

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, September 2, 1943

The City Council convened in Regular Session, at the regular meeting place in the Council Chamber at the Municipal Building, on Thursday, September 2, 1943, at 10:45 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; absent, Councilman Wolf.

There were present also: Acting City Manager Walter E. Seaholm; City Engineer, J. E. Motheral; Acting City Attorney, J. M. Patterson, Jr.; and Chief of Police, R. D. Thorp.

The minutes of the Regular Meeting of August 26, 1943, were read; and upon motion of Councilman Alford, were adopted as read by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

A committee from the Travis County War Bond Committee, composed of E. B. Moody, Steve Heffington, and F. W. Sternberg, came before the Council and requested that Thursday, September 9, 1943, be designated as "ATTACK DAY," and one o'clock P. M. of said day be designated as "INVASION HOUR," in connection with their drive to raise Travis County's quota of \$4,282,400 for War Bonds. The Council unanimously granted the request, and approved a proclamation by the Mayor to that effect.

R. A. McElroy came before the Council and asked for permission to erect a riding stable at the intersection of South 1st Street and Riverside Drive. He was referred to the Board of Adjustment for a temporary permit.

Councilman Bartholomew offered the following resolution:

(RESOLUTION)

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

THAT the City Manager, or in his absence, the Acting City Manager, be, and he is hereby, authorized and fully empowered to enter into and execute for and in the name of the CITY OF AUSTIN one certain written lease contract between said CITY OF AUSTIN and Edward J. Walsh, P. A. Walsh, W. J. Walsh, and M. C. Walsh, all of Williamson County, Texas, and J. M. Walsh of Travis County, Texas, whereby the CITY OF AUSTIN is leasing for the duration of the present war and six months thereafter a tract of land containing 1.87 acres of land and being a portion of the Daniel J. Gilbert Survey in Travis County, Texas, for a cash consideration of ONE DOLLAR (\$1.00). A true copy of said lease is attached hereto and made a part hereof.

(COPY OF LEASE ATTACHED)

THE STATE OF TEXAS :

Know All Men By These Presents:

COUNTY OF TRAVIS :

THAT THIS CONTRACT made and entered into on this the ___ day of September, 1943, by and between EDWARD J. WALSH, P. A. WALSH, W. J. WALSH, and M. C. WALSH, all of Williamson County, Texas, and J.W. Walsh of Travis County, Texas, "First Party," and the CITY OF AUSTIN, a municipal corporation, acting by and through Walter E. Seaholm, its Acting City Manager, "Second Party," WITNESSETH:

That First Party does by these presents hereby lease and let to the CITY OF AUSTIN for a period of time beginning on September 3, 1943, and continuing for such time as the United States of America shall continue to be at war with Germany, Italy, Japan, or their allies, or any one of the above named countries or their allies, and for six months thereafter, for a consideration of ONE DOLLAR (\$1.00) cash in hand paid by the CITY OF AUSTIN, the receipt and sufficiency of which is hereby acknowledged, the following described land, to-wit:

One and eighty-seven one-hundredths (1.87) acres of land, the same being a portion of the Daniel J. Gilbert Survey in Travis County, Texas, and being out of and a part of that certain 54 acre tract or parcel of land conveyed to William Walsh by Joseph Harrell by deed dated February 12, 1874, of record in Volume 2 at page 526 of the Deed Records of Travis County, Texas, and which 1.87 acres of land is to be leased to the City of Austin and is more particularly described by metes and bounds as follows:

Starting at an X mark, cut in a concrete gallery porch on the west line of Scenic Drive, sometime referred to as Dam Boulevard, the same being on the south line of the aforesaid Walsh tract, which line of Scenic Drive referred to is the same as shown upon a map or plat of Walsh Place, in Division "B", recorded in Book 3, at page 93 of the Deed Records of Travis County, Texas, and which point is the intersection of the south line of Magnolia Street and the west line of an unnamed street along the west side of said Walsh Place as

referred to above and also from which point a live oak tree 24" in diameter, marked X bears S. 80° E. 66.0 feet and another live oak tree 14" in diameter marked X bears N. 71° E. 73.4 feet;

Thence with the west line of Scenic Drive N. 40°43' E. 93.45 feet to the point of beginning of the tract or parcel of land herein described, same being the northeast corner of a tract or parcel of land leased on July 23, 1943, to W. E. Jackson by E. J. Walsh, et al;

