

## REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 10, 1936.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, and Mayor Tom Miller, 4; absent, Councilman Oswald G. Wolf, 1.

The reading of the Minutes was dispensed with.

A petition, bearing fifty-four signatures of owners and operators of taxicabs, requesting that no increase be made in the maximum number of taxicabs allowed, was received.

Councilman Gillis moved that no increase be made in the maximum number of taxicabs allowed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The following communication from A. N. McCallum, Superintendent of Schools, was received:

" Austin, Texas  
Sept. 9, 1936

Honorable Mayor & City Council  
City of Austin

Gentlemen:

This is to certify that the resolution quoted below was unanimously adopted at a meeting of the Board of Trustees of the Austin Public Schools held September 4, 1936:

"BE IT RESOLVED by the Board of Trustees of the Austin Public Schools that we recommend that the corporate limits of the City of Austin be extended, for school purposes only, so as to embrace the territory out of the St. Elmo Common School District No. 43, as set out in the petition presented herewith. "

Yours truly,

(Signed) A. N. McCallum,  
Superintendent of Schools. "

(Petition attached)

THE STATE OF TEXAS :

COUNTY OF TRAVIS :

We, a majority of the resident qualified voters of the following described territory in Travis County, Texas, out of St. Elmo Common School District No. 43, beginning at the N. W. corner of Dr. Z. T. Bundy's Subdivision of 42.18 acres out of the Isaac Decker and H. P. Hill surveys, as per plat of said subdivision recorded in the Plat Records of Travis County, Texas, Plat Book 2, page 219; thence in a southerly direction with the West line of Lots Nos. 1 and 3 of said subdivision, 283.9 varas to the N. W. corner of Lot No. 5 of said subdivision; thence easterly with the North line of Lot No. 5 of said subdivision 197.38 varas to the N. E. corner of said Lot No. 5; thence southerly with the East line of said Lot No. 5, 148.17 varas to the S. E. corner of said Lot No. 5; thence westerly with the South line of said Lot No. 5; 195.68 varas to the S. W. corner of said Lot No. 5; thence southerly with the West line of Lot No. 7 in said subdivision 149.71 varas to the S. W. corner of said Lot No. 7; thence with the South line of Lots Nos. 7 and 8 of said subdivision 400 varas to the S. E. corner of said Lot No. 8; thence with the East line of Lots Nos. 8, 6, 4, and 2, 578 varas to the N. E. corner of Lot No. 2; thence with the North line of Lot No. 2 and North line of Wendlandt Street, 441 varas to the place of

beginning, hereby respectfully request and petition the City Council of the City of Austin, Texas, to extend the corporate limits of the City of Austin for school purposes only so as to include and embrace all of the above described territory, said territory being now embraced in St. Elmo Common School District No. 43, in accordance with Article 2803, Revised Statutes of 1925, State of Texas.

Respectfully submitted,

(Signed) B. C. Hardin  
 Mrs. B. C. Hardin  
 R. A. Nowlin  
 Mrs. R. A. Nowlin.

THE STATE OF TEXAS :

COUNTY OF TRAVIS :

Before me, the undersigned authority, on this day personally appeared B. C. Hardin, who being by me duly sworn upon oath says that the signatures to the above and foregoing petition are genuine signatures of the persons whose names appear thereon and that said persons are a majority of the resident qualified voters of the territory described in said petition.

(Signed) B. C. Hardin

Subscribed and sworn to before me, this the 22nd day of August, A. D. 1936.

(Signed) Joe Jacks  
 Notary Public, Travis  
 County, Texas. "

(Seal)

The City Attorney was instructed to have an ordinance prepared in accordance with the foregoing matter.

It was the sense of the Council that the application of Louis Watts for a taxicab driver's permit be denied on account of his police record.

A protest by B. M. Baxter and wife, 506 West 30th Street, and J. J. Hildinger, 502 West 30th Street, against the nuisance created by the wine and beer establishment of Harry Joseph at 2916 1/2 Guadalupe Street, was heard.

