

character would be in violation of premises heretofore given to property owners in LaPrelle Place.

It was the sense of the meeting that the City Council was under moral obligations to the property owners in question to keep any objectionable business out of LaPrelle Place; and, therefore, that the temporary variation for the sale of beer at the above location be cancelled.

The temporary variations granted by said Board for the sale of wine and beer at Lake View Inn, 3801 Lake Austin Boulevard; the Bright Spot, 3707 Lake Austin Boulevard; and Bowen's Drive-In Cafe, 2910 Guadalupe Street, were next considered.

It was the sense of the meeting that such temporary variations be allowed to stand, pending final disposition of the proposed amendment to the Zoning Ordinance creating a "C-1" Commercial District.

Upon motion, seconded and carried, the meeting was then recessed at 4:00 P. M., subject to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Hallie M. Kellan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 15, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, May 15, 1941, at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The Minutes of the regular meeting of May 8, 1941, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

A large delegation of property owners residing in Tarrytown No. 4 and Sherwood Forest, with Mrs. M. W. Rogers, Jr., as spokesman, presented a petition asking for the immediate extension of the sanitary sewer lines to this section of the city in order to avert a health menace.

After considerable discussion, the matter was referred to the City Manager, the City Engineer, and the Superintendent of the Sewer Division for a study of the sewer budget to determine when this work could normally be done, and subsequently to meet with a smaller committee appointed by petitioners for a conference on the matter.

Mr. M. H. Crockett appeared and offered the suggestion that a petition be presented asking the Council not to lower light rates any more in order that more money be made available for needed

improvements throughout the City, particularly sewerage extensions in South Austin.

Ohas. B. King, Colored, President of the Negro Chamber of Commerce, presented a petition signed by property owners on East 12th Street from Hargrave to Harvey Streets, asking that a continuation of 13th Street from Alexander Avenue to Harvey Street be made; and that adequate fire hydrants, culverts, lights, and storm sewers be provided for this locality. The matter was referred to the Engineering Department for consideration.

The said Ohas. B. King, also, requested the paving of other streets in East Austin, and was advised that same might be done under the usual procedure of property owners' paying their pro rata of the cost.

The written application of Elbert Van Dyke and Howard Wynn for a change in zoning of the property at 1100 East 11th Street in order to permit the sale of wine and beer in their sandwich shop at this location was received. The matter was referred to the Board of Adjustment for consideration and report, and a public hearing called for June 5th.

A meeting with the Board of Adjustment for a round table discussion of the various proposed amendments to the Zoning Ordinance was set for Monday, May 26th, at 4:00 P. M.

The following resolution was introduced by Councilman Bartholomew:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the northwest corner of the intersection of East 5th Street and East Avenue, which property is described as the south one-half of Lots 3 and 4, Block 62, of the Original City of Austin, Travis County, Texas, and hereby authorizes J. C. Tirado, owner of said property, to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, sidewalks, and commercial driveways in conjunction therewith, subject to the same's being constructed in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations and plans; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable, and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of proper police, traffic, and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said J. C. Tirado has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations
Attached)

"Austin, Texas
May 15, 1941

Mr. Gupton Morgan
City Manager
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of J. C. Tirado for permission to construct, maintain, and operate a drive-in gasoline filling station and to build walks, curbs and drives in conjunction therewith upon the south one-half of Lots 3 and 4, Block 62, of the Original City of Austin, Travis County, Texas, which property is located at the northwest corner of the intersection of East Avenue and East 5th Street, and we hereby advise that the following conditions exist:

The property upon which this filling station is to be built is designated as "C-2" Commercial Use District upon the zoning maps of the City of Austin.

Storm sewer drainage facilities exist within one-half block of the above property.

We recommend that J. C. Tirado be granted permission to construct, maintain, and operate a drive-in gasoline filling station and to build curbs, walks, and commercial driveways in conjunction therewith, subject to the following conditions:

(1) That all buildings and equipment shall be placed inside of the property line, correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the City Engineering Department for entrances and driveways, building lines to be approved by

the City Building Inspector. That the applicant shall confer with the City Engineering Department as to the future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

(2) That all construction of the filling station improvements shall be in accord with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accord with the ordinance prohibiting the disposal of commercial water or oils upon the City streets.

