

AN ORDINANCE **35160**

APPROVING THE FORM OF A DEED FROM THE URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO OF A 4.595 ACRE TRACT OF LAND, AND APPROVING THE PAYMENT THEREFOR; AND AUTHORIZING, CONFIRMING AND RATIFYING THE FORM OF DEED OF SAID TRACT OF LAND FROM THE CITY TO THE UNITED STATES.

* * * * *

WHEREAS, Ordinance 34097, of February 10, 1966, authorized acquisition of 4.595 acres of land out of Civic Center Project Tex R-83 from the Urban Renewal Agency of the City of San Antonio and appropriated the amount of the purchase price in payment therefor; and

WHEREAS, said ordinance accepted a deed in conveyance of said land in certain form, and changes in the form thereof have been made; and,

WHEREAS, Ordinance 34098 of February 10, 1966, authorized conveyance of said tract of land to the United States; NOW, THEREFORE,

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

SECTION 1. The deed from the Urban Renewal Agency of the City of San Antonio of 4.595 acres of land out of Civic Center Project Tex R-83 for a site for a Federal pavilion, in form as shown by Exhibit A hereto, is hereby accepted.

SECTION 2. The appropriation and authorization of payment of the purchase price for said tract of land under Ordinance 34097 of February 10, 1966, is hereby confirmed and ratified.

SECTION 3. The form of the deed of the aforesaid tract of land to the United States, shown by Exhibit B hereto, authorized by Ordinance 34098 of February, 1966, is hereby approved and confirmed.

PASSED AND APPROVED this 31st day of January, 1967.

ATTEST:
J. H. Inselmann
City Clerk.

M. W. Wallerstein
MAYOR.

APPROVED AS TO FORM: *Sam S. Coe*
City Attorney



CITY OF SAN ANTONIO

SAN ANTONIO, TEXAS 78205

CITY COUNCIL
WALTER W. McALLISTER, MAYOR
JOHN GATTI, MAYOR PRO-TEM
DR. HERBERT CALDERON
ROBERT C. "BOB" JONES
S. H. JAMES
MRS. S. E. COCKRELL, JR.
FELIX B. TREVINO
DR. GERALD PARKER
ROLAND C. BREMER

January 31, 1967

Mr. J. H. Inselmann
City Clerk
City Hall
San Antonio, Texas

Dear Sir:

Under authority vested in me as Mayor of the City of San Antonio, I hereby request you to call a Special Meeting of the City Council to convene on Tuesday, January 31, 1967, at 4:30 P.M., in the City Council Chamber, for the purpose of consideration of an ordinance accepting the deed from the Urban Renewal Agency for 4.595 acres of land for the Federal Pavilion in its final form and the approval of the form of the deed executed for the City of said tract to the United States.

Sincerely,

W. W. McALLISTER
Mayor

WWMc/jg



CITY OF SAN ANTONIO

SAN ANTONIO, TEXAS 78205

CITY COUNCIL
WALTER W. McALLISTER, MAYOR
JOHN GATTI, MAYOR PRO-TEM
DR. HERBERT CALDERON
ROBERT C. "BOB" JONES
S. H. JAMES
MRS. S. E. COCKRELL, JR.
FELIX B. TREVINO
DR. GERALD PARKER
ROLAND C. BREMER

January 31, 1967

Honorable Mayor and Members of the Council
City of San Antonio, Texas

Gentlemen and Madam:

Pursuant to a written request filed by Mayor
W. W. McAllister, you are hereby called into special
session to convene on Tuesday, January 31, 1967, at
4:30 P.M., in the City Council Chamber, for the pur-
pose of consideration of an ordinance accepting the
deed from the Urban Renewal Agency for 4.595 acres of
land for the Federal Pavilion in its final form and
the approval of the form of the deed executed for the
City of said tract to the United States.