A protest by M. H. Crockett against certain sections of the proposed anti-noise ordinance was heard.

Mayor Miller called up, for its second reading, the following ordinance:

AN ORDINANCE, AMENDING AN ORDINANCE REGULATING THE PLAYING OF PHONOGRAPHS, RADIOS AND LOUD SPEAKING OR OTHER NOISE MAKING DEVICES IN PUBLIC PLACES AND ON ANY PREMISES IN THE CITY OF AUSTIN WHEN SUCH PREMISES ARE BEING USED AS A PLACE OF BUSINESS TO WHICH THE PUBLIC GENERALLY IS INVITED, PRESCRIBING A PENALTY, AND DECLARING AN EMERGENCY, PASSED APRIL 23, 1931, RECORDED IN ORDINANCE BOOK "I", AT PAGES 299-300, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN; REGULATING THE PLAYING OF PHONOGRAPHS, RADIOS AND LOUD SPEAKING OR NOISE MAKING DEVICES OR ATTACHMENTS ON PUBLIC STREETS; PROVIDING THAT IT SHALL BE UNLAWFUL FOR ANY PERSON IN EITHER A PUBLIC OR PRIVATE PLACE TO MAKE OR CAUSE TO BE MADE ON MUSICAL INSTRUMENTS OR BY ANY OTHER MEANS ANY LOUD NOISE WHICH IS REASONABLY CALCULATED TO DISTURB OTHERS IN THE VICINITY OF SUCH PLACE; AND REGULATING THE PLAYING OF ANY PHONOGRAPH, RADIO OR LOUD SPEAKING OR NOISE MAKING DEVICE OR ATTACHMENT ON PREMISES TO WHICH THE PUBLIC GENERALLY IS INVITED, MAKING IT UNLAWFUL TO OPERATE OR PERMIT THE SAME TO BE OPERATED IN SUCH WAY OR MANNER AS TO BE REASONABLY CALCULATED TO DISTURB OTHERS OR TO BE UNREASONABLY OFFENSIVE TO THE PUBLIC OR TO OCCUPANTS OF OTHER PREMISES IN SUCH VICINITY; PRESCRIBING A PENALTY FOR THE VIOLATION HEREOF, REPEALING ALL ORDINANCES IN CONFLICT HEREWITH, PROVIDING THAT IF ANY PROVISION OF THIS ORDINANCE SHALL BE HELD INVALID SUCH HOLDING SHALL NOT AFFECT THE VALID PORTIONS HEREOF; AND DECLARING AN EMERGENCY.

The ordinance was read the second time and Councilman Alford moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The ordinance was read the third time and Councilman Gillis moved that the ordinance be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars was opened:

1. By adding between Sections 6 and 7 the following section:

**"C-2" COMMERCIAL DISTRICT**

Section 6a. That in "C-2" Commercial District no building and premises, except as otherwise provided in this ordinance, may be used for any use prohibited in "C" Commercial, Industrial, and "E" Heavy Industrial Districts, except the following uses:

1. The sale, storage, dispensing, or otherwise handling of malt, vinous, and spirituous liquors for on-site or off-site consumption.
2. Bottling Works.
3. Coal, Coke or Wood Yards
4. Retail Plating Works.
5. Contractor's Plant and Storage Yards.
6. Light manufacturing occupying not more than 50% of the total floor area of the building, using non-soot producing fuel, odorless materials, and reasonably noiseless machinery.

2. That Section 7 be amended by adding to the excluded uses in "D" Industrial District, "No. 52. The retail sale, serving, dispensing, or otherwise handling malt, vinous, and spirituous liquors for on-site or off-site consumption, but not the storage thereof for wholesale purposes only."

3. That Section 8 be amended by changing the word "Unrestricted" to the words "Heavy Industrial," and by changing the wording of Section 8 so as to read, "That in 'E' Heavy Industrial District, buildings and premises, except as otherwise provided in this ordinance, may be used for any use permitted in 'D' Industrial District and for any other use whatsoever not in conflict with any ordinance of the City of Austin regulating nuisances, except the retail sale, serving, dispensing, and otherwise handling of malt, vinous and spirituous liquors for on-site or off-site consumption, but not the storage of the same for wholesale purposes only."

