

Board of Commissioners, as soon as practicable thereafter, shall hear such appeal and shall either sustain, modify or reverse the decision of the Inspector of Taxicabs, and shall forthwith certify its decision to the Inspector of Taxicabs and to the licensee for observance. If no appeal is taken from the findings of the Inspector of Taxicabs in the time as provided herein, the said ruling of the Inspector of Taxicabs shall be final.

- (g) No taximeter shall be used on any taxicab the type and design of which has not been approved by either the Inspector of Taxicabs or the Board of Commissioners of the City of San Antonio. It shall be the duty of every owner of any taximeter to at all times keep such taximeter accurate. All taximeters shall be subject to inspection from time to time and the Inspector of Taxicabs, or any inspector appointed by the Board of Commissioners, or any peace officer of the City of San Antonio is authorized to investigate all taximeters at all times when said vehicles are operated on the public streets of the City of San Antonio.
- (h) The operation of any taxicab with a taximeter which is defective or which does not properly and accurately compute and register on its face the charge for distance travelled or waiting time of a taxicab shall constitute a violation of this ordinance.
- (i) All taximeters shall be placed in such position in said taxicab so that the face thereof and the fare numerals may be easily seen and read by a passenger sitting in any part of the taxicab. No taximeter shall be used between sunset and sunrise unless the face thereof shall be illuminated by a light so arranged so as to throw a continuous light thereof. When a passenger engages and enters a taxicab the flag, signal or other device affixed to such taximeter shall be placed in such a position as to denote that such taxicab is employed.
- (j) That there shall be affixed on the outside top and front portion of each taxicab an electric light that can be turned on, or a flag, signal or other device that may be easily seen by people on the street or sidewalks in the vicinity of such taxicab, and when a passenger engages and enters such taxicab the said light shall be turned on, or the said flag, signal or other device shall be placed in such position as to denote that such taxicab is employed".

4. PASSED AND APPROVED on the 14th day of April, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

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APPLICATION TO EXCAVATE UNDER SIDEWALK

TO THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:-

Permission is hereby requested to excavate under the sidewalk adjacent to Lot No. 8 New City Block 405, fronting 50 more or less feet on Navarro Street and to use such space in connection with building No. 401-3 under the conditions imposed by the ordinances of the city of San Antonio.

SAN ANTONIO BUILDING & LOAN ASSOCIATION

BY W. W. McAllister
President
811 Builders Exchange Building
San Antonio, Texas

Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Quin, Bushick, Rubiola, Steffler, Wright.

AN ORDINANCE **OI-150**

AUTHORIZING THE SAN ANTONIO BUILDING & LOAN ASSOCIATION TO EXCAVATE
UNDER SIDEWALK ON NAVARRO STREET

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

SECTION 1: That permit be and is hereby granted to the San Antonio Building & Loan Association to excavate under the sidewalk adjacent to Lot No. 8, New City Block 405, fronting 50 more or less feet on Navarro Street, and to use the space under the sidewalk in connection with the building at 401-403 on said street.

SECTION 2: Said excavation shall extend from the property line fixed by the City Engineer to 9½ feet from said property line and for the entire width of the property to a depth of approximately 12 feet and 35 feet measured below the average sidewalk grade. The area specified includes wall thicknesses and the depths given is the approximate measurement to the underside of the basement and the underside of the footings respectively, The sidewalk con-

struction shall be reinforced concrete covered with membrane waterproofing and the sidewalk finished as specified in the ordinances of the city of San Antonio. There will be no vault lights installed in the sidewalk level. The space will be used as a part of the basement parking space.

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

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

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

SECTION 6: It is ordered by two-thirds vote of the full board of Commissioners of the City of San Antonio that this ordinance shall receive final action without having first been read at three several meetings of the Commission.