Sincerely,

J. H. Inselmann
J. H. INSELMANN
City Clerk

NOTICE OF ABOVE SPECIAL MEETING IS HEREBY ACKNOWLEDGED:

<u><i>Dr. Herbert Calderon</i></u>	<u><i>S. H. James</i></u>
<u><i>John Gatti</i></u>	<u><i>W. W. McAllister</i></u>
<u><i>Roland C. Bremer</i></u>	<u><i>Felix B. Trevino</i></u>
<u><i>John Gatti</i></u>	<u><i>Gerald Parker</i></u>
<u><i>Mrs. S. E. Cockrell, Jr.</i></u>	

DISTRIBUTION

DEPARTMENT	DATE	ORD. OR RESOL.	CONTRACT
AVIATION DIRECTOR			
STINSON FIELD			
BUDGET			
CITY MANAGER			
ASST. CITY MGR.			
CITY PUBLIC SERVICE			
CITY WATER BOARD			
COMMERCIAL RECORDER			
FINANCE DIRECTOR	2-2	1	
ASSESSOR & COLL.			
CONTROLLER			
CORP. COURT			
INTERNAL AUDIT			
PROPERTY RECORDS			
PURCHASING			
FIRE CHIEF			
HEALTH DIRECTOR			
HOUSING & INSP. DIR.			
LEGAL			
BACK TAX ATTY.			
CONDEMNATION ATTY.			
LAND. DIV.	2-2	1	
LIBRARY DIRECTOR			
PARKS & REC. DIR.			
PERSONNEL DIRECTOR			
PLANNING DIRECTOR			
POLICE CHIEF			
PUBLIC INFORMATION			
PUBLIC WORKS DIR.			
ASST. DIRECTOR			
TRAFFIC & TRANSP. DIR.			
URBAN RENEWAL AGENCY	2-1	3	
OTHER:			

REMARKS: John Daniels - Henry Fair
b-

J. H. INSELMANN

ITEM NO. _____

U.P. Rep R-83

ROLL CALL VOTE

MEETING OF THE CITY COUNCIL

DATE: *Jan. 31, 1967*

MOTION BY: *Gatti*

SECONDED BY: *James*

ORD. NO. *3560*

ZONING CASE _____

RESOL. _____

PETITION _____

COUNCIL MEMBER	ROLL CALL	AYE	NAY
WALTER W. MC ALLISTER PLACE No. 1, MAYOR	✓		
DR. HERBERT CALDERON PLACE No. 2	✓		
ROBERT C. JONES PLACE No. 3	✓		
S. H. JAMES PLACE No. 4	✓		
MRS. S. E. COCKRELL, JR. PLACE No. 5	<i>abs</i>		
JOHN GATTI PLACE No. 6, MAYOR PRO-TEM	✓		
FELIX B. TREVINO PLACE No. 7	<i>abs</i>		
GERALD PARKER PLACE No. 8	<i>abs</i>		
ROLAND C. BREMER PLACE No. 9	✓		

BRIEFED BY: _____

ADDITIONAL INFORMATION: _____

DISTRIBUTION

DEPARTMENT	DATE	ORD. OR RESOL.	CONTRACT
AVIATION DIRECTOR			
STINSON FIELD			
BUDGET			
CITY MANAGER			
ASST. CITY MGR.			
CITY PUBLIC SERVICE			
CITY WATER BOARD			
COMMERCIAL RECORDER			
FINANCE DIRECTOR			
ASSESSOR & COLL.			
CONTROLLER			
CORP. COURT			
INTERNAL AUDIT			
PROPERTY RECORDS			
PURCHASING			
FIRE CHIEF			
HEALTH DIRECTOR			
HOUSING & INSP. DIR.			
LEGAL			
BACK TAX ATTY.			
CONDEMNATION ATTY.			
LAND. DIV.			
LIBRARY DIRECTOR			
PARKS & REC. DIR.			
PERSONNEL DIRECTOR			
PLANNING DIRECTOR			
POLICE CHIEF			
PUBLIC INFORMATION			
PUBLIC WORKS DIR.			
ASST. DIRECTOR			
TRAFFIC & TRANSP. DIR.			
URBAN RENEWAL AGENCY	2-1	3	
OTHER:			

