

MEETING OF THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

MONDAY, MAY 4th, A. D. 1925, 4 P. M.

PRESENT: Honorable John W. Tobin, Mayor, presiding, and Commissioners, Bushick, Lambert, Steffler, Wright.

Minutes of the previous meeting were ordered approved.

--- MEMORIALS AND PETITIONS ---

A resolution adopted by the Technical Club, recommending proceedings to issue of \$1,000,000 of Public Improvement bonds was read. After some discussion, with Commissioner Steffler, following the proposition, the resolution was ordered tabled by the following vote to-wit; Ayes, Tobin, Bushick, Lambert, Wright. Nay Steffler.

MF-1514

The City Purchasing Agent recommended acceptance of the following proposals, to-wit; Sunset Wood Co. to supply 800 tons of coal at \$9.17 and \$8.09 respectively; Adopted.

MF-1515

Globe Printing Co., to print election blanks for election May 12, for \$113.15. Adopted.

MF-1516

Braunschweig-Briam-Reich Co. to furnish Street Sweeping Brooms at \$12.00 per dozed. Adopted.

Proposals to build a six inch Sanitary Sewer line through City Block 3087, were opened and referred to the City Engineer for tabulation and recommendation.

The following petitions were read and referred to the Commissioner of Fire and Police.
J. C. Hedges, for permit to replace gasoline pump at 2404 Fredericks Road.
Alemite Lubricator Company, for permit to install gasoline pump at 407-411 Martin Street.
Petition for water mains in East Houston St. between Grimes and Rio Grande Streets.
H. T. Barnes, for permit to install gasoline pumps and tanks at Roosevelt Ave. and Yellowstone Street.

Petition of Edwin Routledge, for re-adjustment of Assessments for alleged improvements on Market Street. Read and referred to the City Attorney.

Commissioner Wright, made the following recommendations, which were read and adopted.
Western Auto Wrecking Company, for permit to install gasoline equipment at Buena Vista and Frio Street. Granted.
New Sign Shop, for permit to erect an electric sign at Hackenberger Building 444 S. Alamo St. Granted.
Texas Company, for permit to replace two five gallon gasoline pumps with ten gallon pumps at their station cor. E. Houston and Bowie Sts. Granted.
Petition for Street Lamp, on cor. Pruitt and Nogalitos Streets. Granted.
Petition for Street Light, at Gaynor and Harriman. Granted.
Travis Electric Co. for permit to erect an Electric Sign for Southern Pacific Rwy. Co. Granted.

MF-1517
MF-1518

REPORT OF CITY ENGINEER AND ROLL OF PROPERTY OWNERS ON Montana Street, ORDERED TO BE IMPROVED AND THEIR PROPERTY TO THE CITY OF SAN ANTONIO.

(For full text of this report see Street Improvement Records, Vol. 14, page 53).

REPORT OF CITY ENGINEER AND ROLL OF PROPERTY OWNERS ON Locust Street, ORDERED TO BE IMPROVED AND THEIR PROPERTY TO THE CITY OF SAN ANTONIO.

(For full text of this report see Street Improvement Records, Vol. 14, page 59).

REPORT OF CITY ENGINEER AND ROLL OF PROPERTY OWNERS ON Cincinnati Avenue, ORDERED TO BE IMPROVED AND THEIR PROPERTY TO THE CITY OF SAN ANTONIO.

(For full text of this report see Street Improvement Records, Vol. 14, page 65).

REPORT OF CITY ENGINEER AND ROLL OF PROPERTY OWNERS ON Ruiz Street, ORDERED TO BE IMPROVED AND THEIR PROPERTY TO THE CITY OF SAN ANTONIO.

(For full text of this report see Street Improvement Records, Vol. 14, page 71).

Commissioner Steffler, introduced the following resolutions, which were read and adopted.

RESOLUTION

APPROVING REPORT AND ROLL FILED BY CITY ENGINEER WITH REFERENCE TO IMPROVEMENTS TO BE CONSTRUCTED ON Montana Street WITH ATTACHED DOCUMENTS.

(For full text of this resolution see Street Improvement Records, Vol. 14, page 81).

RESOLUTION

APPROVING REPORT AND ROLL FILED BY CITY ENGINEER WITH REFERENCE TO IMPROVEMENTS TO BE CONSTRUCTED ON Locust Street, WITH ATTACHED DOCUMENTS.

(For full text of this resolution see Street Improvement Records, Vol. 14, page 85).

RESOLUTION

APPROVING REPORT AND ROLL FILED BY CITY ENGINEER WITH REFERENCE TO IMPROVEMENTS TO BE CONSTRUCTED ON Cincinnati Avenue WITH ATTACHED DOCUMENTS.

(For full text of this resolution see Street Improvement Records, Vol. 14, page 89).