(3) That the grades of the station shall be such that no waste oils or water, or any floor washings shall ever pass over the City sidewalk area, and that all of said oils and water shall be concentrated into a combined grease and sand trap, which shall be constructed in accordance with our standard plan 2-H-146, and shall be conducted by a pipe connection from said sand trap to the nearest storm sewer at the expense of the applicant, or shall be concentrated into a seep well located upon the property of the applicant. Before commencement of any construction, the applicant shall apply to the City Engineer for an estimate of the cost of that portion of the storm sewer which will have to be built within any City street or alley, and shall deposit in escrow a sum equal to said estimate with the City Finance Director.

(4) All filling station improvements, pumps, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant, as set forth upon the plan hereto attached, which plan bears the City Engineer's file number 2-H-739.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached, marked 2-H-739, and shall be of the pre-moulded type.

(6) That before use of said station, the owner shall apply to the Building Inspector for final inspection when he considers that he has complied with all the requirements of the City.

Respectfully submitted,

/s/ J. E. Motheral , City Engineer

/s/ J. C. Eckert. Building Inspector. "

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford:

WHEREAS, the Roberdeau Van and Storage Company, acting by and through H. L. Roberdeau, owner of Lot 10, Block 16, of the Original City of Austin, Travis County, Texas, which property is situated on the south side of East 3rd Street at a location east of San Jacinto Street, has made application to the City of Austin for permission to construct a commercial driveway across the south sidewalk area of East 3rd Street adjacent to the above described property; and

WHEREAS, a plan has been prepared showing the location of said driveway, which plan is hereto attached marked 2-C-920 and made a part hereof; and

WHEREAS, said request and plan have been considered and approved by the City Council of the City of Austin; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Roberdeau Van and Storage Company, owner of Lot 10, Block 16, of the Original City of Austin, Travis County, Texas, which property is situated on the south side of East 3rd Street at a location east of San Jacinto Street, is hereby permitted to construct a commercial driveway across the south sidewalk area of East 3rd Street adjacent to the above described property, subject to the construction of concrete ramps, curbs, driveways, sidewalks and expansion joints, as shown upon the plan marked 2-C-920, which plan is hereby made a part of this resolution, and further subject to the condition that all concrete curb, ramp, and driveway construction done within the City streets shall be done by a bonded sidewalk contractor under the direction and supervision of the City Engineer of the City of Austin, and in accordance with lines and grades furnished by the Engineering Department of the City of Austin.

Upon motion of Councilman Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Bartholomew:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in WEST 5TH STREET across Lamar Boulevard intersection, the centerline of which gas main shall be $7\frac{1}{2}$ feet south of, and parallel to, the north property line of said West 5th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (2) A gas main in WEST 4TH STREET from a point $11\frac{1}{4}$ feet east of Orchard Street easterly 109 feet, the centerline of which gas main shall be 8 feet south of, and parallel to, the north property line of said West 4th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (3) A gas main in JACKSON AVENUE across Happy Hollow Lane intersection, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of, and parallel to, the east property line of said Jackson Avenue.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (4) A gas main in HAPPY HOLLOW LANE from Jackson Avenue easterly $1\frac{1}{2}$ block, the centerline of which gas main shall be 13 feet south of, and parallel to, the north property line of said Happy Hollow Lane.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (5) A gas main in EAST 10TH STREET from a point 32 feet west of Lincoln Street easterly $25\frac{1}{4}$ feet, the centerline of which gas main shall be 7 feet north of, and parallel to, the south property line of said East 10th Street.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (6) A gas main in EXPOSITION BOULEVARD from Indian Trail to Bowman Avenue, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of, and parallel to, the east property line of said Exposition Boulevard.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

- (7) A gas main in EXPOSITION BOULEVARD from Bowman Avenue northerly 20 feet, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of, and parallel to, the east property line of said Exposition Boulevard.

