

as those provided for in the instance of the growers of produce.

SECTION TEN: A portion of the lower part of the small plaza shall be set apart by the Market Master for poultry vendors, who shall be permitted to sell poultry between the hours of 9 A.M. and 7.30 P.M. subject to the same rules and regulations and rental charges as those provided in the case of truck or produce farmers, save and except that neither in the case of the vendors of hay and poultry shall said parties be required to be the actual producers or growers of the goods sold.

SECTION ELEVEN: Chile and Tamale vendors shall be allowed a space on the small plaza, to be designated by the Market Master, and shall be permitted to begin selling in the fall and winter at 5.30 P.M. and in the spring and summer at 6 P.M. and continue to sell until 12 o'clock P.M.; the rent charged and the manner of collecting the same, and the rules relating thereto, shall be the same as hereinbefore provided with regard to truck farmers, haymen and poultry vendors; provided, however, that the Chile and Tamale vendors, in order to be entitled to have a stand, must first procure from the City Board of Health and exhibit to the Market Master a certificate to the effect that said vendor and the persons who will be employed by him in that business comply with the state laws and the ordinances of the City of San Antonio in person and with regard to their premises where they prepare the food which they will sell, and that the equipment and paraphernalia from which they will sell it, has been inspected by City Inspectors and found to be in sanitary and proper condition, and same shall be so kept.

SECTION TWELVE: It shall be unlawful for any street peddler or other person to sell or offer for sale vegetables, fruit, garden or farm produce, chile or tamales, poultry or hay at retail within 1,000 feet of ~~in~~ any portion of this market upon a street or sidewalk or other public place, save and except upon this market and within the City Market House; provided that this provision shall not apply to any ~~person~~ person selling his produce at wholesale to the different produce houses, or other customers, within the said 1,000 feet, nor to any person selling at retail upon his own private property.

SECTION THIRTEEN: The Market Master shall have authority, and it shall be his duty to generally supervise this open market and see that no violation of the Market House or other City Ordinances are permitted; it shall be his duty to keep order there and thereabout, and to arrest ~~xxx~~ <sup>or</sup> have arrested all disturbers of the public peace. To this end he shall have and exercise all the duties and powers of a sworn policeman. It shall be his duty to assign all space and make, subject to the ordinances, the proper rules and regulations for the conduct of this market, traecting the various users thereof in a fair and impartial manner and assigning space and privileges as far as possible in the order of application therefor. In cases where vendors using this market violate the rules thereof, or the City ordinances governing same, the Market Master shall have the right and it shall be his duty to refuse to further rent or assign space to such offender, provided, however, that any party aggrieved by his action shall have the right of appeal to the Mayor and Commissioners, who shall review the action of the Market Master in the premises and either confirm same or set it aside and order him to assign space to such appealing party.

SECTION FOURTEEN: All lessees and their representatives and employes using space in this open market shall keep such space and the ground adjacent thereto in a clean, orderly and sanitary condition at the time of their occupation thereof and at the time of their quittance.

SECTION SIXTEEN: This ordinance shall be cumulative of and in addition to the other City ordinances regulating markets, but any ordinance in direct conflict herewith is hereby repealed.

of their quittance.

SECTION FIFTEEN: Any person violating any of the terms or provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined any sum not in excess of \$25.00

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

PASSED AND APPROVED this 26 day of April, A.D.1920.

Sam C. Bell, Mayor

Attest:

Fred Fries, City Clerk.

THE STATE OF TEXAS: COUNTY OF BEXAR : CITY OF SAN ANTONIO:

Before me, the undersigned authority, on this day personally appeared Charles A. Duche, who being by me duly sworn, says on oath that he is one of the publishers of the San Antonio Light a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit:

April 28, 29, 30, and May 1, 2, 3, 4, 5, 6 and 7 1920

Charles A. Duche

Sworn to and subscribed before me this 23rd day of June 1920

John W. Fontaine

Notary Public in and for Bexar County, Texas.

CONTRACT FOR ENGINEERING SERVICES

OF-182.1

This agreement made and entered into this 3rd day of May 1920

by and between the City of San Antonio, Texas, a municipal corporation, First Party, hereinafter called the City, and Bartlett and Raney, Inc. a corporation organized under the laws of the State of Texas, with home offices in San Antonio, Texas, second party, hereinafter called the engineers;

Witnesseth

1st. That the said City has engaged the services of the said engineers for, and the engineers agree to render the City certain engineering services in connection with the design and supervision of the construction of all new bridges, except the Simpson Street bridge, to be built by the City across the San Antonio River from or in connection with the proceeds of the 1919 Bond Issue of \$200,000.00 for construction of permanent bridges in the City of San Antonio.