RESOLUTION

APPROVING REPORT AND ROLL FILED BY CITY ENGINEER WITH REFERENCE TO IMPROVEMENTS TO BE CONSTRUCTED ON RUIZ STREET WITH ATTACHED DOCUMENTS.

(For full text of this resolution see Street Improvement Records, Vol. 14, page 93).

MF - 1519

RESOLUTION

Autorizing the execution of bill of sale for steam shovel sold to A. H. Beck.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that, the Mayor be and he is hereby authorized to execute a bill of sale for one Thew Steam Shovel, Type O.O. belonging to the City of San Antonio, to A. H. Beck, the said Beck having purchased said shovel from the City for the sum of \$500.00 cash. This shovel has been used at the City Rock Quarries and was condemned, by the Street Department.

RESOLUTION

Accepting the paving on Locust Street from McCullough Avenue to Kendall Street, paved by Southwest Bitulithic Company.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that, The City of San Antonio does hereby accept the paving constructed by the Southwest Bitulithic Company on Locust Street from Kendall to McCullough Avenue, as per their contract dated Sept. 29th, 1924, with skip in paving opposite lots 1 and 2, Block 1739, account homestead, and in accordance with certificate of the City Engineer, dated May 4th, 1925, and filed with the Board of Commissioners on this 4th day of May, 1925.

San Antonio, Texas May 4th, 1925.
Honorable Mayor & Board of Commissioners,
City of San Antonio, Texas.
Gentlemen:-

This is to certify that I have inspected the paving constructed by the Southwest Bitulithic Company, as per their contract dated Sept. 29th, 1924, on Locust Street, from McCullough Avenue to Kendall Street, with skip in paving opposite lots 1 and 2 in C. B. 1739, and the same has been accepted by me, for account of the City on this 4th day of May, 1925.

Yours truly,
I. Ewig.
City Engineer.

Commissioner Lambert, introduced the following resolution which was read and adopted.

RESOLUTION

Accepting work done by Buck and Daehnert on Entrance at San Jose Burial Park.

BE IT RESOLVED by the Commissioners of the City of San Antonio, that, the work done by Buck and Daehnert constructing ⁿentrances at San Jose Burial Park be accepted.

Commissioner Steffler, introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit; Ayes, Tobin, Bushick. Lambert, Steffler, Wright.

AN ORDINANCE

MF-1522
LEVYING SPECIAL ASSESSMENTS ON ACCOUNT OF THE COST OF THE IMPROVEMENT OF DOLOROSA STREET, BY WIDENING AND STRAIGHTENING THE SAME FROM THE EAST LINE OF MILITARY PLAZA TO THE WEST LINE OF MAIN PLAZA, AND TO PROVIDE FOR THE ISSUANCE OF ASSESSMENT CERTIFICATES, AND FOR OTHER PURPOSES.

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

THAT WHEREAS, the Commissioners did, heretofore, to-wit, on the 9th day of March, A. D. 1925, by ordinance, order the improvement on the following assessment plan, of that portion of Dolorosa Street in the City of San Antonio, Bexar County, Texas, between the intersection of said Street with the east line of Military Plaza and the west line of Main Plaza, by widening and straightening said Street, and ordered that a hearing be given to the owners of property abutting thereon for the purpose of determining the amounts, if any, that should be assessed against said owners and said property to defray their lawful proportion of the cost of such improvement: and,

WHEREAS, said improvements and the special assessments to be levied therefor and all proceedings, notices and instruments in connection therewith are governed by certain rules and regulations described in a certain ordinance of this City known as the IMPROVEMENT ORDINANCE, passed and approved on the 8th day of March, A. D. 1920, and as amended on the 12th day of August, A. D. 1920, which, together with all subsequent amendments to said ordinance, if any, and Chapter 11, of Title 22, Revised Civil Statutes of Texas for 1911, are made a part of this ordinance; and all such proceedings and other matters requisite to the passage of this ordinance

have been regularly had and performed and are hereby ratified and confirmed; and,

WHEREAS, notice of said property owners' hearing, aforesaid, was duly given by publishing said notice three (3) times in a newspaper published in this City, to-wit, the San Antonio Evening News, on the 11th, 12th, and 13th days of March, A. D. 1925, and additional and cumulative notice of said hearing was also duly given by posting registered letter containing a copy of the aforesaid ordinance of March 9, 1925, more than ten (10) days prior to the date fixed for said hearing, one of which said letters was duly addressed and delivered to each of said property owners; and,

WHEREAS, the hearing was duly opened at the time and place mentioned in said ordinance and notice, to-wit, on the 30th day of March, A. D. 1925, at 4:00 o'clock p. m., in the Council Chamber of the City Hall in said City, which said hearing was thereafter on said date duly closed; and,