Said gas main described above shall have a covering of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Upon motion of Councilman Alford, the resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Bartholomew:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be, and he is hereby, authorized and directed for and in behalf of the City of Austin to enter into a lease contract with the State of Texas, acting by and through its State Board of Control, for the use by the City of a tract of 6.46 acres, more or less, out of the Isaac Decker League Survey, Travis County, Texas, for a period of twenty (20) years, substantially

Contract 6.46 acres P.262+3
State Fish Hatchery Tract

according to the terms and provisions of a proposed contract, a copy of which is attached to this resolution and made a part hereof for all purposes.

(Contract Attached)

THE STATE OF TEXAS :

COUNTY OF TRAVIS :

WHEREAS, the State of Texas did on the first day of January, 1932, enter into a certain lease contract with the City of Austin, leasing to said City of Austin for a period of ten (10) years from said first day of January, 1932, several tracts of land, including the land hereinafter described, to be used by said City for municipal parks and playgrounds; and

WHEREAS, said lease by its own terms will expire on December 31, 1941, and the 47th Legislature of the State of Texas has authorized an extension of such lease insofar as the same covers the land herein described for the term, upon the conditions, and with the provisions hereinafter stated; now, therefore,

This Memorandum of Agreement and Lease Contract by and between the State of Texas, acting by its Board of Control, thereunto duly authorized by the 47th Legislature of the State of Texas, at its regular session, and the City of Austin, a municipal corporation, in the State of Texas and County of Travis, acting by and through its City Manager, thereunto duly authorized by the City Council of the City of Austin; WITNESSETH:

1. The State of Texas has this day leased and does by these presents hereby lease to the City of Austin for the term of twenty (20) years beginning January 1, 1942, for the purposes and upon the conditions hereinafter stated, all that certain tract of land situated in the County of Travis and State of Texas and described as follows:

Six and forty-six-hundredths (6.46) acres of land out of the Isaac Decker League Survey in Travis County, as surveyed by the State of Texas, and City of Austin, commonly known as the "State Fish Hatchery Tract," and described by metes and bounds as follows:

BEGINNING at the most southerly corner of that 6.46 acre tract which was conveyed to the State of Texas by Joseph A. Nagle, in accordance with a deed recorded in Travis County Deed Records, Volume 58, page 276;
 THENCE N. 30° E. 743 feet to an iron stake;
 THENCE N. 8° W. 350 feet to an iron stake;
 THENCE S. 64° 05' W. 160.4 feet to the west line of the Isaac Decker League;
 THENCE with the League line S. 30° W. 593 feet to the most westerly corner of a 19½ acre tract, which is described in a deed records in Travis County Deed Records, Volume 51, page 567;
 THENCE S. 60° E. 311 feet to the place of beginning, said tract containing six and forty-six-hundredths (6.46) acres, more or less.

It is understood and agreed by and between the parties hereto that said tract of land may be used by the City of Austin during the term hereof for a municipal park and playground and as a site for a casting pool to be constructed thereon by the City of Austin and devoted to the amusement, training and development of anglers and fishermen; and said land is leased to the City of Austin to be used for those purposes only and to permit the City of Austin to beautify, improve and use said land for such purposes. Said City of Austin is hereby given the right to use without cost or charge to said City sand, gravel, and earth from said land or any part thereof, but the City of Austin shall not be permitted to sell any sand, gravel, mineral or other natural resource from said property.

Said City of Austin is hereby granted the right and given an easement over said land and every part thereof to lay water mains and operate a water supply in such way and manner as may be necessary or proper for the operation of said park, playground and casting pool on said premises, and for any purpose or thing incidental to or connected in any way with the operation of same; and to construct and erect buildings of every nature and kind necessary or proper to such uses of said grounds or any part thereof or for any purpose connected with or incidental to such operation.

Said City of Austin is further granted the right to erect, construct and maintain such electric lighting system upon said grounds, or any part thereof, as may be necessary to the conduct and operation of said park, playground and casting pool on said leased premises; to erect structures of any and every kind on said land or any part thereof that may be necessary, proper or incidental to the conduct and operation of a municipal park and playground and of said casting pool on said premises or for either of such purposes.

