

(c) The terms "junk dealer", "junk dealers", and "dealers in junk" are herein used synonymously, and unless otherwise expressly stated shall include both "Class A" and "Class B" junk dealers, as the same are classified in the next succeeding section of this Ordinance.

A N O R D I N A N C E . OF-50

Regulating the business of junk dealers in the City of San Antonio, and declaring certain penalties.

WHEREAS, there are a number of persons pursuing in the City of San Antonio the business of junk dealer; and

WHEREAS, in the course of the conduct of that business various property has been and is now being received from persons who have improperly and unlawfully obtained same; and

WHEREAS, it is necessary for the protection of the public and the good order of the City that said business be regulated with a view to the correction of these abuses:

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

Section 1. "Junk" defined.-- "Junk dealers" defined. and classified.

Unless it appears from the context that a different meaning is intended, the following words shall have the meaning attached to them by this section:

(a) The word "junk" is herein used in its ordinary and usual trade acceptance, but it shall also mean and include every and all metallic substances (except the precious metals), handled or offered for sale by dealers in junk and shall mean and include second-hand plumbing and electric fixtures, wire globes, brass or lead pipe, melted metals of any kind, such parts of machinery or machines as may be positively identified, any fixture or fixtures pertaining to a residence or business house, automobile accessories, including horns, prestolite tanks, tires and all detached parts of any automobile, motorcycle or bicycle; the enumeration of the articles above shall not be held to exclude other articles that may be reasonably included under the general definition of junk, when given its usual trade meaning.

(b) The term "Junk dealer" is herein used in its ordinary and usual trade acceptance, and shall also mean and include any person or persons, firm, partnership or corporation engaged in collecting, handling, buying or selling any of the articles mentioned in subdivision (a) of this section, and all persons engaged in the buying and selling of goods, wares and merchandise of which junk as herein defines is a part, shall be held to be junk dealers within the meaning of this Ordinance.

Section 2. Qualification of Junk Dealer.--Junk dealers, as hereinbefore defined, are hereby divided into two classes, to be designated as "Class A" and "Class B". "Class A" shall mean and include all junk dealers within the City of San Antonio who are not included in "Class B" as hereinafter defined. "Class B" shall include and mean all junk dealers having no fixed place of business and who are engaged in the purchase or sale of junk by going from house to house or from point to point within the limits of the City of San Antonio buying and collecting junk for the purpose of thereafter disposing of same to some other dealer.

Section 3. "Class A" Junk Dealer.-- Required to keep Record. All "Class A" junk dealers are hereby required to keep and maintain a record in a well bound book and used exclusively for such purposes, in which at the time of the transaction and coincident therewith shall be explicitly, plainly and intelligently set down with pen in the English language, without alteration or erasure, the name, residence or street number of the person or persons, firm or corporation, and the agent, messenger or drayman thereof, and the race of the person, from whom such junk was purchased or obtained, the nature thereof, and if the same be a finished product or several parts of same, then each of such parts shall be

separately listed and described; and there shall also be set down the day of the week and time of day, month and year of which such purchase or sale was made, and whether or not the person from which such article or articles were obtained was an adult or minor, male or female, and said record shall further contain the source and place from which said junk came or was obtained; provided, that when any such junk dealer shall receive from any common carrier from a point without the limits of the City of San Antonio, the record herein required to be kept by junk dealers shall be sufficient if it shows the nature of the material received and from what common carrier, the date when received and shall give the name and address of the person, firm or corporation from whom the same was received.

Section 4. Record shall be accessible to Police.-- The book or record specified in Section 3 hereof shall be accessible at all times to the police of the City of San Antonio or any other peace officer, and all such policemen and peace officers shall have the right at all times to examine said record when searching or looking for listed or stolen articles, or in determining whether the provisions of this Ordinance are being faithfully kept and observed.

Section 5. Daily Reports.-- It shall be the duty of every person, firm or corporation engaged in the junk business to furnish a daily report before twelve o'clock noon to the Chief of Police of the City of San Antonio, on blanks furnished by said Chief of Police, which report shall constitute an accurate and substantial copy of the record required to be kept by section 3 of this ordinance; provided, that no report need be made upon Sunday, but that the daily report made upon Monday shall cover all transactions occurring since the making of the last report.

Section 6. Shall take out License.--Application for.-- No junk dealer shall transact or engage in business within the corporate limits of the City of San Antonio unless and until he shall have secured an annual license therefor, which license may be procured by complying with the following provisions:

(a) An applicant for license shall make request therefor in writing, addressed to the Commissioner of Fire and Police, which application shall contain the name, residence and street number and classification of said applicant; in case of a firm or corporation, said statement shall show the individual members of the firm or partnership, and if a corporation the name of the officers thereof.

(b) Said application shall contain the following words; "The license hereby applied for shall be subject to all of the provisions and regulations of the ordinances of the City of San Antonio relating to junk and junk dealers.

(c) An annual license fee shall be paid in advance upon the first day of June of each year, to the City license and dues collector, as follows: "Class A" junk dealers Twenty Five (\$25.00) Dollars; "Class B" junk dealers Twelve and 50/100 (\$12.50) Dollars; provided that for the remainder of the present fiscal year, i.e. until June 1, 1918, only the proportionate amounts of said license fees shall be collected after the taking effect of this ordinance.

(d) Said application shall be signed and sworn to by the party applying therefor, before some officer authorized by law to administer oaths; or in the case of partnership or corporation, by one member of the firm or agent of the corporation, and shall be accompanied by a certificate signed by three responsible citizens ^{of the City} of San Antonio, certifying to the fitness of the applicant to act as ^a junk dealer.

(e) Said application when so made out shall be presented to the Commissioner of Fire and Police, who shall approve or disapprove said application; if the said Commissioner of Fire and Police shall deem the applicant an unsafe or improper person to be granted a

a license as junk dealer, he shall disapprove said application and shall endorse his reasons for doing so thereon, and said application shall then be referred to the Board of Commissioners, who shall then and there, in their discretion, either approve or disapprove same.

(f) If the application for license shall be for junk dealer of "Class A", such license shall not issue unless and until the applicant shall execute a bond in accordance with the terms of the next succeeding section hereof.

Section 7. Shall Execute Bond- Conditions of. No class "A" junk dealer within the corporate limits of the City of San Antonio shall engage in business or shall be granted license therefor, unless and until such junk dealer, ~~within the corporate limits of the City of San Antonio shall engage in business or shall be granted license therefor, unless or until~~ such junk dealer shall have made and executed a bond in the sum of \$1000.00 with two or more sufficient sureties, or with a surety company authorized to do business in this state, such bond to be approved by the Mayor of the City of San Antonio, and shall be made payable to the Mayor of said City of San Antonio and his successors in office, conditioned that such dealer will strictly and faithfully keep and observe the provisions of this and other like ordinances regulating such trade that may be passed by the Board of Commissioners of the City of San Antonio, which bond may be sued on by the City of San Antonio, or any person aggrieved, in any court of competent jurisdiction; provided, however, that ~~where~~ such suit is maintained by ~~Some~~ person other than the City of San Antonio the said City of San Antonio shall not be responsible for the court costs or any other matter therein involved; provided, that at any time the bond herein required may, by the Board of Commissioners be deemed insufficient, written notice thereof shall be given the principal therein and if a new bond be not furnished within five days after such notice, the license shall be cancelled.

Section 8. City License and Dues Collector to issue License.

Upon compliance with the two preceding sections of this ordinance and upon the approval of the application by the Commissioner of Fire and Police or by the City Commissioners. the City License and Dues Collector shall issue the license provided for, and shall number all such licenses consecutively.

Section 9. Shall display badge or plate.. Every junk dealer, while engaged in the prosecution of his business, shall wear conspicuously on ^{Some part of} his person a badge or plate upon which shall be painted, engraved or printed thereon in legible characters the words "J.D. License No. _____", which blank shall contain a number corresponding to the license issued by the City License and Dues Collector; the provisions of this section shall not apply to "Class A" junk dealers when engaged at their place of business.

Section 10. Shall not sell junk/after twenty-four hours. Exception. No junk shall be sold or removed from the place of business by any "Class A" junk dealer within twenty four hours after the same has been purchased or acquired, except when purchased by him from another "Class A" dealer within the City of San Antonio.

Section 11. Shall not purchase from minor. Exceptions. No junk dealer shall receive or purchase any junk from any person under the age of twenty one years, except upon the written consent of the parent or the guardian of such minor, and in that event such writing shall be preserved for a period of not less than six months thereafter for inspection by the Police or other peace officers, and a notation shall be made on the book or register required to be kept by such junk dealer; and no goods shall be pur-

chased or received from an intoxicated person.

Section 12. Shall not purchase on Sunday, and on week days between Sundown and Sunup.
No junk dealer shall receive, handle, purchase, sell or otherwise dispose of any junk on Sunday, and on week days only during the hours between sunup and sundown.

Section 13. License may be cancelled upon conviction. Conviction for violating any of the provisions of this ordinance shall be sufficient cause for the cancellation of the license, within the discretion of the Board of Commissioners.

Section 14. Penalty. Any person violating any of the provisions of this ordinance, or any person failing or refusing to comply with any of the provisions hereof, shall be guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than (\$10.00) Dollars nor more than One Hundred (\$100.00) Dollars, and each days failure to comply with any provision hereof shall be deemed a separate offense.

Section 15. Validity. The holding or adjudication of any section or subdivision of any section, or any part of any subdivision of a section of this ordinance to be invalid, shall not affect the validity of any other section, subdivision of a section, or part of a subdivision of a section thereof, but all other sections, subdivisions or sections and parts of subdivisions of sections, shall be and remain in full force and effect.

Section 16. Shall Take effect ^{when} at once. This ordinance shall be in full force and effect from and after its passage, approval and publication, as provided by the charter of the City of San Antonio.

Passed and approved this 2nd day of August, 1917.

Attest:

Sam C. Bell,
Mayor of City of San Antonio.

Fred Fries,
City Clerk.

Affidavit of Publisher.

THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO

Before me, the undersigned authority, on this day personally appeared Edwin Routledge, who being by me duly sworn, says on oath that he is one of the publishers of the Commercial Recorder, 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: August 4-6-7-8-9-10-11-13-14-15-16- 1917.

Edwin Routledge

Sworn to and subscribed to before me this 17 Day of Aug. 1917

Jas. Simpson
Just City Clerk

A N O R D I N A N C E . OF-51

Designating the Alamo National Bank of San Antonio, Texas, as a general City Depository.

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

WHEREAS, The Alamo National Bank, of San Antonio, Texas, has been duly selected as a depository of a part of the funds of the City, hereinafter more particularly described, and has executed and filed with the City Clerk a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor, subject to the concurrence of the Commissioners:

Section 1. That this bond, the same being for the sum of One Million (\$1,000,000.00) Dollars, executed by said Alamo National Bank as principal, and J. N. Brown, Otto Meerscheidt, J. B. Martindale, Joseph Conrad, William Green, G. A. C. Halff, C. C. Gibbs and Ernest Steves, as sureties, and dated July 19th, 1917 A.D., be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk and retained carefully in the archives of the City.

Section 2. That the said Alamo National Bank be and is hereby designated as a general depository of for one-half of all funds and moneys of the City, whether general funds, special funds or special trust funds, and also including all collections of such funds hereafter made by said City from whatever source derived; all of which have been or will be deposited in said depository for the use and credit of the City in conformity with the purpose of such funds, all as provided by law, and subject to all the terms, conditions and provisions imposed by the statutes and laws of the State, and the Charter and Ordinances of the City for such matters made and provided.

Section 3. That the Commissioner of Taxation, as ex officio city treasurer, be and he is hereby ordered and directed to permit to remain in, or to transfer, or cause to be transferred, to said depository herein designated, as the case may be, such City funds and moneys so that the aggregate deposit thereof in said depository, to whatever funds or accounts of the City Belonging, shall be and remain approximately equal to ONE-HALF of all such City funds and moneys, as above provided, and that said Commissioner of Taxation, as ex officio city treasurer, be and is hereby ordered and directed hereafter to deposit from time to time as received, and as hereinafter and in the City Charter and ordinances provided, all funds, moneys and collections received by this City from whatever source derived, in the two several depositories of the City designated on this date, so that each of said general depositories shall have on deposit ONE-HALF, more or less, of all such funds of the City; provided, however, that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, all as provided or to be provided by law and the charter and ordinances of said city.

Section 4. That in accordance with the proposal and bond of said depository, interest at the rate of three (3) per cent per annum shall be paid by and collected from said depository monthly on daily ballances of all funds so deposited and remaining to the credit of the City in said depository.

Section 5. That in accordance with the proposals made by said depository, the City shall pay and allow, and hereby contracts to pay and allow, to said depository as interest on all sums borrowed or to be borrowed by the City from said depository to pay the expenditures of said City for the current fiscal year, interest at the rate of five and one-half (5½) per cent per annum in accordance with the written proposal of said depository for making such lease at said rate of interest, which proposal is hereby accepted, and the City

shall issue notes evidencing such issue as provided by the "Finance Ordinances" of the City.

Section 6. All matters and things concerning said depository, and all business in connection with the City funds and moneys to be deposited therein, and all business with said depository, shall be subject to and governed by the provisions of a certain ordinance of this City passed and approved on December 3rd, 1915, and entitled "An Ordinance providing a reorganization of the general financial system of the City, including the collection, keeping, auditing, management and disbursement of the funds, revenues and moneys of the City, and the accounts to be kept therefor, and for the borrowing of money by the City, and also containing other provisions in connection with said matters", together with amendments of said ordinance, which together are known as the "Finance Ordinances" of the City.

Section 7. 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.

PASSED AND APPROVED, on the 2nd day of August, A. D., 1917.

ATTEST:

Sam C. Bell,
Mayor of City of San Antonio.

Fred Fries
City Clerk.

BOND OF CITY DEPOSITORY

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

KNOW ALL MEN BY THESE PRESENTS: That we, the Alamo National Bank of San Antonio, Texas, a banking institution duly organized and conducted under the laws of the United States. as principal, and J.N.Brown, Otto Meerscheidt, G.A.C.Halff, J.B.Martindale, Geo. C. Vaughan, Ernest Steves, C.C.Gibbs, Wm. Green, Jos. Courand. as sureties, are held and firmly bound and obligated unto the City of San Antonio, a municipal corporation of the State of Texas, and County of Bexar, in the sum of One Million (\$1,000,000.00) Dollars, for the payment of which in and unto said City well and truly to be made we do hereby bind ourselves, our heirs, executors, administrators and successors, jointly and severally, by these presents.

The conditions of this obligation, however, are such That whereas the above bounden principal has been duly selected by the Commissioners of said City as a GENERAL DEPOSITORY OF AND FOR ONE HALF, more or less, of the funds belonging to or controlled by said City, except as otherwise specified in the ordinance prepared for the designation of such depository, the form for which ordinance is hereto attached; and said depository has obligated itself to pay to the City interest on daily balances of all such funds at the rate of three (3) per cent per annum, to be computed and paid monthly; and has further obligated itself to lend the City one-half of such amounts as the Board of Commissioners of said City may desire to borrow to meet the expenditures of said City for each current fiscal year during the continuance of said arrangement as based on the tentative budget of said City for such year, the City to pay interest on all such loans from the date thereof at the rate of five and one-half (5-1/2) per cent per annum; the City to secure such loans and issue notes therefor; all as provided by the Finance Ordinances of the City; and

WHEREAS, the further conditions of this obligation are such that the said banking institution shall and will faithfully perform all the duties and obligations devolving upon it as such depository by law, and by the charter and ordinances of said City, and especially what is known as the "Finance Ordinances" of the City; and shall and will well and truly pay upon presentation all warrants and checks properly drawn upon it on behalf of

said City against any and all funds so deposited or credited, whenever any such fund of funds shall be in said depository or chargeable thereto and applicable to the payment of any such warrant and check; and that all funds and moneys of the City of San Antonio so deposited, together with all special trust funds so deposited by said City, shall and will be faithfully kept and, with the interest thereon, properly and correctly disbursed, paid over and accounted for according to law, and the charter and ordinances of said City;

And it is further agreed by all parties hereto, including sureties, that this bond shall be held to be an independent common law obligation in accordance with its face and tenor, as well as a bond required by statute, charter and ordinances; and all proceedings and prerequisites herein recited ~~and~~ or required by law as preliminaries to the selection of such depository shall be conclusively presumed to have been duly and regularly had and performed before the execution of this bond, wholly regardless of defects or omissions, if any, in such preliminaries; and that at the time when this bond is presented to the City for approval the names of all sureties expected to join to this bond appear as signatories hereto;

NOW THEREFORE, if the said depository or principal hereinbefore named shall well and truly comply with all the terms and conditions of this obligation, then and in such case this obligation shall be and become null and void; otherwise to remain in full force and effect.

IN TESTIMONY WHEREOF, witness our hands, and the corporate seal of said bank(and of each incorporated surety, if any), this 19 day of July A.D.1917

ALAMO NATIONAL BANK
SAN ANTONIO, TEXAS
Principal
By J.N.Brown
President.

(Bank Seal)

ATTEST:

Otto Meerscheidt
Cashier.

J. N. Brown,
Otto Meerscheidt
G.A.C.Halff
J.B.Martindale
G.C.Vaughan
Ernest Steves
C.C.Gibbs
Wm. Green
Jos Courand

(Seals of Sureties)

Approved by Mayor and
Commissioners by ordinance
passed and approved this
2nd day of August, 1917, and this
bond is now filed.

Fred Fries,
City Clerk.

AN ORDINANCE *OF-52*

Designating the State National Bank of San Antonio, Texas, as a general City Depository.

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

WHEREAS, the State National Bank, of San Antonio, Texas, has been duly selected as a depository of a part of the funds of the City, hereinafter more particularly described, and has executed and filed with the City Clerk a bond conditioned as required by law and herein further described, which bond has been approved by the Mayor, subject to the concurrence of the Commissioners;

Section 1: That said bond, the same being for the sum of One Million (1,000,000.00) Dollars executed by said State National Bank as principal, and R.R.Russell, Cyrus B. Lucas; J.M.Dobie, N.H.Browne, W.W.Collier. Thos E.Mathies and T.A.Coleman, as sureties, and dated July 20, 1917, be and the same is hereby in all respects accepted and approved by said Board of Commissioners, and ordered to be filed and recorded by the City Clerk

and retained carefully in the archives of the City.

Section 2. That said State National Bank be and is hereby designated as a general depository of and for one-half of all funds and moneys of the City, whether general funds special funds or special trust funds, and also including all collections of such funds hereafter made by said City from whatever source derived; all of which have been or will be deposited in said depository for the use and credit of the City in conformity with the purpose of such funds, all as provided by law, and subject to all the terms, conditions and provisions imposed by the statutes and laws of the State, and the charter and ordinances of the City for such matters made and provided.

Section 3. That the Commissioner of Taxation, as ex officio city treasurer, be and he is hereby ordered and directed to permit to remain in, or to transfer, or cause to be transferred, to said depository herein designated, as the case may be, such City funds and moneys so that the aggregate deposit thereof in said depository, to whatever funds or accounts of the City belonging, shall be and remain approximately equal to one half of all such City funds and moneys as above provided; and that said Commissioner of Taxation, as ex-officio city treasurer, be and is hereby ordered and directed hereafter to deposit from time to time as received, and as hereinafter and in the City charter and ordinances provided, all funds, moneys and collections received by this City from whatever source derived, in the two several general depositories of the City designated on this date, so that each of said two general depositories shall have on deposit one-half, more or less, of all such funds of the City; provided however, that all such deposits, together with interest thereon, shall be faithfully kept, disbursed, paid over and accounted for by said depository, all as provided or to be provided by law and the charter and ordinances of said City.

Section 4. That in accordance with the proposal and bond of said depository, interest at the rate of three (3%) per cent per annum shall be paid by and collected from said depository monthly on daily balances of all funds so deposited and remaining to the credit of the City in said depository.

Section 5. That in accordance with the proposals made by said depository, the City shall pay and allow, and hereby contracts to pay and allow, to said depository as interest on all sums borrowed or to be borrowed by the City from said depository to pay the expenditures of said City for the current fiscal year, interest at the rate of five and one-half (5-1/2) per cent per annum in accordance with the written proposal of said depository for making such lease at such rate of interest, which proposal is hereby accepted, and the City shall issue notes evidencing such issue as provided by the "Finance Ordinances" of the City.

Section 6. All matters and things concerning said depository, and all business in connection with the City funds and moneys to be deposited therein, and all business with said depository, shall be the subject to and governed by the provisions of a certain ordinance of this City passed and approved on December 3, 1915, and entitled "An ordinance providing a reorganization of the general financial system of this City, including the collection, keeping, auditing, management and disbursement of the funds, revenues and moneys of the City, and the accounts to be kept therefor, and for the borrowing of money by the City, and also containing other provisions in connection with said matters", together with amendments of said ordinance, which together are known as the "Finance Ordinances" of this City.

Section 7. 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.

Passed and approved on the 2nd day of August A.D.1917

Fred Fries,
City Clerk.

Sam C. Bell
Mayor City of San Antonio

BOND OF CITY DEPOSITORY

THE STATE OF TEXAS
 COUNTY OF BEXAR
 CITY OF SAN ANTONIO

KNOW ALL MEN BY THESE PRESENTS; That we, the State National Bank, of San Antonio, Texas, a banking institution duly organized and conducted under the laws of the United States, as Principal, and R.R.Russell, Cyrus B. Lucas, J.M.Dobie, N.H. Browne, W.W.Collier, Thos E.Mathis and T.A.Coleman, as sureties, are held and firmly bound and obligated unto the City of San Antonio, a municipal corporation of the State of Texas, and County of Bexar, in the sum of One Million (\$1,000,000.00) Dollars, for the payment of which in and unto said City well and truly to be made we do hereby bind ourselves, our heirs, executors, administrators and successors, jointly and severally, by these presents.

THE CONDITIONS OF THIS OBLIGATION, HOWEVER, ARE SUCH That Whereas the above bounden principal has been duly selected by the Commissioners of said City as a GENERAL DEPOSITORY OF AND FOR ONE²/₂HALF, more or less, of the funds belonging to or controlled by said City, except as otherwise specified in the ordinance prepared for the designation of such depository, the form for which ordinance is hereto attached; and said depository has obligated itself to pay to the City interest on daily balances of all such funds at the rate of three (3) per cent per annum, to be computed and paid monthly; and has further obligated itself to lend to the City one half of of such amounts as the Board of Commissioners of said City may desire to borrow to meet the expenditures of said City for each current fiscal year during the continuance of said arrangement as based on the tentative budget of said City for such year, the City to pay interest on all such loans from the date thereof at the rate of five and one-half (5-1/2) per cent per annum; the City to secure such loans and issue notes therefor; all as provided by the Finance Ordinances of the City; and

WHEREAS, the further conditions of this obligation are such that the said banking institutuinh shall and will faithfully perform all the duties and obligations devolving upon it as such depository by law, or by the charter and ordinances of said City, and especially what is known as the Finance Ordinances of the City; and shall and will well and truly pay upo n presentation all warrants and checks properly drawn upon it in behalf of said City against any and all funds so deposited or credited, whenever any such fund or funds shall be in said depository or chargeable thereto and applicable to the payment of any such warrant and chevk; and that all funds and monies of the City so deposited by said City, shall and will be faithfully kept and, with the interest thereon, properly and correctly disbursed, paid over and accounted for according to law, and the charter and ordinances of said city;

And it is further agreed by all parties hereto including sureties that this bond shall be held to be an independent common law obligation in accordance with its face and tenor, as well as a bond required by statute, charter and ordinance; and all proceedings and prerequisites herein recited or required by law as preliminaries to the selection of such depository shall be conclusively presumed to have been duly and regularly had and performed before the execution of this bond, wholly regardless of defects or omissions, if any, in such preliminaries; and that at the time when this bond is presented to the City for approval the names of all sureties expected to join in this bond appear as signatories hereto;

NOW THEREFORE, if the said depository or principal herein named, shall well and truly comply with all the terms and conditions of this obligation, then and in such case this obligation shall be and become null and void; otherwise to remain in full force and effect.

IN TESTIMONY WHEREOF, witness our hands, and the corporate seal of said bank (and of each incorporated surety, if any), this 20th day of July A.D.1917.

The State National Bank of San Antonio,
Principal
By W.W.Collier
Vice President.

(BANK SEAL)

Attest;

Thos E. Mathis,
Cashier

R.R.Russell
T.A.Coleman
Cyrus B.Lucas
N.H.Browne
W.W.Collier
Thos E.Mathis
J.M.Dobie

(Seals of sureties)

Approved by the Mayor and
Commissioners by ordinance
passed and approved this
2nd day of August, 1917,
and this bond is now filed.

Fred Fries
City Clerk.

AN ORDINANCE

OF-53

Amending Section 1 of an ordinance entitled "An ordinance regulating excavations and tunneling in paved streets"

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

That Section 1 of an ordinance entitled "an ordinance regulating excavations and tunneling in paved streets", passed and approved October 14, 1914, be and the same is hereby amended so as to hereafter read as follows:

Section 1. Specifications for service connections to water mains.

Par. 1. That all property owners on streets, alleys, plazas, and other public places, hereafter to be paved, shall within fifteen days after written notice from the City Engineer, connect their water fixtures with the street water mains, in accordance with the contract existing between the San Antonio Water Supply Company and this City; it being understood that wrought and galvanized pipe incorporated in the center of concrete at least six inches deep and six inches wide, or a double "A" lead pipe inside of a three-inch vitrified pipe, are acceptable types of service connection, and should any type of service connection other than the above be used, it shall first be approved by the Commissioners; provided, that only the maximum amount allowed by said water contract shall be charged consumers for the labor and material necessary to install said connections.

Par. 2. Specifications for gas pipe in paved streets. That all property owners on streets, alleys, plazas, and other public places, wherever it is paved, shall, within fifteen (15) days after written notice from the City Engineer, connect their gas fixtures with the street gas mains according to the following specifications, viz:

(a) Gas mains shall be of standard cast iron pipe not less than 4 inches in diameter and weighing not less than 19 pounds to the foot. no wrought iron or steel mains shall be permitted.

(b) Gas pipes shall be of not less than 1-1/4 inch standard screw pipe, weighing not less than two pounds per foot. All pipe used for services shall be coated before

laid with a protected coating of pitch or tar, over which there shall be applied a further protecting coating of burlap or similar substance saturated with pitch or tar.

(c) Service pipes shall be connected to mains by either two elbows or an elbow and a toe in such manner as to make a flexible joint that will prevent an excessive strain on the pipes, and shall make their sewer connection with the materials prescribed by City ordinance.

PASSED AND APPROVED, this 20th day of August, A.D. 1917.

Sam C. Bell,
Mayor of the City of San Antonio.

ATTEST:

Fred Fries
City Clerk.

AFFIDAVIT OF PUBLISHER

THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO

Before me, the undersigned authority, on this day personally appeared Edwin Routledge, who being by me duly sworn, says on oath that he is one of the publishers of the Commercial Recorder 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: August 23, 24, 25, 27, 28, 29, 30, 31 1917.

Edwin Routledge

Sworn to and subscribed before me this 3rd day of Sept. 1917.

F. Routledge
Notary Public in and for
Bexar, Co., Texas

AN ORDINANCE *OF-54*

Providing for the licensing of automobiles for hire, excepting such automobiles as may be used in local street transportation, as defined by an ordinance of this City approved March 8, 1915; providing for the regulation of such automobiles for hire, the bonding of same, and providing penalty.

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

1. Every person who may hereafter require a license to operate an automobile or automobiles for hire, except such automobiles as may be used or operated in local street transportation, as defined in an ordinance of this City approved March 8, 1915, entitled "An ordinance for the purpose of regulating local street transportation of persons by street cars, jitneys, motor buses and other vehicles," shall file with the City Clerk a written application ^{*Signed by such applicant*} and stating;

(a) the name and place of residence, sex, age, customary calling or occupation of the applicant, and the character and value of his assets, and what portion, if any, of such assets are exempt from forced sale, the liabilities of such applicant and how, if at all, such liabilities are secured and whether any other person owns any title or interest in the automobile for which such license is required;

(b) The name, usual trade description, equipment, rated horse power and factory number of such automobile and, as nearly as practical, the year in which said automobile was manufactured or first used;

(c) The rated seating capacity of such automobile;

(d) The stand or stands at which the automobile will remain while not in actual service;

(e) The kind of written assurance which said applicant desires to furnish to the City;

(f) If the applicant be a corporation, the name and place of residence of the officers of such corporation, the amount of its capital stock, and the amount thereof fully paid up, the character and value of its assets, its liabilities and the security therefor, and such corporation shall file with its said application a duly certified copy of its charter and by-laws, and if it be a foreign corporation a duly certified copy of its permit to do business in Texas. The City Clerk shall present such application to the Mayor, who may grant or, for good cause, refuse the same.

2. Before any such license shall issue, the applicant shall pay the license fee required by the law, and furnish to the City for each such automobile to be licensed a good and sufficient assurance in writing that such automobile shall be operated with due care for public safety. Such assurance shall consist of a good and sufficient bond or policy of insurance to be approved by the Mayor, conditioned that the holder of such license shall well and truly pay to the Mayor of said City or his successors in office, for the benefit of every person injured, or owner of property damaged, other than the licensee or his employees, operating such automobile, through the negligent operation of such automobile by the licensee or his employees, or will well and truly pay, directly to any such person or persons injured in person or property any amount or amounts of money that may be awarded by final judgement of any court of competent jurisdiction against such licensee on account of any such injury, not exceeding for bodily injury to any one person the sum of Five Thousand (\$5000.00) Dollars, or the sum of Ten Thousand (\$10,000.00) Dollars for all persons injured in any one accident or occasion, and not exceeding the sum of One Thousand Dollars (\$1000.00) for direct and material damages to property resulting from any one accident or occasion. The said bond or policy shall provide that each such cause of action shall survive in case of death of the injured person for the benefit of the beneficiaries of such person, and that such bond or policy shall be subject to successive recoveries during the