Thence with the north line of the said Jackson lease N. 60° 44' W. 96.33 feet to a point on a contour line, the elevation of said contour line being 492.80 feet above mean sea level;

Thence up the east bank of the Colorado River following said contour having an elevation of 492.80 feet above mean sea level with the following five (5) courses:

N. 10°49' E. 2.39 feet to a point;
 N. 11°23' E. 123.09 feet to a point;
 N. 16°35' E. 167.27 feet to a point;
 N. 19°16' E. 225.31 feet to a point; and
 N. 27°26' E. 47.42 feet to an iron stake set on the north line of said Walsh tract;

Thence with the north line of said Walsh tract S. 60°44' E. 195.70 feet to an iron stake set on the west line of Scenic Drive and from which iron stake a tripple live oak tree 24" in diameter marked X bears N. 24° E. 34.0 feet and a live oak tree 14" in diameter marked X bears N. 85° W. 28.7 feet;

Thence with the west line of Scenic Drive S. 29°42' W. 508.27 feet to an iron stake set at an angle point in said Scenic Drive, and from which iron stake a live oak tree 14" in diameter marked X bears S. 58° W. 26.5 feet; and another live oak tree 14" in diameter marked X bears N. 25° W. 17.6 feet;

Thence continuing with the west line of said Scenic Drive, S. 40°43' W. 48.54 feet to the place of beginning.

That it is understood and agreed that the CITY OF AUSTIN is to have the right at its option to remove any and all improvements placed upon the above described premises during the period of this lease, regardless of how said improvements may be attached to the premises.

That it is further agreed that the CITY OF AUSTIN will keep the above described premises in a clean and sanitary condition at all times during the term of this lease.

WITNESS THE HANDS OF THE PARTIES hereto, this the ____ day of September, 1943.

 Edward J. Walsh

 P. A. Walsh

 W. J. Walsh

 M. C. Walsh

 J. M. Walsh

CITY OF AUSTIN

By _____
 Walter E. Soaholm
 Acting City Manager

(Notary Public Acknowledgments of
 Parties Signing)

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

The application of Dudley Fowler, 3204 Grandview, for a commercial pilot's license, duly approved by the Lake Austin Navigation Board, was submitted. Councilman Bartholomew moved that the license be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The following applications for private boat licenses, duly approved by the Lake Austin Navigation Board, were submitted:

<u>Name and Address of Applicant</u>	<u>Description of Boat</u>
Digby, D. M. - 606 Red River Street	Thompson, Outboard, 1940 Model, Evenrude, 6-passenger
Mann, Carl - 3105 Lafayette Street	Coker-built, Inboard, 1941 Model, "Billy Boy," Dodge, 6-passenger
Shoudy, Kenneth D. - 2004-B Matthews Drive	Mead Kayak, Square Stern, Outboard, 1940 Model, "An-Lo-Ke," 3-passenger
Wisdom, Lt. Norton L.-3315 Bowman Avenue	Dingy, Outboard, 1941 Model, Bendix, 4-passenger
Wright, A. C. 2813 1/2 Rio Grande Street	Wolverine, Outboard, 1937 Model, "Flo", Evenrude, 5-passenger

Councilman Bartholomew moved that the foregoing licenses be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Albert Hjalmar Anderson, 3805 Duval Street, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

The application of Elsa Jones, colored, 1106 Angelina Street, for a taxicab driver's permit, duly recommended for approval by the Acting City Manager et al, was submitted. Councilman Alford moved that the permit be granted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

It was moved by Councilman Alford that upon the recommendation of the Chief of Police the taxicab driver's permit issued to James William Rush be revoked. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

A proclamation by the Mayor designating the two weeks starting Labor Day as "HEALTH AND SANITATION WEEKS," was unanimously approved.

Councilman Gillis moved that the resolution awarding contracts for the construction of the Negro Recreation Center to J. R. Blackmore, Fox-Schmidt, and John Wattering, respectively, which said resolution was introduced at the last regular meeting and laid over, be finally adopted. The motion carried by the following vote: "Ayes," Councilmen Alford, Bartholomew, Gillis, and Mayor Miller; "Nays," none; Councilman Wolf absent.

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:

Halle M. Keller
CITY CLERK