It is understood and agreed, however, that the sanction and permission of the State Board of Control shall be first had and obtained before improvements of a permanent or semi-permanent character, other than those constituting such casting pool, are made, constructed or erected by said City of Austin or any one claiming or asserting any rights under said City on or over the said land or any part thereof herein and hereby leased to said City of Austin.

It is further understood and made a condition of this lease that if the City of Austin fails to beautify or improve such lands or any part thereof so as to make same reasonably suitable for a park or playground or to improve the same by the construction of said casting pool, this lease shall be subject to termination at the option of the State Board of Control as to any portion of said land not so beautified, improved or rendered suitable for such uses; but the failure to so improve or beautify any part of said land shall not render this lease liable to be terminated at the option of the State Board of Control as to any part or portion of the land hereby leased which has been so beautified or improved.

In consideration of said lease, the City of Austin agreed to improve and beautify said property and to protect the same from waste, and that upon the termination of the term hereof all such improvements placed upon the land by the City of Austin shall be and become the property of the State of Texas.

It is agreed and understood that this lease is made under authority granted to the State Board of Control by the 47th Legislature at its regular session and this lease is in all things subject to the terms of such authority.

IN TESTIMONY WHEREOF, the State of Texas has caused these presents to be executed in duplicate by the Chairman of its Board of Control thereunto duly authorized as aforesaid; and the City of Austin has caused these presents to be executed in duplicate by its City Manager thereunto duly authorized as aforesaid, and the common seal of the respective parties is hereto affixed, on this the ____ day of May, 1941.

STATE OF TEXAS

ATTEST:

By _____
Chairman, State Board of
Control

Secretary, State Board of
Control

CITY OF AUSTIN

ATTEST:

By _____
City Manager

City Clerk

Upon motion of Councilman Bartholomew, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of John Edward Potter, 3602 San Gabriel Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Rosco Milton (Jack) Johnson, 105 Neches Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Henry Irvin Sites, 1915 Garden Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Fingal Reynold Arnham, 1018 Ellingson Lane, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Drenon Franklin Samuel, 308 West Monroe Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Alvin Andrew Anglin, 1409 Garden Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the application of Ernest Clayton Young, 609 East Eleventh Street, for a Taxicab Driver's Permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Bartholomew that the following applications for licenses to operate private boats on Lake Austin be granted, subject to the approval of same by the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Alff, William C. - 1901 East 19th Street	Flat-bottom, Outboard, Evinrude, 3-passenger
Alford, Randolph - 2901 Shoal Crest	Home-made, Dory, Outboard, Johnson, 4-passenger
Ashford, A. F. - 1204 Claire Avenue	Mill-made, Outboard, Johnson, 4-passenger
Barnett, Ernest - 1516 Fredericksburg Road	Thompson, Hi-Speed Fishboat, Evinrude, 6-passenger
Brill, Arno - 713 West 14th Street	Thompson, Outboard, Johnson, 6-passenger
Bowles, T.E. - 308 West Johanna Street	Century, Fishing Type, Evinrude, 5-passenger
Burleson, Paul D. - 1214 West 5th Street	Home-made, Flat-bottom, Outboard, 2-passenger
Campbell, Ralph W. - 1509 West 30th Street	Thompson, Canoe, Outboard, Johnson, 3-passenger
Carpenter, Harry W. - 1908 Robin Hood Trail	Home-made, Canoe, 1941 Model, 4-passenger
Chiappero, N.A. - Bull Creek Road	Thompson, Outboard, 1936 Model, Johnson, 4-passenger
Curington, A. F. - 4711 Avenue F	Home-made, Outboard, 1938 Model, Evinrude, 4-passenger
Doggett, D.A. - 1504 Northwood Road	Home-made, Outboard, Row, Elton, 2-years old, 4-passenger
Eggeling, Alvin & William Leet	Home-made, Flat-bottom, Champion, 1 year, old, 2-passenger
Erwin, J. L. - 2815 1/2 Rio Grande Street	Wolverine, Outboard, 1939 Model, Evinrude, 4-passenger
Groffkopf, Emmitt - 1400 Drake Avenue	Home-made, Fly Board Fishing Boat, Water Witch, Outboard, 5-passenger
Gustafson, Winfred - 200 East 43rd Street	Thompson, Canoe, 1941 Model, Outboard, Pal, 3-passenger
Hewitt, R. H. - 502 West Avenue	Star, Outboard, 1937 Model, "Outboard" Evinrude Johnson, 6-passenger
Hall, Jesse - 2302 East 9th Street	Home-made, Row, Flat-bottom, 1941 Model, 3-passenger
Johnson, Rube M. - 227 Becker St., San Antonio, Texas.	Home-made, Outboard, New, Johnson, 4-passenger
Joseph, Gilbert - 1402 Lavaca Street	Home-made, Outboard, 1937 Model, Marcle, 3-passenger
Leonard, Ernest - 79 F 3	Home-made, 1936 Model, Johnson, 4-passenger
Morris, Roy E. - 1614 West 5th Street	Home-built, Outboard, 1940 Model, Sea King, 2-passenger
Moyer, C. E. - 5100 Clarkson Avenue	Metal, Outboard, 1936 Model, Sea King, 3-passenger
McQuiston, Roy - 4519 Avenue C	Home-built, Row Boat, Outboard, Johnson, 4-passenger
Neely, Ira - Route - Box 131	Home-made, 1940 Model, Wanty, 6-passenger
Pauls, F. M. - 5204 Burnet Road	Wood, Flat, 1940 Model, 4-passenger
Purnell, L.E. - Ideal Retreat	Home-made, Fishing Flat-bottom, 3-passenger
Ray, Mrs. Frank G. - 4627 Depew Street	Metal Boat, Outboard, Evinrude, 4-passenger
Roesle, Paul R. - 2900 Enfield Road	Read Head Boat, Outboard, 1941 Model, Evinrude, 4-passenger
Smith, E. Dewey - 705 East 32nd Street	Home-made, Row, Outboard, 1940 Model, 4-passenger
Showers, C.W. - 1506 Palma Plaza	Rhineland, Outboard, 1936 Model, Johnson, 4-passenger
Walsh, Thomas - 1909 Holly Street	Tompson, 1940 Model, Water Witch, Sears-Robuck, 2-passenger
Wattinger, V. R. - 3502 Hollywood Street	Home-made, 1 year old, 3-passenger
Williams, Claude A. 1411 Ethridge Street	Chris-Craft, Inboard, 1939 Model, 6-passenger