4. That the "Use" District map of the City of Austin be revised to show the new "C-2" Commercial District in accordance with the attached map, and otherwise revised to agree with the above amendments.

No one appearing to protest the proposed amendments, Councilman Gillis then introduced the following ordinance:

AN ORDINANCE AMENDING, BY ADDING A NEW DISTRICT TO BE KNOWN AS "C-2 COMMERCIAL DISTRICT," AND ALSO AMENDING IN THE CERTAIN PARTICULARS HEREINAFTER STATED, AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY"; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

The ordinance was read the first time and Councilman Gillis moved, seconded by Councilman Alford, that the rule be suspended and the ordinance be passed to its

second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The ordinance was read the second time and Councilman Gillis moved, seconded by Councilman Alford, that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The ordinance was read the third time and Councilman Gillis moved, seconded by Councilman Alford, that the ordinance be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following ordinance:

AN ORDINANCE MAKING IT UNLAWFUL FOR A PERSON UNDER ARREST OR IN THE CUSTODY OF A PEACE OFFICER OF THE CITY OF AUSTIN AND CHARGED WITH AN OFFENSE AGAINST THE LAWS OF THIS STATE OR AN ORDINANCE OF THE CITY OF AUSTIN, OR WHO HAS BEEN GIVEN A WRITTEN NOTICE TO APPEAR OR SIGNS A WRITTEN PROMISE TO APPEAR BEFORE THE CORPORATION COURT OF THE CITY OF AUSTIN TO ANSWER FOR THE COMMISSION OF AN OFFENSE AGAINST THE LAWS OF THIS STATE OR ANY ORDINANCE OF THIS CITY, TO GIVE AN ASSUMED OR FICTITIOUS NAME OR AN ALIAS OR TO GIVE A FALSE OR FICTITIOUS PLACE OF RESIDENCE OR ADDRESS, UPON THE REQUEST OF SUCH PEACE OFFICER; PROVIDING A PENALTY, AND PROVIDING THAT IF ANY PROVISION OF THIS ORDINANCE SHALL BE HELD INVALID SAME SHALL NOT AFFECT THE VALID PROVISIONS HEREOF.

The ordinance was read the first time and Councilman Gillis moved, seconded by Councilman Alford, that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The ordinance was read the second time and Councilman Gillis moved, seconded by Councilman Alford, that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The ordinance was read the third time and Councilman Gillis moved, seconded by Councilman Alford, that the ordinance be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following resolution:

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 SIXTH STREET, beginning at a point 9 feet north of the south line of West 6th Street and 22 feet east of the west line of Walsh Street;

Thence in a westerly direction with a gas main, the centerline of which shall be 9 feet north of and parallel to the south line of said West 6th Street for a distance of 150 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in FRUTH STREET ALLEY, beginning at a point 5 feet west of the east line of said alley and 180 feet north of the north line of West 30th Street;

Thence in a northerly direction with a gas main, the centerline of which shall be 5 feet west of and parallel to the east line of said Fruth Street alley, for a

distance of 26 feet.

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

(3) A gas main in SOUTH FIFTH STREET, beginning at a point  $7\frac{1}{2}$  feet south of the north line of Columbus Street and  $7\frac{1}{2}$  feet west of the east line of South 5th Street;

Thence in a northerly direction with a gas main, the centerline of which shall be  $7\frac{1}{2}$  feet west of and parallel to the east line of South 5th Street, for a distance of 37 feet.

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

(4) A gas main in SABINE STREET from the north line of East 5th Street northerly a distance of 83 feet, the centerline of which gas main shall be 28 feet west of and parallel to the east line of said Sabine Street.

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

(5) A gas main in EVA STREET, beginning at a point 17 feet west of the east line of Eva Street and  $10\frac{1}{2}$  feet south of the north line of West Live Oak Street;

Thence in a northerly direction with a gas main, the centerline of which shall be 17 feet west of and parallel to the east line of said Eva Street, for a distance of  $143\frac{1}{2}$  feet.

