

AN ORDINANCE 98-113

DEFINING THE OFFENSE OF "NEGLIGENT COLLISION" AND PRESCRIBING A PENALTY.

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

Section 1. The offense herein defined is known as "Negligent Collision", and this Ordinance may be referred to as the "Negligent Collision Ordinance".

Section 2. If any person driving or operating or in charge of any motor vehicle, animal, railroad engine, railroad car, street car, wagon, cart, dray or any other vehicle, shall, by negligence, cause or suffer or permit the same to come in collision with any other vehicle of any nature whatever, or with any animal, person, street sign, street post, water plug, mail box, or any other obstacle or object whatever, in or on any public street, avenue, highway, or any public place whatever, in the City of San Antonio, Texas, such person shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding Two Hundred (\$200.00) Dollars.

Section 3. "Negligence" is defined as the want of such care and caution as a person of ordinary prudence would use under like circumstances.

Section 4. "Negligence" is prima facie presumed from the fact of collision.

Section 5. "Public" is defined to mean, "where people are assembled, or to which people commonly resort for purposes of business, amusement, recreation, or other lawful purposes".

Section 6. If any part of this Ordinance be invalid or inoperative, the remainder thereof shall not be affected by such invalidity or inoperation.

Section 7. All laws and Ordinances, and parts thereof, in conflict herewith, are hereby repealed.

PASSED AND APPROVED, this 1st day of February, A. D. 1926.

Jno. W. Tobin.  
Mayor.

ATTEST: Fred Fries.  
City Clerk.

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

BEFORE ME, the undersigned authority, on this day personally appeared W. A. Druce, Office Manager, who being by me duly sworn, says on oath that he is one of the publishers of the San Antonio Evening News, 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;  
February 4- 5- 6- 8- 9- 10-11-12- 13- 15. 1926.

Express Publishing Co.  
By W. A. Druce.

Sworn to and subscribed before me, this, the 18 day of February, 1926.

Edna Brown  
Notary Public-Bexar County, Texas.

AN ORDINANCE *08-114*

DIRECTING THE SALE OF CERTAIN PERSONAL PROPERTY NOT OWNED, OR CLAIMED BY THE CITY, IN POSSESSION OF THE POLICE DEPARTMENT FOR MORE THAN SIXTY DAYS, UNCLAIMED BY THE OWNERS, AND ON WHICH THERE ARE FEES, CHARGES AND PENALTIES UNPAID AND DUE THE CITY.

WHEREAS, the Chief of Police has reported that there is in the possession of the Police Department certain personal property, not owned or claimed by the City, which said property has been in possession of said department for more than sixty (60) days, unclaimed by the owners, on which there are fees, charges and penalties unpaid and due the City; NOW THEREFORE,

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

SECTION 1. That said property be, and the same is, hereby ordered sold at Public Auction after ten (10) days notice in some daily newspaper published in the City of San Antonio, Texas, giving the day, hour and place of sale; said notice shall be published, at least, two times within said ten (10) days' period; said property to be sold by the Chief of Police, or under his direction, at Public Auction, if such property is at the time of sale unclaimed, and if the costs of storage and care, and all other expenses in connection with the keep, preservation and impounding thereof, including any other fees, charges or penalties claimed by the City are not paid.

SECTION 11. The Chief of Police shall, within five (5) days after such sale make report thereof under oath to the City Auditor upon <sup>such</sup> forms and blanks as may be prescribed by the Auditor, and shall account for the moneys received at such sale, in the same manner as is prescribed for his accounting for all other moneys that may come into his hands by virtue of his office.

PASSED AND APPROVED this 22nd day of February, A. D. 1926.

Jno. W. Tobin.  
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Mayor.

ATTEST: Fred Fries.  
City Clerk.