PASSED AND APPROVED this 28th day of April, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

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AN ORDINANCE 01-151

GRANTING A PERMIT TO THE AMERICAN DISTRICT TELEGRAPH COMPANY OF TEXAS TO DO THE THINGS THEREIN NAMED

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

SECTION 1: That the American District Telegraph Company of Texas is hereby granted for the period of twenty-five years from the passage and approval of this ordinance, the right to erect and maintain the necessary poles, wires, fixtures and underground circuits to operate a night watch, fire alarm, burglar alarm and sprinkling alarm service, by means of call boxes and other automatic devices as may be approved by the City Council and be in accordance with all ordinances of the City now or that may hereafter be in force, provided that special permission of the City Council shall first be had whenever and as often as any poles, wires, fixtures, or underground circuits or conduits are desired to be erected or constructed, and provided further, that the City Council may, at any time, require any or all overhead wiring and poles to be removed and underground wires and circuits alone used, and provided further, that all poles, overhead wires and above-ground construction shall be placed in the alleys and not along streets; all to be continued and maintained in good order for the full term of this permit, and in accordance with all ordinance, rules and regulations of said City now or that may hereafter be enacted.

SECTION 2: All such conduits, wires, poles and other apparatus shall be set so as not to interfere with the construction or placing of any water therein, that have been or may be placed by authority of said City, and in case of bringing to grade any street or alley where the same may have been erected and placed, then the said American District Telegraph Company shall, at their own cost, change such conduits, poles, wires and other apparatus and re-set the same under the direction of His Honor, the Mayor, or other proper officer of the City, in case

of fire, tornado or other similar catastrophe, the same may be cut or otherwise removed by order of the Mayor, City Marshal, Chief of the Fire Department, or other proper officer of the City, without liability on the part of said officers or the City, and all rights and privileges hereby granted shall, at all times, be subject to such ordinances or regulations as the City Council of said City may adopt, and said City shall have the free use of said Company's poles and underground conduits for any telephone, fire alarm or other municipal purpose, and all service of said Company to the City shall be free of cost to the City.

SECTION 3: The American District Telegraph Company of Texas agrees and binds itself to connect instruments located in its central office for transmitting fire, police and burglar alarm signals in the usual manner, to the City's fire and police departments, and that said transmitter in said Company's central office, as well as the service so rendered, shall be satisfactory to the Mayor or other proper officer of the City of San Antonio.

SECTION 4: The American District Telegraph Company of Texas is hereby authorized to install a telephone in the Central Fire Station and also in the office of Police Headquarters; said telephones to be connected with the central office of the said American District Telegraph Company for the exclusive purpose of communicating fire alarms and police calls, and for no other purpose whatsoever.

SECTION 5: That expense incurred in the above mentioned connections of said American District Telegraph Company with said Fire Department of said City, and connection with the headquarters of the Police Department of said City, shall be borne and discharged by said American District Telegraph Company.

SECTION 6: The grantee shall permit fire and burglar alarms to be given without charge, from any of its boxes, by any member of the Police or Fire Departments, or of any citizen, of any fire, breach of the peace or burglary occurring within the City of San Antonio, in which such alarm box is situated, and the watchman of the grantee shall likewise send in without charge, any alarms of any burglary, breach of the peace or fire within the district, when so requested by any responsible citizen.

SECTION 7: All wires shall be placed under the supervision of the City Engineer and to the satisfaction of the Mayor, and the Mayor or City Council shall have the right to require the removal of wires or to require them to be placed in another position whenever the Mayor considers it advisable.

SECTION 8: The grantee of this franchise, its successors or assigns, shall protect and hold harmless the City of San Antonio, against all claims for damages or demands of any person or property by reason of the construction or maintenance of said District Telegraph system, or in any way growing out of the granting of this franchise, either directly or indirectly, or arising by reason of any negligence or non-feasance of the contractors, agents or employees of the grantee or assigns, and the said grantee or assigns shall indemnify and hold the City harmless from and on account of all damages, costs, expenses, actions and causes of action that may accrue to or be brought by any person, persons, company or companies at any time by reason of the exercise of rights and privileges herein granted or the abuse thereof.

SECTION 9: None of the rights or privileges herein granted shall be transferred, assigned to or consolidated or combined with any other persons or corporations without the consent of the City Council first had and obtained.