The motion was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes,

Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Bartholomew moved that the following applications for licenses to operate commercial boats on Lake Austin be approved, subject to the approval of same by the Lake Austin Navigation Board:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Aircoal Motor, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Motorless Row Boat, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Motorless Row Boat, 2 years old, 6-passenger
Bennett Boat Company - Lake Austin	Home-made, Sail Boat, 3 years old, 5-passenger
Bennett Boat Company - Lake Austin	Home-made, Inboard, 3 years old, 8-passenger
Bennett Boat Company - Lake Austin	Home-made, Inboard, 3 years old, 8-passenger
Bennett Boat Company - Lake Austin	Home-made, Aircoal Motor, 1 year old, 6-passenger
Bennett Boat Company - Lake Austin	Star, Metal Row Boat, 2 years old, 5-passenger
Bennett Boat Company - Lake Austin	Star, Metal Row Boat, 2 years old, 5-passenger
Bennett Boat Company - Lake Austin	Home-made, Cruiser, 20-passenger
Kennelwood Boat Docks Box 992, Austin, Texas	Home-made, Row Boat, 2-years old, 6-passenger
Kennelwood Boat Docks Box 992, Austin, Texas	Home-made, Row Boat, 1939 Model, 6-passenger
Kennelwood Boat Docks Box 992, Austin, Texas	Home-made, Row Boat, 2 years old, 6-passenger
Kennelwood Boat Docks Box 992, Austin, Texas	Home-made, Row Boat, 1939 Model, 6-passenger
Hughes, Albert Freeman 2311 Nueces Street	Private, Outboard, 1936 Model, 6-passenger
McRoberts, A. L. 2709 River View	Home-made, Inboard, 1940 Model, 8-passenger
Prado, R. R. 707 Upson Street	Home-made, Skiff, 1939 Model, 3-passenger
Searight, Geo. P. 2604 West 8th Street	Wood, Outboard, New, 5-passenger
Searight, Geo. P. Jr. 2604 West 8th Street	Wood, Outboard, 1 year old, 4-passenger
Searight, G. P. 2604 West 8th Street	Wood, Outboard, 3-passenger
Searight, G. P. 2604 West 8th Street	Wood, Outboard, 4-passenger
Searight, G. Pete 2604 West 8th Street	Wood, Outboard, 5-passenger
Smith, Fred H. 3402 Ideal Retreat	Flat-bottom, New, 3-passenger
Smith, Fred H. 3402 Ideal Retreat	Flat-bottom, New, 3-passenger
Smith, Fred H. 3402 Ideal Retreat	Flat-bottom, New, 3-passenger
Smith, Fred H. 3402 Ideal Retreat	Flat-bottom New, 3-passenger
Smith, Fred H. 3402 Ideal Retreat	Flat-bottom, New, 3-passenger