WHEREAS, in said hearing all persons desiring to contest said proposed assessment, or personal liability, or the regularity of the proceedings with reference to the improvement, or wishing in any manner to be heard concerning the benefits of said improvements to their property, or any other matter with reference thereto, were duly heard and their claims fully considered; and thereupon all errors, mistakes and other matters requiring rectification were fully examined into and considered and corrected, and the Commissioners having also fully heard and examined and considered the evidence concerning frontage and other considerations, including said plat and statement of the City Engineer, and evidence concerning the benefits of said improvements to said property, and being of the opinion that the assessment herein below levied and the personal liabilities hereby declared are just and equitable, and that no such assessment is made ^{herein} in any case against any parcel of property or any person in excess of the actual benefit to the owner thereof in the enhanced value of his property by reason of such improvements;

NOW, THEREFORE, BE IT FURTHER ORDAINED:

SECTION ONE: That the aggregate amount hereinafter shown, being less than three-fourths of the cost of said improvements, shall be and the same are hereby levied, charged, apportioned and assessed on the front foot plan against the said abutting property hereinafter described and each parcel thereof, whether one lot or more, and against each of the several owners of said property below named in the respective itemized amounts and the total amount including same, set opposite to the name or names of each such person or persons and the description of each such parcel of property.

SECTION TWO: Each such lot or parcel of property so assessed is located in the City of San Antonio, Bexar County, Texas, abutting on said highway, or portion thereof to be improved, and is hereunder described whenever practicable by the New City Block ("N.C.B.") number and by lot number in each such block; but each such parcel of property, if any, indicated hereunder in any such block by letters "A", "B", "C", etc., or any such letter coupled with any number, in lieu of or in connection with the lot numbers, in the same property indicated by the corresponding letter in the corresponding block as shown on said plat for said improvement now on file in the offices of the City Engineer and the City Clerk, which plat is made a part hereof, and each of said lots and parcels of abutting property, and the frontage thereof on said highway as shown hereunder in feet in the column headed "Front Ft." and said letters, if any, indicating such parcels, and also all intersecting streets, are hereunder noted and set forth for each side of said highway and for each block in the same order down the following list as same are found from the east line of Military Plaza to the west line of Main Plaza, in

said plat and on the ground; and each such description and assessment shall be held to extend back from said line abutting on said highway and to include the entire depth and area of each respective parcel, lot or lots of abutting property as same may be owned and bounded at this date; and the abbreviation "N.", "S.", "E." or "W", or "No.", "So", "Ea." and "We.", when used before a lot number shall be taken to mean respectively the "Northerly", "Southerly", "Easterly" or "Westerly" parts of the lot or block before the number of which any of said abbreviations may be placed; and the name of said owners, such description of said property and said amounts respectively assessed against them and it, are as follows, to-wit:

NAME OF OWNER	CITY BLK. NO.	LOT OR TRACT	FRONT FOOT	TOTAL ASSESSMENT
<u>North Side.</u>				
Alfred. Ed. H. and Geo. Witte	136	1, and that part of lots Nos. 2 and 3, lying north of the new established north property line of Dolorosa St. and lying west of the east line of lot No. 1, produced	72.5	\$7,250.00 ✓
James P. Hickman	136	4	33.0	3,300.00 ✓
Estate of Emma Altgelt	136	5, and that part of lot #4, lying north of the new established north property line of Dolorosa Street, and east of the west line of Lot No.5, produced-69.0		6,900.00 ✓
<u>South Side</u>				
L.Kaufman Dry Goods Co.	100	1-2	105.1	10,510.00
Carl Luetke	100	3	49.5	4,950.00
A.N.Zupan	100	4-A	7.5	750.00
			<u>336.6</u>	<u>\$33,660.00</u>

SECTION THREE: That the amounts specified are hereby assessed against the respective persons and property named, together with interest thereon at the rate of seven per centum (7%) per annum from the 1st day of June, A. D. 1925, and shall be payable in ten (10) equal installments; the first of which said installments shall be due and payable on June 1st, A. D. 1926, and the others, one regularly on the 1st day of June, on each year thereafter, with the privilege to said owners to pay any of the installments before maturity upon the payment of all accrued interest, and said amounts so assessed together with interest and the cost of collection of such sums, including reasonable attorney's fees incurred, are hereby declared and ordained to be good and lawful liens upon the said respective parcels of property and a personal liability of the respective owners thereof. Such assessments and liens shall be superior to all other liens and claims except State, County and Municipal taxes.