SECTION 10: The City Council shall have the right to fix reasonable rates and charge in accordance with the laws of the State of Texas, and with the Charter of said City.

SECTION 11: In consideration of the granting of this permit, said American District Telegraph Company agrees to pay all ad valorem and other taxes that may be legally levied or assessed against this Company, its properties and franchises and also on July 1st and January

1st of each year, to furnish sworn statements as may be required by the City Auditor and also to pay to the City of San Antonio three (3) per cent of all its gross receipts received by it, at the office of the City Auditor, and said City, through any of its proper officers, agents, or employees, shall have full and free access to all books and records of said Company and the right to check the same, and to take testimony and compel the attendance and examination under oath of all officers and employees of said Company or other person, in order to protect itself for said taxes, for the compensation agreed to be paid and for the fixing of rates.

SECTION 12: This permit herein granted shall not become effective unless said Company shall within twenty days from the passage and approval of this ordinance, endorse thereon its written acceptance of the terms thereof, and furnish to the City a bond in the sum of Five Thousand (\$5,000.00) Dollars to be approved by the Mayor conditioned that it will fulfill all its functions and comply with all the provisions hereof for the full term of this permit, and abide by all ordinances, rules and regulations of the City now or that may hereafter be in force such bond to be payable to the City of San Antonio, but it shall be for the benefit of, and may be recovered on at the instance of any person aggrieved because of said Company so to do.

PASSED AND APPROVED this 5th day of May, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

The American District Telegraph Company of Texas hereby accepts all the terms, conditions and provisions of the above Ordinance granting a permit to said Company as therein provided.

Dated this 19th day of May, A. D. 1938.

AMERICAN DISTRICT TELEGRAPH COMPANY OF
TEXAS

BY E. A. Ward
Vice-President

ATTEST:

E. Gaston
Secretary

OI-152

AN ORDINANCE

PROHIBITING THE THROWING, DEPOSITING OR PLACING OLD PARTS OR PORTIONS OF AUTOMOBILES, ETC., UPON ANY VACANT LOT OR TRACT OF LAND IN THE CITY OF SAN ANTONIO, AND PROVIDING PENALTIES.

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

SECTION 1: That it shall be unlawful for any person to throw, deposit or place old parts or portions of automobiles, broken metal furniture, old kitchen stoves, tin cans, oil drums, barrels, paper, boxes, garbage, refuse, dead animals or fowls, animal or vegetable substances, or similar trash, dirt, filth, junk or waste upon any vacant lot or tract of land within the corporate limits of the City of San Antonio.

SECTION 2: That every person convicted of the violation of this Ordinance shall be punished by a fine of not less than five dollars (\$5.00) nor more than Two Hundred dollars (\$200.00).

SECTION 3: Each day on which such violation of this ordinance occurs shall constitute a separate offense, punishable as herein prescribed.

PASSED AND APPROVED on the 12th day of May, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

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OI-153

AN ORDINANCE

PERMISSION TO USE THE CITY SANITARY SEWERS GRANTING THE PETITION OF W. B. ELKINS

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

1. That the Petition of W. B. Elkins outside of the City Limits of the City of San Antonio, for a license to use the sanitary sewerage system of the City of San Antonio thru means to be made by the Licensee, is granted hereby, subject to the following precedent conditions.

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

3. The Connection with the City sewer to be made at the risk of the licensee. Lots 24-25 County Block 28, C. B. 3690.

4. That this permit is intended to cover only the sewerage from the property of the above mentioned petitioner, as same is now situated on said premises at 526 Cupples Lane, outside of the City Limits and no other person or persons shall be allowed or permitted, by the person to whom this permit is granted, his agents, servants or employees, to use the said City sanitary sewers thru the connection here permitted to be made.

5. That the future purchaser or owner of the above property mentioned in this Ordinance, shall comply with all the provisions hereof.

6. That the use to be made of said sewer connection with the City sewerage system shall be subject to the regulations and direction of the City and no use shall be made hereof which might in any way impair the City sewer system or cause same to be obstructed or damaged in any manner whatsoever.

