

- - - FEBRUARY 18, 1943 - - -

REGULAR MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO HELD AT 10:00 A.M. in the COUNCIL CHAMBER OF THE CITY HALL AT SAN ANTONIO TEXAS, FEBRUARY 18, A.D. 1943.

PRESENT: Mayor Mauermann, presiding, and Commissioners Hein, Steffler and Anderson present.

ABSENT: C. Ray Davis.

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On motion of Commissioner Steffler duly seconded and carried, the reading of the minutes of the previous meeting were dispensed with and ordered approved.

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Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 514 AN ORDINANCE (2048)

TRANSFERRING \$10,000.00 FROM BACK TAX GENERAL FUND AND 1941 GENERAL FUND TO THE 1942 GENERAL FUND.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the Commissioner of Taxation, as ex-officio City Treasurer or the Chief Deputy City Treasurer, and the City Auditor, be and they are hereby directed to transfer or cause to be transferred the sum of \$10,000.00 to the 1942 General Fund - Taxes, Licenses, Fines, etc. Account from the following Funds:

Back Tax General Fund	\$ 4,000.00
1941 General Fund - Taxes, Licenses	
Fines, etc. Account	<u>6,000.00</u>
	\$10,000.00

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

- - -

Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 515 AN ORDINANCE (2049)

APPROPRIATING \$433.01 OUT OF THE AIRPORT FUND OF 1941 FOR PAYROLL.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$433.01, be and the same is hereby appropriated out of the Airport Fund of 1941, for payroll for the period ending February 14, in the amount of \$433.01

"And that Warrant therefor shall be numbered #242."

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann
M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

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Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none.

APPRO. NO. 516 AN ORDINANCE (2050)

APPROPRIATING \$15,631.49 OUT OF THE 1942 GENERAL FUND FOR PER DIEM PAYROLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$15,631.49, be and the same is hereby appropriated out of the 1942 General Fund, for per diem payrolls for the period ending February 14, 1943, as follows:

Public Affairs in General	76.75
Sanitation, Parks & Public Property	11,392.91
Streets & Public Improvements	<u>4,161.83</u>
	15,631.49

"And that Warrant therefor shall be numbered #263."

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann

MAYOR

ATTEST:

J. M. Woods,
City Clerk

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nayes, none. Davis, absent.

APPRO. NO. 517

AN ORDINANCE (2051)

APPROPRIATING \$25,020.84 OUT OF 1942 GENERAL FUND TO PAY 1942 GENERAL FUND NOTE NO. 37 AND ACCRUED INTEREST.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$25,000.00, be ad the same is hereby appropriated out of 1942 General Fund - Taxes, Licenses, Fines, etc. Account, payable to Frost National Bank of San Antonio, Texas, to pay one (1) Note No. 37, of the 1942 General Fund Series, maturing on or before July 1, 1943;

AND, the sum of \$20.84, be and the same is hereby appropriated outof 1942 General Fund - Interest Department, to pay accrued interest on 1942 General Fund Note No. 37.

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nayes, none. Davis, absent.

APPRO. NO. 518.

AN ORDINANCE (2052)

APPROPRIATING \$8.85 OUT OF SAN ANTONIO AIRPORT FUND TO PAY FOR REPAIRS TO CASH REGISTER.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$8.85, be and the same is hereby appropriated out of San Antonio Airport Fund to pay O.E. Eckhoff, Sales Agent, The National Cash Register Company, for repairs to cash register as per approved invoice on file in the City Auditor's Office.

PASSED AND APPROVED on the 18th day of February 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naye\$, none. Davis, absent.

APPRO. NO. 519

AN ORDINANCE (2053)

APPROPRIATING \$1, 637.74 OUT OF 1942 GENERAL FUND TO PAY FOR TELEPHONE SERVICES & TOLLS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,673.74, be and the same is hereby appropriated out of 1942 General Fund - Various Departments- to pay Southwestern Bell Telephone Company for telephone services and tolls as per approved invoices on file in the City Auditor's Office, payable out of the following departments:

Public Affairs in General	\$	328.66
Taxation		73.77
Sanitation, Parks & Public Property		132.31
Streets & Public Improvements		45.05
Fire & Police		959.20
Civilian Defense		87.50
Texas <u>Dfense</u> Guard		11.25
	\$	<u>1,637.74</u>

PASSED AND APPROVED on the 18th day of February, 1943

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naye\$, none. Davis, absent.