SECTION FOUR: That assignable assessment certificates evidencing said respective amounts due from said persons above named shall be issued in the name of the City of San Antonio and made payable to the order of the City of San Antonio, which assessment certificates shall be dated the 1st day of June, A. D. 1925, and shall be in such form as provided for by the IMPROVEMENT ORDINANCE, and the amendment thereto, and shall contain an adequate description of said parcel of property assessed, together with the designation of the owners' name and all other prescribed forms, recitals and requisites.

SECTION FIVE: That all other matters and proceedings shall be regulated and conducted as provided by law and by said IMPROVEMENT ORDINANCE as far as applicable hereto and that full correction of any mistakes or irregularity in any of said proceedings, and re-assessment, if necessary, shall be made in case the Commissioners may deem the same necessary or proper; the Commissioners reserving the right to exercise all such powers as provided by the street

improvement law and said IMPROVEMENT ORDINANCE.

SECTION SIX: This ordinance, being of urgent importance because of the need of said City to collect and use said amounts due to said City, the same shall take effect from and after its passage.

PASSED AND APPROVED this 4th day of May, A. D. 1925.

Jno. W. Tobin.
Mayor, City of San Antonio, Texas.

ATTEST: Fred Fries.
City Clerk.

AN ORDINANCE

MF-1523

Approving contract of the Alamo Paving Company for the paving of Elmhurst St. from Bellview to New Braunfels Avenue.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the City of San Antonio does hereby approve the contract entered into between the property owners and the Alamo Paving Company, for which the property owners agree to pay the entire cost of paving Elmhurst Avenue, between Bellview Street and New Braunfels Avenue.

AN ORDINANCE

MF-1524

PERMITTING THE G. H. & S. A. RY. COMPANY TO CONSTRUCT, OPERATE AND MAINTAIN A MAIN LINE TRACK ACROSS SIMPSON STREET.

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

1. That permission be and the same is hereby granted to the Galveston, Harrisburg and San Antonio Railway Company to construct, operate and maintain the following described railroad main line track along and across Simpson Street as hereinafter defined:
2. A Main line track connecting with the proposed track of the Galveston, Harrisburg and San Antonio Railway Company on its property north of Simpson Street and approximately eight hundred and thirty (830) feet east of the east line of Probandt Street and extending southwesterly on the curved line entering Simpson Street at a point approximately four hundred and thirty-five (435) feet east of the east line of Probandt Street, extending across said Street and entering the property of the San Antonio and Aransas Pass Railway Company at the south line of Simpson Street, approximately 370 feet east of the east line of Probandt Street and continuing along and across the property of the San Antonio and Aransas Pass Railway Company to connecting with a present track of the San Antonio and Aransas Pass Railway Company.
3. Said track being indicated by a solid red line on a blue print attached to the petition of the Galveston, Harrisburg and San Antonio Railway Company for this permit, dated April 15, 1925, marked Drawing No. H-3221.
4. That said main line track over and across said streets shall be laid under the direction of the City Engineer of the City of San Antonio, and shall be constructed in accordance with such plans and specifications as may or shall be approved by him, and the construction and maintenance of said crossing shall conform to the regulations imposed, or hereafter to be imposed, by the City of San Antonio as to grades, drainage, etc., and subject to all ordinances and regulations now in force or that may hereafter be enacted regulating such character of street crossings.
5. In consideration of the granting of this permit, said Railway agrees to have constructed said track across said street in the manner and form ordered and directed by the Commissioner

of Streets and Public Improvements and in accordance with the lines, grades and system of drainage approved by the City Engineer, and to have constructed such culverts, and make such additional provision for drainage from time to time as may be deemed necessary by the City, and further binds and obligates itself, its successors and assigns, to hold said City of San Antonio free and harmless from all damages to persons or property that may result by reason of the granting of this permit or the exercise of any right thereunder; and provided further, that said Railway Company will have constructed proper and suitable crossings under the supervision of said City Engineer and Commissioners of Streets and Public Improvements, so that vehicles can cross over readily.

6. The said Railway Company agrees to comply with all the provisions of this Ordinance and every other Ordinance of the City of San Antonio now effective or which may hereafter become effective, in regard to the construction, operation and maintenance of said track upon and across Simpson Street; and upon the failure to so do, on the order of the City, the said Railway Company agrees to remove, or cause and permit the removal of said track from said street.

7. The acceptance and exercise of any privilege under this Ordinance shall be an acceptance of all its terms and conditions by said Railway Company, its successors and assigns.

PASSED AND APPROVED this 4th day of May, A. D. 1925.

Jno. W. Tobin.
Mayor, City of San Antonio.

ATTEST: Fred Fries.
City Clerk.

MF-1525

AN ORDINANCE

DIRECTING THE SAN ANTONIO PUBLIC SERVICE COMPANY TO MOVE TRACK OFF OF TREVINO STREET AND EAST SIDE OF MILITARY PLAZA, ETC.