7. That in consideration of the permit hereby granted and the service to be rendered the said licensee hereunder said grantee agrees to pay the City of San Antonio, as a rental

charge, the schedule of fees fixed, and to be fixed, by the Ordinances of the City of San Antonio said rental commencing on the date of connection made with the City Sanitary sewers, but in the event the permit hereby granted is cancelled for any reason, the pro rata amount of said rental shall be refunded, less any expense incurred by the City in the the premises.

8. That the inspectors of the City shall have free access to the grantee's premises and all buildings situated thereon during the continuance of this permit and while said premises are connected with said City sanitary sewers, for the purpose of inspecting the condition of the plumbing and the use of said sewers, and that all condition as herein embodied are being faithfully observed.

9. 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 against any loss or damage of any character whatsoever incident to or caused by the use of the facilities here now granted.

10. This Ordinance shall become effective upon recording with the County Clerk of Bexar, and the returning of same to the City Clerk for filing as a permanent record, and the filing by the petitioner of a written acceptance of same with the City Clerk.

11. The City of San Antonio, shall never be liable to the licensee for pecuniary damages for failure to take and treat the sewage, of the licensee, said right of action is waived as a part consideration of this permit.

12. PASSED AND APPROVED on the 12th day of May, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

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AN ORDINANCE

ACCEPTING THE DEED OF LAMAR SEELIGSON, TRUSTEE, FOR LAND FOR STINSON FIELD
BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:-

That the deed of Lamar Seeligson, Trustee, dated the 10th day of May, A. D. 1938, conveying 1.74 acres out of Lot 12, County Block 4287, Survey 30, in Bexar County, Texas, be and the same is hereby accepted and ordered filed.

The City of San Antonio in accepting this conveyance to the above described property, agrees that the net rents, revenues and income received from what is now known as Stinson Field, of which field the above described property will become a part, will be set aside to retire the note and lien against the property conveyed hereby.

PASSED AND APPROVED on the 12th day of May, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

DI-154

OT-155

AN ORDINANCE

ACCEPTING AND APPROVING THE SECURITIES PLEDGED BY THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO SECURE THE CITY FUNDS DEPOSITED AND TO BE DEPOSITED IN SAID BANK BY THE CITY DURING THE FISCAL YEAR 1937, AND DIRECTING THE DEPOSITING OF SAID SECURITIES FOR SAFE-KEEPING AND RELEASING THE SURETIES ON ALL BONDS HERETOFORE GIVEN BY SAID BANK AS CITY DEPOSITORY

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

1. That the securities pledged with the Governing Body of the City of San Antonio by the National Bank of Commerce of San Antonio, Texas as City Depository, to secure the Funds of Said City, deposited and to be deposited, in said Bank, during the fiscal year beginning June 1, 1937 and ending May 31, 1938, be and the same are hereby accepted and approved, and that receipt signed by the Mayor, countersigned by the City Auditor, and attested by the City Clerk, be given said Bank for securities pledged by it, which said Securities are described as follows

1. (a) Securities pledged by the National Bank of Commerce are described in the attached Exhibit "A" which is made a part of the ordinance by reference as fully as if it were specified herein.

2. The receipt given to said Bank for the securities pledged by it shall recite in substance, that the said securities have been duly pledged with the Governing Body of the City of San Antonio, by the National Bank of Commerce of San Antonio, Texas, as a Depository of said City, for the purpose of securing the funds of said City, deposited and to be deposited in said Bank during the fiscal year beginning June 1, 1937, upon the terms and conditions prescribed and provided by law.

3. It is directed that said securities be deposited by the Mayor, for safe-keeping, in safe depository box in the vaults of the National Bank of Commerce rented by the City from the said Bank.

4. That all securities on all bonds heretofore given to said City, by said National Bank of Commerce as City Depository, be and are hereby released from further liability as sureties on such bonds.