APPRO. NO. 520

AN ORDINANCE (2054)

APPROPRIATING \$65,800.00 OUT OF THE VARIOUS SINKING FUNDS IN PAYMENT OF MARCH 1, 1943 COUPON MATURITIES.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$65,800.00 be and the same is appropriated hereby payable to the Frost National Bank of San Antonio, Texas, in payment of March 1, 1943 coupon maturities out of the following Sinking Funds:

COUPONS

Street Paving Bonds of 1913	\$	10,325.00
Sanitary Sewer Bonds of 1913		5,500.00
Sidewalk & Curbing Bonds of 1913		175.00
Police & Fire Station Bonds of 1913		1,225.00
Street Opening & Widening Bonds of 1913		2,600.00
Bridge Bonds of 1913		700.00
Storm Sewer Bonds of 1913		2,075.00
Hospital Building Bonds of 1913		875.00
Incinerator Building Bonds of 1913		350.00
Street Paving & Storm Sewer Bonds of 1919		9,575.00
Sanitary Sewer Bonds of 1919		5,300.00
Sidewalk & Curbing Bonds of 1919		550.00
Fire & Police Building Bonds of 1919		1,600.00
Street Opening & Widening Bonds of 1919		10,075.00
Bridge Bonds of 1919		2,125.00
Incinerator Building Bonds of 1919		1,050.00
Auditorium Building Bonds of 1919		5,325.00
Park Improvement Bonds of 1919		2,125.00
River Improvement Bonds of 1919		2,125.00
Market House Annex Bonds of 1919		2,125.00
	\$	<u>65,800.00</u>

PASSED AND APPROVED on the 18th day of February 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler, and Anderson. Nays, none. Davis, absent.

APPRO. NO. 521

AN ORDINANCE (2055)

APPROPRIATING \$467.16 OUT OF AIRPORT FUND OF 1941 TO PAY FOR GAS SERVICE AND MATERIAL FOR HANGAR CONSTRUCTION.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$467.16, be and the same is hereby appropriated out of Airport Fund of 1941 to pay for gas service connections and material for hangar construction used in connection with permanent improvements as per approved invoices on file in the City Auditor's Office, payable to the following:

City Public Service Board,	\$100.80
Temple Foundry Company,	366.36
	<u>\$ 467.16</u>

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 522.

AN ORDINANCE (2056)

APPROPRIATING \$82.25 OUT OF THE 1942 GENERAL FUND, EXCHANGE ACCOUNT, IN PAYMENT OF EXCHANGE.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$82.25, be and the same is appropriated hereby out of the 1942 General Fund, Exchange Account, in paymnet of exchange on March 1, 1943 coupon maturities, payable to the Frost National Bank, San Antonio, Texas.

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann

Mayor

Attest:

J. M. Woods,
City Clerk.

Commissioner Anderson introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 523

AN ORDINANCE (2057)

APPROPRIATING \$266.66 OUT OF 1942 GENERAL FUND TO PAY CITY'S SHARE OF GROUP LIFE INSURANCE ON EMPLOYEES IN THE FIRE & POLICE COMMISSIONER'S DEPARTMENTS.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$266.66, be and the same is hereby appropriated out of 1942 General Fund - Fire & Police Departments- to pay Aetna Life Insurance Company the city's share of group life insurance on employees in his departments, as per approved invoices on file in the City Auditor's Office.

PASSED AND APPROVED on the 18th day of February, 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

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Mayor Mauermann introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 524

AN ORDINANCE (2058)

APPROPRIATING THE SUM OF \$1.20 IN PAYMENT TO BAT CORRIGAN, J. P. PREC'T. NO. 1, BEXAR COUNTY, TEXAS TO COVER COURT COSTS IN SUIT OF J. C. GARCIA ET AL VS CITY OF SAN ANTONIO, TEXAS SUIT NO.67048.

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

1. That the sum of \$1.20^{be}, and the same is hereby appropriated out of the 1942 General Fund - Judgments & Suits - in payment to Bat Corrigan, J. P. Precinct No. 1, Bexar County, Texas, to cover costs of Court in suit of J. C. Garcia et al vs City of San Antonio, being suit No. 67048.