The motion was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Councilman Bartholomew moved that the application of Richard Sturdivant, 1007 West 5th Street, for a commercial pilot's license be granted, subject to the approval of same by the Lake Austin Navigation Board. The motion was seconded by Councilman Alford, and the same prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis:

WHEREAS, at a sale made by the Sheriff of Travis County, Texas, on the 5th day of October, 1926, by virtue of an order of sale issued out of the District Court of Travis County, Texas, in Cause No. 41444, styled the City of Austin vs. Citizens Loan and Investment Company, the City of Austin purchased certain lots in the City of Austin, all of which are described in the Sheriff's return of such order of sale, which is recorded in Book 12, at page 268, of the Execution Docket of said Court, and are also described in the judgment in said suit, as the same appears of record in the Minutes of the District Court of Travis County, Texas, Volume 19, page 226, to which Sheriff's return and judgment and the records thereof reference is here made; and

WHEREAS, the City Manager of the City of Austin, for and in behalf of said City of Austin, authorized by the City Council to act for said City, has heretofore executed certain quitclaim deeds or releases to The Stacy Realty Company, of Travis County, Texas, quitclaiming and releasing to it certain of the lots included in such judgment and sale, which lots so released are described in the deeds hereinafter referred to, said quitclaim deeds or releases being dated and recorded as follows:

Quitclaim deed or release dated January 13, 1928, and recorded in Volume 413, at pages 431 et seq., of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated October 30, 1928, and recorded in Volume 428, at pages 301 et seq., of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated May 4, 1931, and recorded in Volume 465, at pages 609 et seq. of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated September 27, 1928, and recorded in Volume 419, at page 510, of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated February 15, 1929, recorded in Volume 433, at pages 327, et seq., of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated September 11, 1928, recorded in Volume 419, at pages 352 et seq. of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated September 8, 1928, recorded in Volume 419, at pages 353 et seq. of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated September 27, 1928, and recorded in Volume 419, at page 511, of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated May 19, 1931, and recorded in Volume 466, at pages 403, et seq. of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated January 11, 1928, and recorded in Volume 413, page 232 of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated September 18, 1928, recorded in Volume 419, at pages 439, et seq. of the Deed Records of Travis County, Texas, this instrument having been executed by J. Bouldin Rector, as Acting City Manager of the City of Austin.

Quitclaim deed or release dated September 21, 1928, and recorded in Volume 419, at page 478, of the Deed Records of Travis County, Texas, this instrument having been executed by J. Bouldin Rector, Acting City Manager of the City of Austin; and

WHEREAS, such authorization to the City Manager and Acting City Manager to execute each of the instruments hereinabove enumerated was inadvertently omitted from the permanent records and proceedings of the City Council, and have not been placed of record; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Act of the City Manager and the act of the Acting City Manager in the execution of each of the instruments above enumerated be and the same are hereby in all things ratified and confirmed, and the City Council hereby ratifies, adopts and confirms the action of said City Manager

and Acting City Manager in executing, acknowledging and delivering the aforesaid quitclaim deeds or releases from the City of Austin to the grantees named therein.