5. PASSED AND APPROVED on the 19th day of May, A. D. 1938.

ATTEST: Jas. Simpson
City Clerk

C. K. Quin
Mayor

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EXHIBIT "A"

RECEIVED from the National Bank of Commerce of San Antonio, Texas, the following described Securities pledged by said Bank with the governing body of the City of San Antonio, Texas, for the purpose of securing the funds of said City of San Antonio, deposited and to be deposited in said Bank, during the Fiscal Year beginning June 1st, 1937, by virtue of ordinance passed July 15th, 1937, of said City to-wit:-

\$50,000.00 U. S. Treasury Notes, 1 5/8%, Series "A" due 3-15-40, Nos. 4442-4443-4444 @ \$10,000.00 each; Nos. 2304-2305-2306-2307 @ \$5,000.00 each; Interest Coupon No. 7, due 9-15-38 and s/c attached.

250,000.00 U. S. Treasury Notes, 1 5/8%, due 3-15-40, Nos. 42365, 42369 inclusive, 41291, 41292, 41319, 41331 inclusive, 42350, 42354 inclusive, for \$10,000.00 each; Interest coupons due 9-15-38 and s/c attached.

500,000.00 U. S. Treasury Notes, 1 1/2%, due 6-15-40, Nos. 10906, 10909 inclusive, 10743, for \$100,000.00 each; Interest coupons due 12-15-38 and s/c Attached.

200,000.00 U. S. Treasury Notes, 2 1/8% Series "A" Due 6-15-39, Nos. 9487, 28247, 28182, 28183, 28184, 39896, 39897, 39898, 39900, 39762, 39763, 39764, 39765, 39766,

39767, 39768, 39769, 39770, 39771 @ \$10,000.00 each;
Interest Coupons due 12-15-38 and s/c Attached.

100,000.00 U. S. Treasury Notes, 1½%, Series "A" due 3-15-41;
Nos. 31897 through 31901, 33141, 7871, 7872, 33129,
33130; Interest Coupons due 9-15-38 and s/c Attached.

\$1,100,000.00

The said Securities have been deposited in Safe Deposit Box No. A-857 and have been duly pledged with the governing body of the City of San Antonio, Texas, by the National Bank of Commerce of San Antonio, Texas as a depository of said City for the purpose of securing the funds of said City, deposited and to be deposited in said Bank by virtue of Ordinances passed July 15th, 1937, of said City upon the terms and conditions prescribed and provided by law.

THE CITY OF SAN ANTONIO, TEXAS

BY C. K. Quin
Mayor

BY Frank H. Bushick
Commissioner of Taxation
and ex-officio City Treasurer

COUNTERSIGNED

Walter Tatsch
Auditor

Jas. Simpson
City Clerk

W J Heye

BANK REPRESENTATIVES

C. R. Spearman

E. S. Bell

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AN ORDINANCE *OT-156*

ACCEPTING AND APPROVING THE SECURITIES PLEDGED BY THE NATIONAL BANK OF COMMERCE OF SAN ANTONIO, TEXAS, TO SECURE THE CITY FUNDS DEPOSITED AND TO BE DEPOSITED IN SAID BANK BY THE CITY DURING THE FISCAL YEAR 1937, AND DIRECTING THE DEPOSITING OF SAID SECURITIES FOR SAFE-KEEPING AND RELEASING THE SURETIES ON ALL BONDS HERETOFORE GIVEN BY SAID BANK AS CITY DEPOSITORY BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:-

1. That the securities pledged with the Governing Body of the City of San Antonio, by the National Bank of Commerce of San Antonio, Texas as City Depository, to secure the funds of said City, deposited and to be deposited, in said Bank, during the fiscal year beginning June 1, 1937 and ending May 31, 1938, be and the same are hereby accepted and approved, and that receipt signed by the Mayor, countersigned by the City Auditor, and attested by the City Clerk, be given said Bank for securities pledged by it, which said securities are described as follows:

1-(a) Securities pledged by the National Bank of Commerce are described in the attached Exhibit "A", which is made a part of the ordinance by reference as fully as if it were specified herein.

2. The receipt given to said Bank for the securities pledged by it shall recited, in substance, that the said securities have been duly pledged with the Governing Body of the City of San Antonio, by the National Bank of Commerce of San Antonio, Texas as a Depository of