Amended Nov 9, 1937

time that such bond or policy shall continue in effect. The said bond or policy may be executed by sureties or insurers consisting of any solvent surety or insurance company, authorized to transact business in the State of Texas, or such bond may be executed by two or more personal sureties but in such event the obligors on such bond shall attach to their bond their statement in writing, acknowledging for registration, to the effect that they own in fee simple real estate, describing it, situated in a specified county or counties of the State of Texas, which is free from incumbrance and subject to no claim for exemption, and of an actual market value, to be stated therein, of more than double the amount of such bond, and such bond for the full amount thereof shall in said statement recite to be and shall be a lien for the benefit of the beneficiaries in said bond on such real estate, and shall be recorded in the office of the County Clerk of each county in which such real estate is situated.

PROVIDED, HOWEVER, that in ^{event the} ~~the~~ Mayor shall be at any time and for any reason deem that any assurance given by any licensee is insufficient for the protection of the public, he may require new or additional assurance and the licensee or person owning or operating any such automobile shall within three days after receiving written notice of such requirement provide the required new or additional assurance; and PROVIDED FURTHER, that, in the absence of special agreement, any surety or insurer may by written demand require the Mayor that a new assurance for any such automobile be furnished by the licensee within five days, and the Mayor shall thereupon give written notice by personal delivery or by mail to any such licensee and the approval of such new assurance, or the expiration of the five day period above provided for, shall discharge such first sureties or insurers from any liability which shall accrue after the time of approval of such new assurance or the expiration of the said period; and PROVIDED FURTHER, that in the event any bond or policy be so cancelled upon the request of the sureties or insurers because of the default of the licensee in the payment of the premium, if any, specified and provided for in such bond or policy, such cancellation shall, at the option of the Mayor, be sufficient cause for the revocation and termination of such license held by such licensee as provided in Section (7) seven of an ordinance of the City of San Antonio, Texas, approved September 23rd, 1915, entitled "An ordinance for the licensing and regulation of Automobiles for Hire" and providing penalties for the violation thereof"; and PROVIDED FURTHER, that neither said City nor any officer thereof shall be held liable for the pecuniary responsibility or solvency of any such surety or insurer or in any manner become liable for any sum on account of such claim or any act or omission relating to any such automobile, nor shall the liability of any person owning or operating such automobile be in any manner limited or enlarged by anything in connection with this ordinance or such license or assurance, but persons having cause of action secured thereby shall be authorized to sue directly on such assurance without impleading the City; and all persons known to any surety or insurer to have been injured or damaged in the same accident and claiming damage therefor shall be made parties without priority of claim on payment in any suit had or instituted on account of such matter.

3. Within five (\$) days after this ordinance takes effect a like bond or assurance shall be furnished by every person holding a subsisting license from this City for the use and operation of an automobile or automobiles for hire, not used or operated for such local street transportation, and a failure to furnish said assurance shall constitute good cause for the revocation of the license of the person so in default by the Mayor or the Commissioners of this City.

4. Any person or persons or any agent or officer of any firm or corporation who

*Repealed
Sept. 20, 1917*

shall operate within the City of San Antonio any automobile or auto vehicle for hire, as defined by this ordinance, without first complying herewith, shall be guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than five (\$5.00) *nor more than one hundred (\$100.00) dollars*, and each day of such unlawful operation shall constitute a separate offense.

5. This ordinance shall be supplementary to and cumulative of all other subsisting ordinances governing the operation of motor vehicles for hire, but any ordinance or part thereof in conflict herewith is hereby repealed.

6. This ordinance being of urgent importance for reasons apparent herein, and being passed under a suspension of rules, shall take effect from and after its passage and approval.

PASSED AND APPROVED this 27th day of August, 1917.

ATTEST:

Fred Fries,
City Clerk.

Sam C. Bell
Mayor of the City of San Antonio.

AFFIDAVIT OF PUBLISHER

THE STATE OF TEXAS
COUNTY OF BEXAR
CITY OF SAN ANTONIO

Before me, the undersigned authority, on this day personally appeared Edwin Routledge, who being by me duly sworn, says on oath that he is one of the publishers of the Commercial Recorder, 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: August 29. 30. 31 - Sept. 1-3-5-6-7-8-9 1917.

Edwin Routledge

Sworn to and subscribed before me this 12 day Sept. 1917

F. Routledge
Notary Public in and for
Bexar County, Texas.