1. WHEREAS, the City of San Antonio at a great expense, for the purpose of relieving traffic congestion and promoting the safety and convenience of the public, has caused the widening and improvement of South Flores Street from the south line of Military Plaza to the north line of West Nueva Street; and, Dolorosa Street from the east line of Military Plaza to the west line of Main Plaza; and,

2. WHEREAS, the San Antonio Public Service Company has single track installation on said streets, in connection with a short line of track on the east side of Military Plaza from Dolorosa Street to Trevino Street and on Trevino Street from Military Plaza to Main Plaza; which said track installations are insufficient to safely and expeditiously transport passengers and permit the safe and unobstructed use of said streets by vehicles and pedestrians: NOW, THEREFORE,

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

3. That the said San Antonio Public Service Company be and it is hereby directed and ordered to forthwith remove its tracks appurtenances from those parts of Trevino Street and Military Plaza as follows: all parts thereof west of the west rail of the main line track running north and south on the west side of Main Plaza, between the north side of Trevino Street and the south side of Trevino Street, to the center line of the eastern part of Military Plaza, between the City Hall and the east side of Military Plaza; and, from the north line of Trevino Street produced across Military Plaza, south to the south line of Military Plaza.

4. The said tracks hereinabove set out in the order to be removed, are obstructions to said streets and interfere with the ordinary use and travel on said streets by vehicles and pedestrians, are dangerous and are declared to be a nuisance; and, upon the refusal and

failure of the said San Antonio Public Service Company to remove said tracks and to cease operating its cars on said tracks over and across the public places mentioned, the Commissioner of Streets and Public Improvements and the Commissioner of Fire and Police are hereby directed to abate said nuisance and put it to an end by stopping the operation of cars over and along said public places and by removing the tracks and accessories thereto, from said streets.

5. The expense of abating the nuisance hereinabove designated shall be assessed against the San Antonio Public Service Company.

6. The San Antonio Public Service Company is further ordered to construct double tracks from the intersection of South Flores Street and West Nueva Street to the the intersection of South Flores Street and Military Plaza, and from said intersection to the intersection of Doloresa Street and the west side of Main Plaza; and to remove the existing single tracks. the said tracks so constructed shall have suitable connections with the existing tracks of the San Antonio Public Service Company at the places hereinabove designated, except that there shall be no tracks on the east side of Military Plaza north from the north line of Doloresa Street.

7. The said tracks ordered to be constructed shall be constructed in a permanent and scientific manner, to the satisfaction and approval of the City Engineer; and, the center line of the installation shall coincide with the center line of all streets over which it passes, on all tangents; and at all curves the tracks shall be designed and laid so as to permit a clearance of cars passing in opposite directions on the curves at the same time; and at all curves, the radius of the inside track shall be the maximum radius possible under the circumstances, and the radius of the outside track shall be the minimum radius possible under all circumstances, and the inside track shall be on a spiral curve and the outside track shall be on a simple curve.

8. The plans, specifications, details, layout and drawings of all tracks, special works and appurtenances shall be submitted to the City Engineer for his approval; and, the City Engineer before approving said plans shall carefully inspect them and confer with the head of the sttraddic section of the Police Department in order to ensure that said installation will interfere as little as possible with the ordinary travel and use of the streets, and that sufficient space shall be left on either side of said tracks for the safe and convenient passage of vehicles and persons.

9. The construction of the tracks and the obligations and duties of the San Antonio Public Service Company shall be governed by and conform to all the ordinances now in effect, or which may hereafter become effective.

PASSED AND APPROVED this 4th day of May, A. D. 1925.

ATTEST: Fred Fries.
City Clerk.

Jno. W. Tobin.
Mayor, City of San Antonio.

MF-1526

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH THE DITTLINGER LIME COMPANY AND THE LANDA ROCK PRODUCTS COMPANY, FOR FURNISHING MATERIAL FOR THE OLMOS CREEK DETENTION DAM.

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

1. That the Mayor is hereby authorized to execute a contract with the Dittlinger Lime Company and a contract with the Landa Rock Products Company, for the purchase from each of 56,00 tons of crushed limestone and 37,000 tons of limestone screenings, f.o.b. cars at the Quarry, at Eight-five (85¢) Cents per ton for crushed stone and Fifty (50¢) terms and conditions

in the contracts approved by the City Attorney.

MF-1527

AN ORDINANCE

PERMITTING THE G.H&S.A RY. COMPANY TO CONSTRUCT A SPUR TRACK ACROSS SAN JACINTO AND SOUTH TRINITY STREETS.