Upon motion of Councilman Gillis, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Gillis:

WHEREAS, at a sale made by the Sheriff of Travis County, Texas, on the 5th day of October, 1926, by virtue of an order of sale issued out of the District Court of Travis County, Texas, in Cause No. 41,444, styled the City of Austin v. Citizens Loan and Investment Company, the City of Austin purchased certain lots in the City of Austin, all of which are described in the Sheriff's return of such order of sale, which is recorded in Book 12, at page 263, of the Execution Docket of said Court, and are also described in the judgment in said suit, as the same appears of record in the Minutes of the District Court of Travis County, Texas, volume 19, page 226, to which Sheriff's return and judgment and the records thereof reference is here made; and

WHEREAS, the City Manager of the City of Austin, for and in behalf of said City of Austin, authorized by the City Council to act for said City, has heretofore executed certain quitclaim deeds or releases to Citizens Loan and Investment Company of Travis County, Texas, quitclaiming and releasing to it certain of the lots included in such judgment and sale, which lots so released are described in the deeds hereinafter referred to, said quitclaim deeds or releases being dated and recorded as follows:

Quitclaim deed or release dated August 24, 1927, and recorded in Volume 406, at pages 314, et seq. of the Deed Records of Travis County, Texas.

Quitclaim deed or release dated August 29, 1927, recorded in Volume 406, at pages 360 et seq. of the Deed Records of Travis County, Texas.

WHEREAS, such authorization to the City Manager to execute each of the instruments hereinabove enumerated was inadvertently omitted from the permanent records and proceedings of the City Council, and have not been placed of record; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the act of the City Manager in the execution of each of the instruments above enumerated be and the same are hereby in all things ratified and confirmed, and the City Council hereby ratifies, adopts and confirms the action of said City Manager in executing, acknowledging and delivering the aforesaid quitclaim deeds or releases from the City of Austin to the grantees named therein.

Upon motion of Councilman Gillis, the foregoing resolution was adopted by the following vote: Ayes, Councilman Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

The following resolution was introduced by Councilman Alford:

WHEREAS, the City Council has determined to give relief to domestic water consumers residing within the corporate limits of the City of Austin for the three summer months, namely, for water consumption between May 20 and September 20, 1941, for the purpose of encouraging the further beautification of our city and thereby indirectly creating more employment; and

WHEREAS, it is the intention of the City Council that this reduction shall be made only to those water consumers whose use shall be strictly for residential purposes, and is not effective for commercial purposes; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be, and he is hereby, authorized and directed to make effective on all water readings within the corporate limits of the City of Austin, Texas, for all water consumers whose use is strictly for residential purposes, as of June 20 to September 20, 1941, a reduction of 10% from the gross bill on amounts from \$1.00 to \$3.00 inclusive, there being no reduction on any amount less than \$1.00; a reduction of 20% gross bill on amounts between \$3.01 and \$6.00 inclusive; a reduction of 25% on gross bill on amounts above \$6.00; all amounts of water used in excess of

250,000 gallons per month to be billed net on the regular rate.

Upon motion of Councilman Alford, the foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Gillis that the questionnaire submitted by the City Manager, requiring the oath of allegiance to the Constitution of the United States by every city employee, be formally approved. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

Upon motion, seconded and carried, the meeting was recessed at 11:45 A. M., subject to call of the Mayor.

Approved:

Tom Miller
Mayor

Attest:

Harriet M. Kellan
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, May 22, 1941.

The City Council convened in regular session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, May 22, 1941, at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; absent, none.

The Minutes of the recessed meeting of May 9 and the regular meeting of May 15, 1941, were read, and upon motion of Councilman Alford, were adopted as read by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Wolf that the application of Manuel Ramirez, 1912 Riverview Street, for a license to operate a taxicab be granted, in accordance with the recommendations of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Wolf that the application of Oscar Charles Vineyard, 400½ East First Street, for a taxicab driver's permit be granted, in accordance with the recommendation of the City Manager. The motion prevailed by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf; nays, none.

It was moved by Councilman Alford that the following applications for private boat licenses be granted, subject to the approval of same by the Lake Austin Navigation Board: