOEHLER PARK TO BE USED AS PART OF THE ZOOLOGICAL AREA, PROVIDING FOR CERTAIN IMPROVEMENTS TO BE ERECTED AND MAINTAINED BY THE CITY IN OTTO KOEHLER PARK AND A PORTION OF CITY PROPERTY ADJACENT THERETO, IN CONSIDER- ATION FOR WHICH AND SO LONG AS THE SAME IS MAINTAINED, THE SAID MRS, EMMA KOEHLER WAIVES RESTRICTIONS APPLICABLE TO SAID PORTION OF OTTO KOEHLER PARK IN SAID ZOOLOGICAL AREA, AND CONTAINING OTHER TERMS AND PROVISIONS RELATING TO SAID SUBJECT-MATTER.

1. That WHEREAS, the duly authorized officers of the City of San Antonio have negotiated a contract with Mrs. Emma Koehler, a feme sole of Bexar County, Texas, relating to the use of a portion of Otto Koehler Park as part of the Zoological Area in consideration of certain improvements to be constructed and maintained by the City of San Antonio in the Otto Koehler Park and in a certain portion of City property adjacent thereto; and

2. WHEREAS, said contract has been reduced to writing and the same has been presented to this meeting of the Commissioners of the City of San Antonio, and the Commissioners present in said meeting are familiar with the contents of said written contract, and said contract will be copied in the official minutes of the City of San Antonio immediately following the minutes of this meeting of the Commissioners;

3. It is now therefore ordained by the Commissioners of the City of San Antonio that the Mayor of the City of San Antonio, be and he is hereby authorized to execute and deliver said contract on behalf of and as the contract of the City of San Antonio, and the City Clerk is hereby authorized to impress the seal of the City of San Antonio, duly attested, on said contract.

4. PASSED AND APPROVED this 10th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2152) *OJ-124*

SETTING ADMISSION FEES AT SAN ANTONIO ZOOLOGICAL GARDENS.

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

1. The following fees shall be charged for admission to San Antonio Zoological Gardens:-

The sum of twenty-five cents (25¢) for each person over the age of 17 years;

The sum of ten cents (10¢) for each person under the age of 17 years and over the age of 7 years;

All children under the age of 7 years shall be admitted free.

(a) Provided, that teachers in the schools may take their pupils into said Zoological Gardens free at all times.

(b) That the City of San Antonio and the San Antonio Zoological Society, Inc. shall prescribe one day each week during the calendar year which shall be a free day; that such day for the present shall be the Wednesday of each such calendar week, and may be changed from time to time by the written order of the Mayor, in his discretion.

(c) Further provided, that free passes may be issued by the San Antonio Zoological Society, Inc. and the City of San Antonio to representatives of the press, employees of said City of San Antonio who work in the Zoological Area and officials of the Zoo Board of said Society and City of San Antonio whose duties and functions are of a nature as to require them to enter said area frequently on official business.

(d) That the Mayor of the City of San Antonio, in his discretion, may grant temporary free passes to said Zoological Gardens, good for not more than 3 days, to special groups, such as convention delegates, guests of the City and organizations receiving out of town visitors.

2. Said fees and the provisions of this ordinance shall be and become effective immediately upon the passage hereof.

3. PASSED AND APPROVED this 16th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: E. L. Fries
Ass't. City Clerk.

* * * *

AN ORDINANCE (2154) *OJ-125*

VACATING, CLOSING AND ABANDONING CERTAIN STREETS, ALLEYS AND AREAS OR PORTIONS THEREOF.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that

WHEREAS, there exists between the City of San Antonio and the Housing Authority of the City of San Antonio, Texas, a contract represented by the cooperation agreement passed and approved March 23, 1939 as amended May 27 and May 29, 1939, covering Victoria Courts, Project Tex 6-3, and others; and

WHEREAS, said contract agreement provides in part as follows: "The City agrees to plan or replan, zone or rezone to an appropriate residential classification, and area in the City within which a Project or Projects shall be located, and that it will vacate, furnish, dedicate, close, pave (with the provision that paving is to be done at a price to be agreed upon by the City and Local Authority), install, grade or regrade, plan or replan any streets, roads, roadways, alleys, sidewalks or other places, which the Authority finds are necessary in the development of the Projects in the area of a Project or Projects or adjacent thereto"; and that the Authority will dedicate new streets, alleys and areas to the City for public use and municipal maintenance; and that the City will accept such dedication and maintenance; and

WHEREAS, by petition the said Authority has requested the City to vacate, close and abandon the streets and areas mentioned in the attached petition.

NOW, THEREFORE BE IT ORDAINED; That

(1) That portion of Victoria Street W. of a straight line formed by a N. extension of the dividing line between NCBs 711 and 2375 and S.W. of a straight line formed by a S.E. extension of the N.E. line of Block 6, NCB 711 and being all the area of said Victoria Street between the said two straight lines on the N.E. and E. and NCB 711 on the N.W. and Pear Street and NCB 711 on the S.;

(2) That portion of Mount Zion Street from the E. line of Labor Street to W. line of Pear Street and being all the area of said Mount Zion Street between a straight line on the N.E. formed in part by the S.W. lines of Block 4, NCB 709 and of Block 5, NCB 710 and of Block

6, NCB 711 and a straight line on the S.W. formed in part by the N.E. lines of Block 3, NCB 709 and of Block 9, NCB 710 and Block 10, NCB 711;

(3) Those portions of Santa Clara Street (a) between the N.E. line of Santos Street and the S.W. line of Mount Zion Street and (b) between the N.E. line of Mount Zion Street and the S.W. line of Victoria Street and being all the area of said portions of said Santa Clara Street between NCB 709 on the N.W. and NCB 710 on the S.E.;

(4) Those portions of Fountain Street (a) between the N.E. line of Santos Street and the S.W. line of Mount Zion Street and (b) between the N.E. line of Mount Zion Street and the S.W. line line of Victoria Street and being all the area of said portions of said Fountain Street between NCB 710 on the N.W. and NCB 711 on the S.E.;

(5) That portion of Pear Street between the N.E. line of Santos Street and the S.W. line of Victoria Street and being all the area of said portion of Pear Street between a straight line on the N.W. formed in part by the S.E. line of Blocks 6, 10 and 12 of NCB 711 and a straight line on the S.E. which is the N.W. line of Block 11, NCB 711;

(6) That portion of Santos Street between the E. line of Labor Street and the W. line of NCB 2735 and being all the area of said Santos Street between a straight line on the N.E. formed in part by the S.W. lines of NCBs 709, 710 and 711 and a straight line on the S.E. formed in part by the N.E. line of NCB 1024;

(7) That portion of Garfield Alley (sometimes called Lavaca Street) between the E. line of Labor Street and the W. line of NCB 2735 and being all the area of said Garfield Alley between a straight line on the N.E. formed in part by the S.W. line of NCB 1024 and a straight line on the S.W. formed in part by the N.E. lines of NCBs 883, 884 and 885;

(8) Those portions of Alder Street (a) between the N.E. line of Barrera Street and the S.W. line of Refugio Street and (b) between the N.E. line of Refugio Street and the S.W. line of Garfield Alley and (c) between the N.E. line of Garfield Alley and the S.W. line of Santos Street and being all the area of said Alder Street between NCBs 887, 884 and the W. part of Lot 27, NCB 1024 on the N.W. and NCBs 888, 885 and the E. part of Lot 27, NCB 1024 on the S.E.;

(9) That portion of Refugio Street between the E. line of Labor Street and the W. line of NCB 641 and being all the area of said Refugio Street between a straight line on the N.E. formed in part by the S.W. lines of NCBs 883, 884 and 885 and on the S.W. by a straight line formed in part by the N.E. lines of NCBs 886, 887 and 888;

(10) That portion of Iowa Street W. of a straight line projected from the N.W. corner of NCB 641 to the S.W. corner of NCB 2735 and being all the area of said Iowa Street between said straight line on the E., the S. line of Lot 4, NCB 885 on the N. and the N. line of Refugio Street on the S.;

(11) Those portions of Apple Street (sometimes referred to and shown on maps as Fountain Street) (a) between the N.E. line of Barrera Street and the S.W. line of Refugio Street and (b) between the N.E. line of Refugio Street and the S.W. line of Garfield Alley and being all the area of said Apple Street between NCB 886 and 883 on the N.W. and NCBs 887 and 884 on the S.E.;

(12) That portion of Barrera Street from the E. line of Labor Street to the W. line of NCB 641 and being all the area of said Barrera Street between a straight line on the N.E. formed in part by the S.W. line of NCBs 886, 887 and 888 and on the S.W. by the N.E. lines of NCBs 957 and 3591;

(13) That portion of Callaghan Avenue from the E. Line of Labor Street to the W.

line of NCB 648 and being all the area of said Callaghan Avenue between the S.W. lines of NCBs 957 and 3591 on the N.E. and the N.E. lines of NCBs 983 and 6135 on the S.W.; and

(14) The unnamed alley from the N.E. line of Callaghan Avenue to the N.E. line of Lot 3, NCB 983 and being all the area of said unnamed alley between Lots 5 and 6, NCB 6135 on the E. and Lots 3 and 4 of NCB 6135 and Lot A1, NCB 983, on the W.;

be and the said portions of said streets are hereby vacated, closed and abandoned.

PASSED AND APPROVED this 16th day of July, 1940.

C. Ray Davis
Mayor Pro Tem.

Attest: E. L. Fries
Ass't. City Clerk.

Approved as to form:

J. I. Kercheville
City Attorney

* * * * *

AN ORDINANCE (2155) *OJ-126*

CONVEYING INTEREST IN AND TITLE TO CERTAIN PARCELS OF LAND TO THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO, TEXAS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that

WHEREAS, there exists between the City of San Antonio and the Housing Authority of the City of San Antonio, Texas, a contract represented by the cooperation agreement passed and approved March 23, 1939, as amended May 27 and May 29, 1939; and

WHEREAS, said cooperation agreement provides for the mutual benefits to inure to each of said principals through the City cooperating in all practical ways with the Authority and the Authority thereby developing low-rent public projects for low-income families; and

WHEREAS, the City appears to have an interest in certain parcels of land, acquired either by conveyance or by possession or by usage, located within the area of the site of Lincoln Heights Courts, a low-rent public housing project being developed by the Authority; and

WHEREAS, it is the desire of the City to cooperate with the said Authority by conveying said interest in said parcels of land to said Authority as requested in formal resolution of said Authority evidenced by certified copy of said resolution hereto attached and marked Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the City of San Antonio; That

(1) In consideration of the sum of One (\$1.00) Dollar cash in hand paid by the Housing Authority of the City of San Antonio, Texas, and for other valuable consideration, all the City's interest in and title to the following described parcels of land is hereby conveyed to the Housing Authority of the City of San Antonio, Texas, viz:

Alazan Creek, including creek bottom and creek banks, in Lots 5, 6, 7, 8, 9, 10, 33, 34, 35, 36, 37 and 38, Block 6, NCB 2110;

In Lots 1, 2, 3, 4, 5, 6, 38, 39 and 40, Block 7, NCB 2111;

In Lots 21 and 22, Block 8, NCB 2112;

In Lots 8, 9, 10, 11, 30, 31, 32, 33 and 34, Block 3, NCB 2103; and

In Lots 9, 10, 11, 30, 31, 32 and 33, Block 2, NCB 2102; and

being those portions of said lots above described which form all of the said creek because of creek widening; and

(2) That the Mayor is hereby authorized and directed to execute, in the name and as the act and deed of the City of San Antonio, and under its official seal, a deed conveying such interest in said parcels of land to the said Housing Authority of the City of San Antonio, Texas, according to the provisions of this Ordinance.

PASSED AND APPROVED this 16th day of July, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

Attest: E. L. Fries
Ass't. City Clerk.

Approved as to Form:

J. I. Kercheville
City Attorney.

* * * * *

AN ORDINANCE (2195) *OJ-127*

AUTHORIZING THE MAYOR TO EXECUTE A QUIT CLAIM DEED ON A PORTION OF THE OLD ALAMO DITCH IN THE REAR OF PREMISES SITUATED AT FIFTH AND ELM STREETS, SAN ANTONIO, TEXAS, TO THE SALVATION ARMY.

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 hereby authorized to execute a quit claim deed to the Salvation Army, a charitable corporation, with offices in the City of San Antonio, Texas, on the following described property:-

That portion of the property commonly known as the Old Alamo Ditch being a strip of land 5 feet wide and running parallel to the west boundary line of Lot A-4, City Block 541 and being 58.32 feet in length, all within the corporate limits of the City of San Antonio, County of Bexar and State of Texas;

said quit claim deed to be executed in consideration of the sum of \$1.00 and other valuable considerations, and the promises and covenants of said Salvation Army to beautify, clean and properly care for said property at all times.

2. PASSED AND APPROVED this 1st day of August, A.D. 1940.

Maury Maverick
Mayor.

Attest: H. L. Dillashaw
City Clerk.