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

1. That permission be and the same is hereby granted to the Galveston, Harrisburg and San Antonio Railway Company to construct and maintain the following described railroad track, and to operate engines and cars thereupon, on and across the streets and public places hereinafter described, to-wit:

2. San Jacinto and South Trinity Streets, between Blocks 2509 and 2510 and between Blocks 2509, as indicated on blue print map hereto attached. Said track being more particularly described as springing from your petitioner's east bound main tracks in Block 2510 and extending westerly on the south side of said main track, through said Block intersecting the east line of San Jacinto Street at a point approximately one hundred and fifteen (115) feet south of Saltillo Street and continuing westward across said San Jacinto Street intersecting the west line of San Jacinto Street at a point approximately one hundred and ten (110) feet south of Saltillo Street and extending through Block 2509 crossing South Trinity Street between Blocks 2509 and 2508 intersecting the east and west lines of said Street, approximately seventy-five (75) feet south of the south line of Saltillo Street.

3. Said track being indicated by a solid red line on the blue print hereinabove referred to, and which is attached to the petition of the Galveston, Harrisburg and San Antonio Railway Company for this permit, being marked Drawing No. H-3235, and dated at San Antonio, Texas, March 31, 1925.

4. That said spur track over and across said streets shall be laid under the direction of the City Engineer of the City of San Antonio, and shall be constructed in accordance with such plans and specifications as may or shall be approved by him, and the construction and maintenance of said crossing shall conform to the regulation imposed, or hereafter to be imposed, by the City of San Antonio as to grades, drainage, etc. and subject to all ordinances and regulations now in force that may hereafter be enacted regulating such character of street crossings.

5. In consideration of the granting of this permit, said Railway agrees to have constructed said tract across said street in the manner and form ordered and directed by the Commissioner of Streets and Public Improvements and in accordance with the lines, grades and system of drainage approved by the City Engineer, and to have constructed such culverts, and make such additional provision for drainage from time to time as may be deemed necessary by the City, and further binds and obligates itself, its successors and assigns, to hold said City of San Antonio free and harmless from all damages to persons or property that may result by reason of the granting of this permit or the exercise of any right thereunder; and provided further, that said Railway Company will have constructed proper and suitable crossings under the supervision of said City Engineer and Commissioner of Streets and Public Improvements, so that vehicles can cross over readily.

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

7. The acceptance and exercise of any privilege under this ordinance shall be an acceptance

of all its terms and conditions by said Railway Company, its successors and assigns.

PASSED AND APPROVED this 4th day of May, A. D. 1925.

ATTEST: Fred Fries.
City Clerk.

Jno. W. Tobin.
Mayor, City of San Antonio.

MF-1528 AN ORDINANCE

Authorizing the Mayor to convey certain land to Thomas H. Morin.

BE IT ORDAINED By the Commissioners of the City of San Antonio, that,
The Mayor be and is hereby authorized to execute a deed to Thomas H. Morin conveying certain property in exchange for certain other property heretofore conveyed by said Morin to the City of San Antonio, said lands to be conveyed by the City of San Antonio to said Thomas H. Morin being more particularly described in the following field notes to-wit:

FIELD NOTES,

Of a tract of land out of lot No. 11, City Block No. 2301, owned by the City of San Antonio and to be deeded to Hos. H. Morin, it being that part of lot No. 11, lying east of the new established west line of the Alazan Ditch, and more particularly described as follows: to-wit:
Beginning at the northwest corner of Lot No. 11, City Block No. 2301 on the south line of West Houston Street,
Thence in a southerly direction along the west line of lot No. 11, and east line of lot No. 10, 125.0 feet to the southwest corner of lot No. 11,
Thence in an easterly direction along the south line of lot No. 11, a distance of 22 feet to a point on the new established west line of the Alazan Ditch,
Thence in a northerly direction along the new established west line of the Alazan Ditch, to a point on the south line of West Houston Street.
Thence in a westerly direction along the south line of West Houston Street, a distance of 6.5 feet to the place of beginning.

For further particulars see Creek Widening plan of Alazan Creek, on file in the office of the City Engineer.

No. 460

MF-1529

AN ORDINANCE

Appropriating money out of Funds to meet Pay-Rolls.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
the following sum be and the same is hereby appropriated out of the hereinafter named Fund to meet pay-roll.

St. Paving & Marker Fd. 1924-----\$4,000.00

No. 461

MF-1530

AN ORDINANCE

Appropriating the sum of \$496.00 to pay San Antonio Portland Cement Co. for cement used on Nogalitos St. Bridge over Alazan Creek.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
the sum of (\$496.00) Four Hundred and Ninety Six Dollars and No. Cents is hereby appropriated from Flood Prevention Fund of 1924 (Creeks) to pay San Antonio Portland Cement Comp. for cement used on Nogalitos St. Bridge over Alazan Creek.