2. PASSED AND APPROVED this the 18th day of February A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

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Commissioner Steffler introduced the following ordinance, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

APPRO. NO. 525

AN ORDINANCE (2059)

ACCEPTING PROPOSAL OF WALTER DE FERES TO SELL TO THE CITY OF SAN ANTONIO 2.92 TONS OF STEEL AT \$75.00 PER TON AND APPROPRIATING THE SUM OF \$219.00 IN PAYMENT FOR SAME.

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

1. That the proposal of Walter De Feres, of 1600 Mission Road, San Antonio, Texas, dated February 12th, 1943, attached hereto and made a part hereof, to sell to the City of San Antonio 2.92 tons of steel at \$75.00 per ton, be and the same is hereby accepted.

2. That the sum of \$219.00 be and the same is hereby appropriated out of the 1942 General Fund - Street Maintenance - in payment to Walter De Feres for said Steel.

3. PASSED AND APPROVED this the 18th day of February, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

(Attached to and filed with this ordinance is the proposal of Walter De Feres. February 18, 1943)

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Mayor Mauermann introduced the following resolution which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, hein, Steffler and Anderson. Nays, none. Davis, absent.

A RESOLUTION (2060)

AUTHORIZING AND DIRECTING MRS. BESS PADDLEFORD, DISTRICT DIRECTOR, DIVISION OF SERVICE PROJECTS OF THE FEDERAL WORKS AGENCY-WORKS PROJECT ADMINISTRATION- IN SAN ANTONIO, TEXAS TO TURN OVER TO P. L.

ANDERSON, COMMISSIONER OF FIRE & POLICE, CERTAIN KNIVES, FORKS,
DISHES, GLASSWARE, ETC.

WHEREAS, the W.P.A Project No. 17591, commonly known as the Household Workers' Training Project, has been discontinued; and

WHEREAS, there are on hand certain knives, forks, dishes, glassware, etc. located at 518 S. New Braunfels in San Antonio, Texas, not now being used for any purpose whatsoever; and

WHEREAS, it is deemed advisable that same be turned over to P. L. Anderson, Commissioners of Fire & Police for the use of the City of San Antonio in the Police and Fire Department ;

THEREFORE:

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

1. That Mrs. Bess Paddleford, District Director, Division of Service Projects of the Federal Works Agency - Works Project Administration - be and she is hereby authorized and directed to turn over to P. L. Anderson, Commissioner of Fire & Police, all of the knives, forks, dishes, glassware, etc. located at 518 S. New Braunfels, San Antonio, Texas, to be used in the Fire and Police Departments of the City of San Antonio, taking a receipt therefor and furnishing the City Auditor with four signed copies thereof.

2. PASSED AND APPROVED this the 18th day of February, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Commissioner Steffler introduced the following resolution which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

A RESOLUTION (2061)

DIRECTING THE CITY PURCHASING AGENT TO ADVERTISE FOR PROPOSALS TO FURNISH THE CITY OF SAN ANTONIO WITH ONE (1) SECOND HAND PICK-UP TRUCK, WITH CAB AND BODY, 3/4 OR 1 TON CAPACITY, WITH 4 OR 5 GOOD TIRES FOR USE BY THE STREET DEPARTMENT .

(For full text of this ordinance see Ordinance Book "K", page 479)

Commissioner Hein introduced the following resolution, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

A RESOLUTION (2062)

DIRECTING THE CITY PURCHASING AGENT TO ADVERTISE FOR PROPOSALS TO FURNISH THE CITY OF SAN ANTONIO, RECREATION DEPARTMENT, WITH ITS REQUIREMENTS FOR THE SUMMER SEASON OF 1943, OF APPROXIMATELY 10,000 GALLONS OF 10% SOLUTION SODIUM HYPO-CHLORITE NEEDED FOR THE CITY SWIMMING POOLS.

(For full text of this resolution see Ordinance Book "K", page 479)

Mayor Mauermann introduced the following resolution, which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Nays, none. Davis, absent.

A RESOLUTION (2063)

AUTHORIZING AND DIRECTING MRS. BESS PADDLEFORD, DISTRICT DIRECTOR, DIVISION OF SERVICE PROJECTS OF THE FEDERAL WORKS AGENCY - WORKS PROJECT ADMINISTRATION - IN SAN ANTONIO, TEXAS, TO TURN OVER TO THE SAN ANTONIO PUBLIC LIBRARY CERTAIN SHEET MUSIC AND INSTRUCTION BOOKS.