2nd. The services to be rendered by the Engineers shall be as follows:

(a) From data on the street grades and lines to be secured and furnished to the Engineers by the City Engineer of the City of San Antonio, preparation of preliminary pencil sketches showing general dimensions, waterways and architectural treatment for bridges at such sites as may be designated by the Commissioner of Streets of the said City. Preliminary sketches, submitted to the said Commissioner and to the City Engineer, shall be accompanied by careful preliminary estimates and the sketches and preliminary designs shall be revised and the estimates revised to correspond by the Engineers until the design meets with the approval of the said Commissioner of Streets.

(b) After approval of preliminary sketches, the preparation of complete/detailed working drawings, specifications, contract forms, bidding blanks, etc, ready for receipt by the City of bids for construction, all subject to the approval of the City Attorney and City

Engineer.

(c) At the time of taking bids the Engineers shall render the City Engineer such assistance in tabulation thereof and such advice as he may desire.

(d) During ~~the~~ construction the Engineers shall furnish to contractors lines and grades, all necessary inspectors, and shall supervise the work, prepare estimates for payments to the Contractors, and all other customary services. All inspectors employed shall be subject to the approval of the City Engineer as to competence; the City to pay all salaries or wages of said inspectors, not to exceed a salary rate of \$150.00 per month per inspector, unless with approval of City Engineer.

3rd. In consideration of the said services the City shall pay the Engineers a fee of four (4) per cent of the total final construction cost to the City of said bridges. Provided that in the event that the Commissioner of Streets should approve the preliminary sketches, estimates and design for any structure which, through no fault of the engineers, should not be constructed, the engineers shall be compensated therefor to the extent of three-fourths ( $3/4$ ) of one per cent of the estimated cost of such proposed structure. Or, in case the Commissioner of Streets should direct the completion of working plans and specifications as well as sketches for structure which, through no fault of the engineers should not be built, then the said engineers shall be compensated to the extent of two (2) per cent of the estimated cost thereof.

4th. All original sketches and drawings shall remain the property of the Engineers as instruments of service subject to obligation of engineers to furnish blue prints thereof at any time on request of City.

5th. The fees of said engineers shall be paid as follows:

(a) One (1) per cent of estimated cost on approval of preliminary sketches and estimates for each structure.

(b) One and one-half ( $1\frac{1}{2}$ ) per cent of estimated cost on completion of working plans, specifications, etc.

(c) Three quarters ~~xxx~~ ( $3/4$ ) of one per cent of estimated contract price when construction is one half completed.

(d) Balance on completion of construction.

(e) Salaries of inspectors to be paid monthly.

IN WITNESS WHEREOF the parties hereto have executed this Agreement on the day first above written.

Attest:

Fred Fries  
City Clerk.

City of San Antonio,

By Sam C. Bell  
Mayor.

Bartlett & Ranney, Inc.

By A. G. Ranney  
Vice President.

## AN ORDINANCE OF - 183

Granting permit to R.Rand to construct a sanitary sewer in alley between Costillo and Hunstock.

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

Section 1. That permission is hereby granted R.Rand to construct a sanitary sewer (8 inches) in alley between Costillo and Hunstock beginning at end of private sewer and extending to a point about 300 feet N.W. according to plat line and grade made by the City Engineer hereto attached; the cost of said sewer being estimated about Four Hundred Dollars (\$400.00) to be paid by the said R.Rand. The final actual cost to be filed with the City Engineer within ten days after the completion of the sewer.

Section 2. The said sewer to be constructed to the City's line and grade and in accordance with the City's standard specifications for the construction of sewers in all particulars, and to maintain the sewer in the street for a period of one year after the date of the acceptance of the sewer by the City Engineer.

Section 3. "Conditioned" that no sewer service connections to this sewer shall be made until it has been completed and properly connected to the City's main and duly accepted by the City.

Section 4. Said sewer when completed to become the property of the City of San Antonio and part of its public sewer system

Section 5. The City Engineer is hereby directed to collect the sum of Thirty Five Dollars for each and every connection made with said sewer main or house service going into said main and pay the same over to said R.Rand not later than the 10th of each month, following the month in which said connection is made, until the actual cost of said sewer shall have been collected and paid over to aforesaid, when the entire connection fee shall be collected

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom and the same shall take effect at once on the above mentioned condition.

PASSED AND APPROVED this 13 day of May, 1920.

Sam C. Bell,  
Mayor.

Attest:  
Fred Fries,  
City Clerk.

## AN ORDINANCE OF - 184

Granting permission to the San Antonio & Aransas Pass Railway Company to construct, operate and maintain a switch or spur track across the Concepcion Road in the City of San Antonio.

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

SECTION ONE: That permission be and the same is hereby granted to the San Antonio & Aransas Pass Railway Company to construct, operate and maintain a switch or spur track and to operate its engines and cars thereon over and across the Concepcion Road in the City of San Antonio, at a point about eight hundred feet south of where the main line track of said railroad company now crosses said Concepcion Road, as designated and shown in red on blue print hereto attached and made a part hereof.

SECTION TWO: That said track across said Concepcion Road shall be laid under the direction of the Commissioner of the Department of Streets and Public Improvements and shall be constructed in accordance with such plans and specifications as may or shall be approved by the City Engineer, and the construction and maintenance of said crossing shall conform to the regulations imposed or hereafter to be imposed by the City of San Antonio as to grades, drainage, etc, and subject to all ordinances and regulations now in force or that may hereafter be enacted regulating such character of street crossings.

SECTION THREE: In consideration of the granting of this permit, said San Antonio and Aransas Pass Railway Company agrees to construct its said track across said roadway in the manner and form ordered and directed by said Commissioner of Streets and Public Improvements and in accordance with the lines, grades and system of drainage approved by the City Engineer, and to construct such culverts and make such additional provision for drainage from time to time as may be deemed necessary by the City, and further binds and obligates itself, its successors and assigns, to hold said City of San Antonio free and harmless from all damages to persons or property that may result by reason of the granting of this permit or the exercise of any right thereunder.

SECTION FOUR: That the license and privilege hereby granted is subject to revocation at the

will of the Commissioners or other governing body of the City of San Antonio, and said Railway Company agrees to remove its said track from across said street on demand, upon the revocation of the license hereby granted.

SECTION FIVE: The acceptance and exercise of any privilege under this ordinance shall be an acceptance of all its terms and conditions by said San Antonio & Aransas Pass Railway Company, its successors and assigns.

PASSED AND APPROVED this 24th day of May, A.D.1920.

Attest:

Fred Fries, City Clerk.

Sam C. Bell, Mayor

AN ORDINANCE

Authorizing the San Antonio Belt and Terminal Railway Company to lay a Pintsch gas line from the I & G.N. passenger depot over and across certain streets to the San Antonio Belt and Terminal Railway ~~DEPOT~~ depot in said City.

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

Section One. That the San Antonio Belt and Terminal Railway Company be and it is hereby granted a franchise to lay and extend a Pintsch gas line across and over Commerce and other streets and between the following points as shown on plat hereto attached, to-wit:

Beginning at a point 280 feet west and 110 feet north of the intersection of the west line of Medina Street with the north line of Commerce Street;

Thence southerly and parallel to Medina Street on I and G.N. property 110 feet;

Thence easterly parallel to Commerce Street on I & G.N. property 190 feet.

Thence southerly 60 feet across 55 feet Commerce Street;

Thence southeasterly 20 feet on I & G.N. property to a point 10 feet from the west of I & G.N. spur track #2;

Thence parallel to and 10 feet from said center line of spur track 1925 feet on I & G.N. property crossing prolongation of streets Buena Vista, Monterey, Matamoras, Durango, and entering San Luis Street 100 feet west of the west line of Medina Street;

Thence easterly along San Luis Street and 18 feet from Center line of San Luis Street 2280 feet crossing Medina, Frio, Leona, Pecos, San Saba, Concho and South Laredo Streets where it then enters S.A.B & T. property adjacent to S.A.B. & T. freight depot as per plat hereto attached.

Section Two: That said gas line shall be laid under the direction of the Commissioner of the Department of Streets and Public Improvements and the City Engineer, and the construction and maintenance of same shall conform to the regulations imposed and hereafter to be imposed by the Commissioners of the City of San Antonio and shall conform to such grades and restrictions, and shall be operated and maintained subject to all regulations and ordinances now in force or that may hereafter be enacted, regulating such character of construction.

Section Three: In consideration of the granting of this permit, said San Antonio Belt & Terminal Railway Company obligates and binds itself, its successors and assigns to hold the City of San Antonio free and harmless from all damage to persons or property that may result by reason of the granting of this permit or the exercise of any right hereunder, and to fill all excavations made in the streets over or across which said pipe line may be made or constructed in a good, first class, workman-like manner, and to restore same to their present condition and to look after and repair any depressions or other defects in said streets caused by said excavations for a period of three years from and after completion of said pipe line.

Section Four: That the exercise of any privilege under the provisions of this ordinance shall be an acceptance of all its terms and conditions by said San Antonio Belt and Terminal Railway Company, its successors and assigns.

PASSED AND APPROVED this 12th day of July, A.D. 1920.

Attest:

Fred Fries,  
City Clerk.

Sam C. Bell,  
Mayor

## AN ORDINANCE OF-186

Granting permit to the San Antonio Development Company to construct sanitary sewers in sub-division bounded by Summit Place on the South, McCullough Avenue on the East, Hildebrand Street on the North and San Pedro Avenue on the west.

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

Section 1. That permission is hereby granted to the San Antonio Development Company to construct sanitary sewers on streets and alleys as follows:

Howard Street, from alley between Kingshighway and Gramercy, to alley between Gramercy and Elsmere Place.

San Pedro Avenue, from Elsmere to Alley No. 3 between Linwood and Hollywood.

In alley No. 5 (between Gramercy and Elsmere) from Howard to McCullough Avenue.

In alley No. 4 (between Elsmere and Linwood) from San Pedro Avenue to McCullough Avenue.

In alley No. 3 (bet. Linwood and Hollywood) from San Pedro Avenue to McCullough Avenue. according to plat line and grade made by the McKenzie Construction Company hereto attached, the cost of said sewer being estimated about Eighteen Thousand Five Hundred (\$18,500.00) Dollars, to be paid by the San Antonio Development Company. The final actual cost to be filed with the City Engineer within ten days after the completion of the sewer,

Section 2. The said sewer to be constructed to the City's line and grade and in accordance with the City's Standard Specifications for the construction of sewers in all particulars, and to maintain the sewer in the streets and alleys for a period of one year after the date of the acceptance of the sewer by the City Engineer.

Section 3. "Conditioned" that no sewer service connections to this sewer shall be made until it has been completed and properly connected to the City's main, and duly accepted by the City.

Section 4. Said sewer when completed to become the property of the City of San Antonio and part of its public sewer system.

This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom and the same shall take effect at once on the above mentioned condition.

Passed and Approved the 12th day of July, A.D.1920.

Sam C. Bell. Mayor.

Attest:

Fred Fries,  
City Clerk.

## AN ORDINANCE OF-187

Granting the petition of Geo W. Brackenridge for permission to connect with the City sewers

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

SECTION ONE: That the petition of Geo. W. Brackenridge, filed by H.C.Judson, his agent, for permission to connect with the City sewers be and the same is hereby granted, subject, however, to the following conditions:

(1) That the permit hereby granted is purely temporary in its nature and the City reserves the right to revoke same at any time, with or without notice, for any reason that may ~~be~~ in the judgment of the City be sufficient.

(2) That the connection with the City sewers shall be made under the direction of the Commissioner of Streets and Public Improvements, and at such time, place, and in such manner as he may direct.

(3) This permission is intended to cover only the sewage from the residence, outhouses, stables and grounds of the petitioner as same are now situated at his home north of the City, and no other person or persons shall be allowed or permitted to use said sewers.

(4) That the use to be made of such sewers connecting with the city sewer system shall be subject to the regulation and direction of the city and no use shall be made thereof which might in any way impair the city sewer system or cause same to be obstructed or damaged in any manner whatsoever.

(5) That in consideration of the permit hereby granted, the petitioner shall pay to the city annually in advance the sum of \$50.00 in cash, said rental commencing upon the date that the connection is made, and in ~~the~~ the permit granted is cancelled for any reason, the pro rata amount of said rental shall be returned, less any expense incurred by the City in the premises.

(6) All expense incident to making this connection with the city sewers shall be borne by the petitioner, and the petitioner shall indemnify, hold and save harmless the city ~~and~~ against any loss or damage of any character whatsoever incident to or caused by his use of the facilities here now granted him.

(8) This ordinance shall become effective upon the filing by the petitioner of his written acceptance of same with the City Clerk.

Passed and Approved this 15th day of July, A.D.1920

Sam C. Bell,  
Mayor.

Attest:

Fred Fries,  
City Clerk.

San Antonio, Texas, August 10, 1920.

To the Honorable Mayor and Commissioners of the City of San Antonio:

The undersigned George W. Brackenridge hereby accepts the ordinance passed by the Commissioners of the City of San Antonio and approved by the Mayor of said City on the 15th day of July, 1920, all as passed and approved.

Respectfully,

M. C. Judson,  
Agent.