No. 462

MF-1531

AN ORDINANCE

Appropriating the sum of \$254.35 to pay Uvalde Rock Asphalt Co. for final estimate for Paving Lowell St. from Hunstock Ave. to S. Presa St.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that,
the sum of (\$254.35) Two Hundred and Fidy Four Dollars and Thirty Five Cents is hereby appropriated from the St. Paving and Marker Fund of 1924 to pay Uvalde Rock Asphalt Co. for final

estimate for paving Lowell St. from Hunstock Ave. to S. Presa St.

MF-1532 AN ORDINANCE

Appropriating \$100.00 for lowered water main on Oriental Avenue, from Nogalitos to Brazos Street.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that the sum of One Hundred Dollars (\$100.00) be and is hereby appropriated out of the Street Maintenance fund to pay John Rodriguez for the City's portion of the cost of lowering water main on Oriental Avenue from Nogalitos to Brazos Street.

No. 463

MF-1533 AN ORDINANCE

AUTHORIZING THE PURCHASE OF A CERTAIN TRACT OF LAND OUT OF LOT NO. 66, CITY BLOCK NO. 152, FROM MRS. BERNARDINE MENGER, A WIDOW, INDIVIDUALLY AND AS INDEPENDENT EXECUTRIX OF THE ESTATE OF LOUIS WILLIAM MENGER, DECEASED, NEEDED FOR THE WIDENING AND STRAIGHTENING OF BONHAM STREET, AND APPROPRIATING THE SUM OF \$113.00; AND SETTLING DAMAGES, IF ANY, TO REMAINING PROPERTY OF SAID MRS. MENGER.

WHEREAS, the City of San Antonio has heretofore declared the existence of a public necessity for, and has determined upon, the widening and straightening of Bonham Street between the intersections of said Street with the north line of Commerce Street and the south line of Crockett Street, all as shown on map or plat on file in the office of the City Engineer of the City of San Antonio, which said map or plat shows the location of the newly established street lines; and,

WHEREAS, in accordance with said plan of improvement, the said City will require a certain strip of land off of Lot No. Sixty-six (66), City Block No. One Hundred, Fifty-two (152), lying between the old and newly established lines of said Bonham Street, owned by Mrs. Bernardine Menger, a widow, individually and as Independent Executrix of the Estate of Louis William Menger, deceased; and,

WHEREAS, the parties have agreed that the sum of Fifteen Hundred, Fifty-five and 10/100 Dollars (\$1555.10) is the reasonable value of the land to be deeded to the City of San Antonio, and the damages to the improvements and the remainder of said property of said Mrs. Menger by reason of such widening and improvement of said street; and,

WHEREAS, the City of San Antonio has heretofore, to-wit, on the 19th day of January, A. D. 1925, levied a special assessment on the front foot plan against the property owners and properties abutting on said street on account of the benefits accruing to said properties by reason of the improvement of said street in the sum of Thirty and 88/100 Dollars (\$30.88) per front foot; and,

WHEREAS, the owners of said property so needed have agreed to pay the total assessment against them and their adjoining property abutting on said improvements, amounting to the total sum of Fourteen Hundred, Forty-two and 10/100 Dollars (\$1442.10), by allowing the City of San Antonio a credit for said amount on the amount to be paid by said City in settlement of the purchase price of said land and the damages to the remaining property; and,

WHEREAS, in accordance with such settlement there became due to said owners a balance amounting to the sum of One Hundred and Thirteen Dollars (\$113.00), which amount the said City of San Antonio has agreed to pay in cash, and the said owners have agreed to accept such amount in full and final settlement of all amounts due them by reason of the premises, as aforesaid,

NOW THEREFORE.

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

SECTION ONE: That the Mayor be and he is hereby authorized and directed to acquire by purchase from Mrs. Bernardine Menger, a widow, individually and as Independent Execurix of the Estate of Louis William Menger, deceased, all that part or portion of Lot No. Sixty-six (66), City Block No. One Hundred, Fifty-two (152), situated in the City of San Antonio, Bexar County, Texas, fronting on Losoya Street, as shown on map or plat now on file in the office of the City Engineer of said City, for a total consideration of Fifteen Hundred, Fifty-five and 10/100 Dollars (\$1555.10), which said amount includes the value of the land taken and the damages sustained to remainder of the property and improvement situated thereon, by reason of the widening and straightening of said Bonham Street, to be paid as follows: The sum of One Hundred, Thirteen Dollars (\$113.00) in cash and the cancellation of the assessment against the remainder of the property in the sum of Fourteen Hundred, Forty-two and 10/100 Dollars (\$1442.10) hereinabove set out;