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

(6) A gas main in WEST LIVE OAK STREET, beginning at a point 17 feet west of the east line of Eva Street and  $10\frac{1}{2}$  feet south of the North line of said West Live Oak Street;

Thence in an easterly direction with a gas main, the centerline of which shall be  $10\frac{1}{2}$  feet south of and parallel to the north line of said West Live Oak Street, for a distance of 122 feet.

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

(7) A gas main in EUCLID AVENUE, beginning at a point 20 feet west of the east line of Euclid Avenue and 19 feet north of the south line of Bartlett Street;

Thence in a northerly direction with a gas main, the centerline of which shall be 20 feet west of and parallel to the northerly prolongation of Euclid Avenue to a point  $10\frac{1}{2}$  feet south of the north line of said West Live Oak Street.

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

(8) A gas main in PRATT AVENUE, beginning at a point 20 feet east of the west line of Pratt Avenue and 68 feet south of the south line of West 35th Street;

Thence in a northerly direction with a gas main, the centerline of which shall be 20 feet west of and parallel to the east line of said Pratt Avenue, for a distance of approximately  $1\frac{1}{2}$  blocks to a point 12 feet north of the north line of West 37th Street.

Said gas main described above shall have a cover 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 out 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.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford,



Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Alford offered the following:

"Austin, Texas  
September 9, 1936

Mr. Guiton Morgan  
City Manager  
Austin, Texas

Dear Sir:

We, the undersigned, have considered the application of Joe Sandgarten, acting by and through Alex Dochen, Agent, for permission to construct, maintain and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon property located at the northeast intersection of East 6th Street and East Avenue, and being portions of Lots 6, 7, 8, 9, and 10, Block 4, of Outlot 1, Division "A" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, as shown upon the plan hereto attached marked 2-H-522, and we hereby advise that the following conditions exist:

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

We recommend that Joe Sandgarten, acting by and through Alex Dochen, Agent, be granted permission to construct, maintain and operate a drive-in gasoline filling station and to construct 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. 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) That 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-522.

(5) Expansion joints shall be constructed as shown upon the plan hereto attached marked 2-H-522 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,

(Signed) J. E. Motheral  
City Engineer.

J. C. Eckert  
Building Inspector. "

(RESOLUTION)

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 situated at the northeast intersection of East 6th Street and East Avenue, which property is owned by Joe Sandgarten and being portions of Lots 6, 7, 8, 9, and 10, Block 4, of Outlot 1, Division "A" of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, and hereby authorizes the said Joe Sandgarten, acting by and through Alex Dochen, to construct, maintain and operate a drive-in gasoline filling station and to construct 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 the 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 Joe Sandgarten has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, the City Council of the City of Austin deems it advisable to extend 26th Street westward and Houston Street westward, as platted in Harwood's Subdivision of Outlot 54, Division "D", Austin, Texas, and recorded in Book 1, page 69, Travis County Court Records, so as to join and intersect with Leon Street; and

WHEREAS, title to the property required for such extension is now in Goodall H. Wooten of Austin, Texas; and

WHEREAS, the Council deems it inadvisable and impractical to open and extend Leon Street north from a line running with the north line of 26th Street to a point adjacent to Shoal Creek; and

WHEREAS, title to the unopened portion of Leon Street is in the City of Austin; and

WHEREAS, the Council deems it advantageous to the City of Austin to execute an exchange of said properties with Goodall H. Wooten; therefore

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

THAT the City Manager is hereby authorized and instructed to convey in the name of the City of Austin by proper deed to Goodall H. Wooten, for the recited consideration of \$1.00 and other good and valuable considerations, the following described land, situated in the City of Austin, Travis County, Texas, being  $353/1000$  (.0353) of one acre of land, being a portion of Second Street, as shown upon the map or plat of the Subdivision of Outlots Nos. 43, 44, 45, 54 and 55, in Division "D", of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, and which map or plat of said Subdivision appears of record in Book 1, at page 12 of the Plat Records of Travis County, Texas, and being more particularly described as follows:

Beginning at a point in the east line of said Second Street or Leon Street, which point of beginning is the northwest corner of the most northerly tract marked "Reserved" as shown upon a map or plat of Harwood's Subdivision appearing of record in Book 1, at page 69 of the Plat Records of Travis County, Texas; thence in a northerly direction following the east line of Second Street or Leon Street a distance of 265.40 feet more or less to a point in the south line of Shoal Creek Boulevard, which point is 42.6 feet southerly from the northwest corner of Lot 20 of C. Ed Anderson's Subdivision of Lots 38 and 39 of Harwood's Subdivision, all in Outlot 54, Division "D", according to a map or plat of said Anderson's Subdivision appearing of record in Book 1 at page 82 of the Plat Records of Travis County, Texas; thence following the south line of said Shoal Creek Boulevard in a southwesterly direction and crossing said Second Street, or Leon Street, to a point on the west side of said street, which point is 223.18 feet northerly from the northeast corner of Lot 23 of Block 5, of a subdivision of Outlots Nos. 43, 44, 45, 54 and 55, Division "D", as referred to above; thence in a southerly direction following the west line of said Second Street, or Leon Street, a distance of 247.18 feet, more or less, to a point in the westerly prolongation of the north line of 26th Street as shown upon the map or plat of the

aforesaid Harwood's Subdivision; thence in an easterly direction crossing said Second Street, or Leon Street, and in line with the north line of said 26th Street a distance of 60 feet to the point of beginning.

AND BE IT FURTHER RESOLVED:

THAT the City Manager is authorized and directed to accept in exchange for said tract hereinabove described for street purposes, in the name of the City of Austin, from Goodall H. Wooten, for the consideration of \$1.00 and other good and valuable considerations, three certain tracts of land out of Harwood's Subdivision of Outlot 54, Division "D", of the Government Outlots adjoining the Original City of Austin, Travis County, Texas, according to a map or plat of said Government Outlots on file in the General Land Office of the State of Texas, and which map or plat of said Harwood's Subdivision appears of record in Book 1, at page 69 of the Plat Records of Travis County, Texas, said three tracts of land so to be accepted by and conveyed to the City of Austin by the said Goodall H. Wooten for use as street purposes being more particularly described as follows:

TRACT NO. 1. Being 2 lots designated on the plat of said Harwood's Subdivision as "Reserved," said lots each being 50'x131' in size, which lots were conveyed to Goodall H. Wooten by the Austin Real Estate and Abstract Company by deed dated May 31, 1921, and recorded in Volume 330, at page 68, of the Deed Records of Travis County, Texas, and for a more particular description of said lots reference is hereby made to the plat of said Harwood's Subdivision as recorded in Book 1 at page 69 of the Plat Records of Travis County, Texas.

TRACT NO. 2. Being 10'x131' in size and being the south 10 feet of Lot 11 of said Harwood's Subdivision, which Lot 11 and other lots were conveyed to Goodall H. Wooten by J. M. Lewright by deed dated January 9, 1908, and recorded in Volume 247, at page 535, of the Deed Records of Travis County, Texas.

TRACT NO. 3. Being 10'x131' in size and being the north 10 feet of Lot 17, of said Harwood's Subdivision, which Lot 17 and other lots were conveyed to Goodall H. Wooten by Cordelia A. Crow by deed dated June 13, 1908, and recorded in Volume 225, at page 5, of the Deed Records of Travis County, Texas.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, and Mayor Miller, 4; nays, none; Councilman Wolf absent, 1.

The complaint of John C. Wende against the unnecessary blowing of train whistles at night inside the city limits was referred to the City Attorney.

Upon motion, duly seconded and carried, the meeting was recessed at 1:00 P. M., subject to call of the Mayor.

Approved: Tom Miller  
Mayor

Attest:

Hallie McKeen  
City Clerk