(For full text of this resolution see Ordinance Book "K", page 480.)

Commissioner Steffler introduced the following resolution which was read, passed and approved by the following vote on roll call, to-wit: Ayes, Mauermann, Hein, Steffler and Anderson. Naves, none. Davis, absent.

A RESOLUTION (2064)

DECLARING THE WEEK OF FEBRUARY 22ND TO FEBRUARY 27TH AS VICTORY GARDEN WEEK.

WHEREAS, the week of February 22nd to February 27th inclusive, should be declared to be Victory Garden Week; and,

WHEREAS, it is the desire and wish that all of the people that Victory Gardens be planted and cultivated wherever possible; NOW THEREFORE:-

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

1. That the week of February 22nd to February 27th, 1943 inclusive, be and the same is hereby declared to be Victory Garden Week.
2. That all persons residing within the corporate limits of the City of San Antonio who own vacant property upon which Victory Gardens may be planted and cultivated are hereby urged and requested to cooperate and clean all such lots so that same may be used as Victory Gardens, and as soon as possible thereafter to plant Victory Gardens thereon.
3. PASSED AND APPROVED this 18th day of February, A.D. 1943.

Gus B. Mauermann

M A Y O R

ATTEST:

J. M. Woods,
City Clerk.

Certain bids from various Book Binding concerns of the City for the binding of Tax Receipts were submitted to the Council and were referred to the City Purchasing Agent and the Auditor.

City Attorney Victor Keller rendered an opinion relative to the Resolution submitted by the Texas Centennial Committee of San Antonio, which opinion was accepted by the City Commission.

Mr. E. J. Algelt discussed the resolution submitted by the Centennial Committee.

Mr. W. J. Rogers discussed the matter of the Petition heretofore filed by C. B. Fulton for a bus Franchise, it was agreed by the Council that the matter would be considered by the Committee as a whole.

TO THE MAYOR AND COMMISSIONERS
City of San Antonio, Texas.

A RESOLUTION

SUBMITTED BY THE UNITED STATES
TEXAS CENTENNIAL COMMITTEE FOR
SAN ANTONIO, TEXAS.

WHEREAS, the Centennial Memorial Hall in Breckenridge Park, adjacent to Witte Museum, was erected in remembrance of the Pioneers, Rangers and Trail Drivers who, individually and collectively, have contributed so much to the upbuilding of our great State and to the history and traditions of San Antonio; and,

WHEREAS, it was contemplated and intended by the UNITED STATES TEXAS CENTENNIAL COMMISSION that said Hall should be a Memorial edifice in which, as time goes on, should be collected, stored and exhibited such historic relics as may become available to remind succeeding

generations of the courage and spirit of our pioneer ancestors which resulted in the establishment of the Republic and the State of Texas and thus to foster and perpetuate in the hearts and minds of the younger generations an understanding of the spirit and work and sacrifice that made here a free government for free men and a realization of the obligation and duty on them to carry on, when the necessity exists, that same spirit and sacrifice and work to maintain and perpetuate those blessings for their own children and their children's children; and,

WHEREAS, it was intended that so long as any of the Pioneers, Rangers and Trail Drivers are among us that said Memorial should serve as a meeting, recreational and educational center for the Pioneers, Rangers and Trail Drivers, their friends, descendants and associates, and that the use of the building should be available to all of said organizations fairly and equally so that the utmost desired could be gotten out of said Memorial by use of it by said organizations; and,

WHEREAS, all things to effectuate all of these purposes, in the opinion of the Centennial Committee, which awarded the funds to provide said Memorial, should be done, therefore,

BE IT RESOLVED that the Mayor and Commissioners of the City of San Antonio, custodian of said property, be and they are hereby petitioned by said Centennial Committee forthwith to take such action as may be necessary to make said Memorial available to each and all of the organizations mentioned above so that it may be used by all in accord with the whereases of this resolution and further, in order to accomplish the ultimate purposes thereof, that special provision be made to perpetuate in said Memorial the name^s and histories and relics of our pioneers and the pioneer times together with other Texana and other educational and cultural objects and things deemed to be of value to posterity.