REMARKS:

*John Daniels - Hemifer
6 Copies*

J. H. INSELMANN

ITEM NO. _____

Special Meeting

ROLL CALL VOTE

MEETING OF THE CITY COUNCIL

DATE: *January 31, 1967*

MOTION BY: _____

SECONDED BY: _____

35160

ORD. NO. _____

ZONING CASE _____

RESOL. _____

PETITION

COUNCIL MEMBER	ROLL CALL	AYE	NAY
WALTER W. MC ALLISTER PLACE No. 1, MAYOR	✓		
DR. HERBERT CALDERON PLACE No. 2	✓		
ROBERT C. JONES PLACE No. 3	✓		
S. H. JAMES PLACE No. 4	✓		
MRS. S. E. COCKRELL, JR. PLACE No. 5	<i>absent</i>		
JOHN GATTI PLACE No. 6, MAYOR PRO-TEM	✓		
FELIX B. TREVINO PLACE No. 7	<i>absent</i>		
GERALD PARKER PLACE No. 8	<i>absent</i>		
ROLAND C. BREMER PLACE No. 9	✓		

BRIEFED BY: _____

ADDITIONAL INFORMATION:

66831

#4

WARRANTY DEED

THE STATE OF TEXAS X
COUNTY OF BEXAR X

KNOW ALL MEN BY THESE PRESENTS:

The URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, Bexar County, Texas, Grantor, for and in consideration of the sum of One Hundred Sixteen Thousand Seven Hundred Sixty-eight and 89/100 Dollars (\$116,768.89) to it in hand paid by the Grantee herein named, the receipt of which is hereby acknowledged, has GRANTED, SOLD AND CONVEYED and by these presents does GRANT, SELL AND CONVEY unto the CITY OF SAN ANTONIO, Grantee herein named, all of the following described property located within the City of San Antonio, Bexar County, Texas, to-wit:

A 4.595 acre tract of land out of proposed Block 3, New City Block 13814, Civic Center Project, Tex. R-83, as said same lot and block appear on the resubdivision plat of said project approved by the Planning Commission of the City of San Antonio but as yet unrecorded, said property being located within the City of San Antonio, Bexar County, Texas; also formerly being part of New City Blocks 700 and 701, part of Goliad Street, Matagorda Street, and Victoria Street; and being more particularly described by field notes as follows:

BEGINNING at a point in the North R.O.W. line of proposed Durango Blvd., said point of beginning is the most Southerly corner of the tract herein described and bears South 47 degrees 30 minutes 39 seconds East 67.15 feet and North 44 degrees 50 minutes 12 seconds East 147.33 feet from the point of intersection of the East line of Matagorda Street and the South line of Victoria Street;

THENCE along and with the Northerly right-of-way line of proposed Durango Blvd. North 50 degrees 01 minutes 38 seconds West 55.11 feet to the PC of a curve to the left;

THENCE with said curve to the left, whose radius is 1255.00 feet, an arc distance of 561.34 feet to the PT of said curve;

THENCE North 44 degrees 50 minutes 12 seconds East 454.55 feet to a point for the most northerly corner of this tract, said corner being in the North line of a proposed 50 foot wide utility easement;

RECEIVED

JAN 31 1967

LEGAL DEPARTMENT
CITY OF SAN ANTONIO, TEX

THENCE South 45 degrees 09 minutes 48 seconds East along and with the North line of said 50 foot wide utility easement, 585.30 feet to a point for the most easterly corner of this tract;

THENCE South 44 degrees 50 minutes 12 seconds West 280.84 feet to the PLACE OF BEGINNING and containing 4.595 acres of land more or less.

TO HAVE AND TO HOLD the above-described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee for itself, its successors and assigns and every successor in interest. As part of the consideration hereof, Grantee agrees to the following as covenants running with the land:

1. All restrictions, regulations and land uses as set forth in the Urban Renewal Plan for Civic Center Project, Tex. R-83, which was filed on the 27th day of August, 1964, in the office of the City Clerk of the City of San Antonio, Texas, as amended July 28, 1966 and January 24, 1967. This covenant shall run in favor of the Agency, for a 25 year period from the date of this Deed, without regard to whether the Agency has at any time been, remains, or is owner of any land or interest therein to or in favor of which such covenant relates.

2. Not discriminate upon the basis of race, color, creed, or national origin in the sale, lease, or rental or in the use or occupancy of the property or any improvements erected thereon or to be erected thereon, or any part thereof. This covenant shall remain in effect without limitation as to time and the United States shall be a beneficiary and be entitled to enforce it.

3. To construct or cause to be constructed on the above-described land improvements for purposes not inconsistent with the Urban Renewal Plan for the overall Urban Renewal area; provided, that if said land is deeded to the United States of America, said improvements if constructed by the United States of America will be constructed thereon only to the extent that such improvements are authorized and funds are made available.

Grantor does hereby bind itself, its successors and assigns to WARRANT AND FOREVER DEFEND, all and singular the said premises unto said Grantee, its heirs, successors and assigns against every person lawfully claiming or to claim the same or any part hereof.

IN TESTIMONY WHEREOF, the name of Grantor hereunto affixed by the Chairman of its Board of Commissioners and its Seal is affixed by its Secretary this 24th day of January, 1967.

ATTEST:

URBAN RENEWAL AGENCY OF THE
CITY OF SAN ANTONIO


M. Winston Martin, Secretary

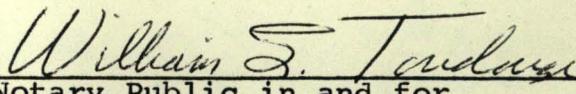
By: 
John A. Bitter, Jr.,
Chairman

THE STATE OF TEXAS X

COUNTY OF BEXAR X

BEFORE ME, the undersigned authority, on this day personally appeared JOHN A. BITTER, JR. and M. WINSTON MARTIN, Chairman and Secretary, respectively, of the URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, Bexar County, Texas, known to me to be the persons and officers whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and consideration therein expressed and in the capacity therein stated and as the act and deed of the URBAN RENEWAL AGENCY OF THE CITY OF SAN ANTONIO, Bexar County, Texas.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 24th day of January, 1967.


Notary Public in and for
Bexar County, Texas

STATE OF TEXAS §
COUNTY OF BEXAR §

KNOW ALL MEN BY THESE PRESENTS:

That the City of San Antonio, a Texas municipal corporation, acting by David A. Harner, Assistant City Manager, pursuant to Ordinance No. 34098, adopted February 10, 1966, for and in consideration of the covenants to which this conveyance is made subject hereinafter, has GRANTED, SOLD and CONVEYED and by these presents does GRANT, SELL and CONVEY unto the United States of America all of the following described real property located in the City of San Antonio, Bexar County, State of Texas, to-wit:

A 4.595 acre tract of land out of NCB 700 and NCB 701 and portions of Matagorda, Victoria and Goliad Streets, being also out of Block 3, NCB 13,814 of the unrecorded subdivision plat for the Civic Center Project No. 5, Tex 83, Urban Renewal Agency City of San Antonio, Bexar County, Texas being more particularly described by metes and bounds as follows:

Beginning at a point in the North R.O.W. line of proposed Durango Blvd., said point of beginning is the most Southerly corner of the tract herein described and bears S 47° 30' 39" E 67.15' and N 44° 50' 12" E 147.33' from the point of intersection of the East line of Matagorda Street and the South line of Victoria Street;

Thence along and with the Northerly right-of-way line of proposed Durango Blvd., N 50° 01' 38" W 55.11' to the PC of a curve to the left;

Thence with said curve to the left, whose radius is 1255.00' an arc distance of 561.34' to the PT of said curve;

Thence N 44° 50' 12" E 454.55' to a point for the most northerly corner of this tract, said corner being in the North line of a proposed 50' wide utility easement;

Thence S 45° 09' 48" E along and with the North line of said 50' wide utility easement, 585.30' to a point for the most easterly corner of this tract;

Thence S 44° 50' 12" W 280.84' to the place of beginning and containing 4.595 acres of land more or less.