SECTION TWO: That the sum of \$113.00 be and the same is hereby appropriated out of the Street Opening and Widening Fund of 1924, warrant for which shall be drawn payable to the said Mrs. Bernardine Menger, a widow, individually and as Independent Executrix of the Estate of Louis William Menger, deceased, in payment of the balance of the consideration for the conveyance to the City of San Antonio of all that certain tract or parcel of land out of Lot No. 66, City Block No. 152, situated within the corporate limits of the City of San Antonio, Bexar County, Texas, and more particularly described as follows, to-wit:

Beginning at a point in the east property line of Bonham Street, 101.65 feet south of the intersection of south property line of Blum Street and the east property line of Bonham Street:

Thence in a southerly direction along the east property line of Bonham Street, a distance of 46.7 feet to the south line of Lot No. 66,

Thence in an easterly direction along the south line of Lot No. 66, a distance of 16.65 feet to the new established east property line of Bonham Street;

Thence in a northerly direction along the new established east property line of Bonham Street, a distance of 46.7 feet to the division line of Lots Nos. 66 and 67;

Thence in a westerly direction along the division line of Lots Nos. 66 and 67, a distance of 16.65 feet to the place of beginning, as shown on plat recorded in Record, Book No. 6, page No. 8. in City Engineer's office, of said City;

after deducting from the total consideration set out in Section One hereof the sum of \$1442.10 the amount of the special assessment for benefits accruing to remaining property levied against the said remaining property and the owners thereof, as heretofore set out in this ordinance; provided, however, that such warrant shall not be delivered to said party unless and until a good and sufficient warranty deed, accompanied by guaranty of title to said property, in usual form and executed by a responsible company, shall have been delivered to the Mayor and approved by the City Attorney:

SECTION THREE: That the Mayor be and he is hereby authorized to execute in the name of the City of San Antonio a release of the lien held by the said City securing the payment of said special assessment, amounting to \$1442.10, created by said ordinance passed and approved on January 19, A. D. 1925, and to deliver said release to the owners of said remaining property, as hereinabove mentioned, upon the execution and delivery of a deed conveying the property described in Section Two hereof, together with guaranty title covering such property, which deed and guaranty title shall be first approved by the City Attorney, as aforesaid .

PASSED AND APPROVED, this 4th day of May, A. D. 1925.

Attest: Fred Fries,
City Clerk.

Jno. W. Tabin,
Mayor, City of San Antonio.

Commissioner Bushick, introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit; Ayes, Tobin, Bushick, Lambert, Steffler, Wright.

No. 464

MF-1534

AN ORDINANCE

Appropriating \$50,000.00 out of 1924 General Fund, to pay 2 Notes Nos. 9 and 10, \$25,000.00 each.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of Fifty Thousand Dollars (\$50,000.00), be and the same is hereby appropriated out of 1924 General Fund (Various Depts), \$25,000.00 payable to City National Bank of San Antonio, Texas, for the purpose of paying 1 Note No. 9 (of a series of Notes Nos. 1 to 92 inc., dated July 22nd 1924, maturing on or before June 10th 1925), and \$25,000.00 payable to Alamo National Bank of San Antonio, Texas, for the purpose of paying 1 Note No. 10 of the above series of notes.

No. 465

MF-1535

AN ORDINANCE

Appropriating \$1,013.06 out of Sinking Fund, Improvement District No. 12, for purchase of 2 Bonds Nos. 3 and 5 at par value of \$500.00 each, and accrued interest.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of \$1,013.06, be and the same is hereby appropriated out of Sinking Fund, Improvement District No. 12, payable to J. E. Jarratt & Co., of San Antonio, Texas, for the purchase of Two (2) Bonds Nos. 3 and 5 of improvement District No. 12 at Par value of \$500.00 each, total \$1,000.00, and accrued interest of \$13.06 at 5% from Feb. 1st 1925 to May 4th 1925 inc., upon surrender of the bonds. These bonds are being purchased by Imp. Dist. No. 12 as an investment.

Commissioner Lambert, introduced the following ordinances, which were read and adopted by the following vote on roll call, to-wit; Ayes, Tobin, Bushick, Lambert, Steffler, Wright.

No. 466

MF-1536

AN ORDINANCE

Appropriating money to pay Express charges on Bear.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of Twenty One Dollars and Seven cents be hereby appropriated to pay Mrs. W. L. Steed, for express charges on 1 Bear from Ebano, Mexico to San Antonio, To be charged to Zoo Fund.

No. 467

MF-1537

AN ORDINANCE

Appropriating \$300.00 to pay for sprinklers.

BE IT ORDAINED by the Commissioners of the City of San Antonio, that, the sum of three hundred and no/100 (\$300.00) Dollars be, and the same is hereby appropriated out of the 1924 General Fund Dept. to pay Peter Schiffers & Sons, for two water sprinklers purchased for street work.

On motion duly seconded; and carried, the meeting adjourned.

APPROVED

MAYOR

ATTEST:


CITY CLERK.