Respectfully submitted,

Mrs. Lane Taylor
Member, Centennial Committee

Member, Centennial Committee

Member, Centennial Committee

S. J. Brooks
Member, Centennial Committee.

C. A. Goeth
Member, Centennial Committee.

E. J. Altgelt
Assistant to the Commissioner
General

Mayor and Commissioners
City of San Antonio
City Hall
San Antonio, Texas.

Gentlemen:

I wish to state that you have requested that I give you an opinion relative to the control and use of the building in Breckenridge Park erected as a memorial to the Pioneers, Trail Drivers and Texas Rangers.

On September 18th, 1936 an ordinance creating and manifesting an agreement between the United States and the City of San Antonio was duly passed and approved, and I call your attention to the provision contained in paragraph 3 of said ordinance contract which reads as follows:

"3. Upon the completion of the Memorial Building, the title thereto shall pass to the City of San Antonio; and thereafter, the City shall use said structure as a Memorial to the Pioneers, the Trail Drivers and the Texas Ranger, and this building will be the headquarters, the assembly hall and place for the housing of the historical relics, the records and other property of the organizations named; and, the City of San Antonio assumes all obligations of maintenance, repair and preservation of said structure, and agrees that the property shall be used only for the purposes for which it is intended."

It is my understanding that there are certain parties who are desirous of using said building for dances or other purposes other than the members of the Pioneers, Trail Drivers and Texas Rangers organizations.

It is my opinion that the original intention was that the title to said building should pass to the City of San Antonio, but that the management and control of the building to be placed in the hands of representatives of the Pioneers, Trail Drivers and Texas Rangers organizations, and in carrying out this intention I further understand that immediately after the building was completed that a committee appointed by the Mayor composed of twelve members, four being selected from each of the three aforesaid organizations were duly appointed, and the present committee being composed of Stanley J. Miller, Edward W. Heusinger, Buck West, Fred Reutzel, Sam C. Bell, J. M. Mills, Mrs. J. M. Gibbons, Mrs. Leo Lesser, Farmer Jennings, Phil Tom, Capt. Ross and Capt. White. Mr. Stanley J. Miller being Chairman. This committee took charge of the building and have maintained, furnished and controlled same to this date.

In my opinion there are several ambiguous statements made in paragraph 3 of the ordinance contract above quoted, and therefore under the decisions of the courts, the surrounding facts and circumstances should be considered in determining the true intent of the parties to the agreement and a practical construction adopted.

Hon. John N. Garner was Chairman of the United States Texas Centennial Commission, and I have before me a photostatic copy of an original letter written and signed by Mr. Garner to Mrs. Leo Lesser of San Antonio, Texas, and said letter reads as follows:

"The United States
Texas Centennial Commission

My dear Mrs. Lesser:

Mr Dayton Moses has forwarded to me the letter which you addressed to him under date of January 29, 1937, regarding the Memorial Building for the Rangers, Pioneers and Trail Drivers, which is being erected with Federal centennial funds at San Antonio.

I have asked the Executive Secretary of the Commission, Mr. W. B. Yeager, to communicate concerning the matter with the Chairman of the State Board of Control under whose direction the contracts for this building were concluded. The Chairman of the State Board of Control has given his assurance that no change whatsoever has been made in the plan to erect this building as a memorial to the Rangers, Pioneers and Trail Drivers. It is his further contention, which this Commission shares, that it would, therefore, follow that the management of the building would be lodged in the Rangers, Pioneers and Trail Drivers organizations so long as they are existent.

Sincerely yours,

/s/ Jno. N. Garner
Chairman "

You will note in the last sentence of the aforesaid letter that the management of the building would be lodged in the Rangers, Pioneers, and Trail Drivers organizations so long as they are existent.

I am therefore of the absolute opinion that the Pioneers, Rangers and Trail Drivers organizations acting through their advisory committee have the absolute control and use of said building so long as these organizations are existent as stated by Mr. Garner, and that said premises cannot be used by any other person or organization without their approval and consent.

Yours very truly,

/s/ Victor Keller.

Victor Keller
City Attorney.

On motion of Commissioner Steffler duly seconded and carried the meeting adjourned as of February 18, 1943.

APPROVED

M A Y O R

ATTEST:

J. Z. Roads
City Clerk