This conveyance is made subject however to the aforementioned 50 foot utility and access easement, situated within and adjacent to the north boundary of said tract, which is expressly reserved hereby, which is to be used for utilities and for vehicular and pedestrian access to and from various points in the Civic Center Project, and to the following covenants:

To this end the United States of America has agreed and does hereby

agree by acceptance of this deed only to the extent that it is authorized and funds have been made available, to construct and maintain on the tract of land conveyed hereby certain improvements for purposes not inconsistent with the urban renewal plan for the overall urban renewal area.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, its successors and assigns forever; and Grantor does hereby bind itself, its successors and assigns to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said Grantee, its successors and assigns, against every person, whomsoever lawfully claiming or to claim the same or any part thereof.

Executed this 30th day of January, 1967.

CITY OF SAN ANTONIO

BY: 1st DAVID A. HARNER
Assistant City Manager

Attest:

1st J. H. Inselmann
City Clerk

STATE OF TEXAS §

COUNTY OF BEXAR §

BEFORE ME, the undersigned authority, on this day personally appeared David A. Harner, Assistant City Manager of the City of San Antonio, a municipal corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed as the act and deed of the City of San Antonio and in the capacity therein stated.

WITNESS MY HAND AND SEAL OF OFFICE this 30th day of January, 1967.

1st CAROL MARIE KNIPPA
Notary Public, in and for
Bexar County, Texas



*City Clerk
for
file on
subject
JH*

U.S. DEPARTMENT OF COMMERCE
OFFICE OF ADMINISTRATION FOR
DOMESTIC AND INTERNATIONAL BUSINESS
WASHINGTON, D.C. 20230

*Attach to
ord authorizing
conveyance*

April 6, 1967

66-831

JH

Mr. Jack Shelley
City Manager
City of San Antonio
City Hall
San Antonio, Texas

Dear Mr. Shelley:

Reference is made to the Secretary's letter to you of February 13, 1967 in which you were advised that we would notify you when the Department will enter into possession of the 4.595 acres of land conveyed to the United States in connection with HemisFair 1968.

We will officially take possession of this land on Saturday, April 8, at the time of the ground breaking ceremonies now scheduled for 10:30 a.m. I am hoping you will attend the ceremonies and that I will be able to meet you again.

We will thus symbolize an excellent manifestation of creative interplay between local and Federal governments which, with your cooperation in connection with deeding this land, will result in enduring benefits.

Sincerely yours,

John E. Orchard, Director
U. S. Expositions Staff



U.S. DEPARTMENT OF COMMERCE
OFFICE OF ADMINISTRATION
FOR DOMESTIC AND INTERNATIONAL BUSINESS
WASHINGTON, D.C. 20230

February 13, 1967

Mr. Jack Shelley
City Manager
City of San Antonio
City Hall
San Antonio, Texas

Dear Mr. Shelley:

This letter is to confirm the agreement between the Department of Commerce and the City of San Antonio regarding utility services required by the United States of America at any building or improvement constructed on the 4.595 acre Federal tract in the HemisFair site, the terms of which are as follows:

The United States of America will utilize, and the City of San Antonio will provide, services by city-owned utilities (covering requirements for water, gas, electricity and chilled water for air-conditioning) at the respective rates established by city ordinance for all users occupying the type of building or improvement constructed by the United States of America.

If the above is in accord with your understanding of our agreement, please sign the enclosed copy and return it to me.

Sincerely yours,

William I. Merkin

William I. Merkin
Director

Enclosure

ACCEPTED:

Jack Shelley

To be retained by Mr. Shelley