

ORDINANCE NO. 43 +

AN ORDINANCE GRANTING TO R. J. HOLT
A FRANCHISE FOR THE PURPOSE OF MAIN-
TAINING, OPERATING AND LEASING A TRACT
OF LAND ON WHICH A SWIMMING POOL IS
LOCATED IN THE CITY OF WHEELER, TEXAS:
DESCRIBING THE CONDITIONS UNDER WHICH
THE OPERATION OF SAID POOL WILL BE
DONE AND PRESCRIBING RULES AND RE-
GULATIONS AND OTHER THINGS:

BE IT ORDAINED BY THE CITY OF WHEELER, TEXAS:

Section I.

That there is hereby granted to R. J. Holt of Wheeler, Texas, hereinafter called Grantee, for the term of twenty (20) years from this date, the right, privilege and franchise to have, operate, maintain, repair and use in the City of Wheeler, Texas, the following decribed tract of land, to-wit:

BEGINNING at the NE Corner of Block 19, STANLEY'S SECOND ADDITION to the City of Wheeler, Wheeler County, Texas;

THENCE South 145 feet to a point, the SE Corner of this tract;

THENCE West 280 feet, ~~tparalleltotthe~~ parallel to the North Boundary line of Block 10, to a point for the SW Corner of this tract;

THENCE North 145 feet to a joint on the North Boundary line of Block 10, STANLEY'S SECOND ADDITION to Wheeler, for the N W Corner of this tract;

THENCE East 280 feet, along the North Boundary line of Block 10, to the place of beginning,

together with all improvements placed thereon or that may be placed thereon by the City of Wheeler or others during the term of this franchise; it being understood and agreed that the City of Wheeler is now in the process of constructing a swimming pool on said premises, the full use of which is hereby granted to the said Grantee for a term

of twenty (20) years unless sooner terminated as provided herein.

Section II.

For this Franchise the Grantee is paying to the City of Wheeler the sum of Sixteen Thousand and No/100 (\$16,000.00) Dollars, in cash and said sum shall be the total consideration and said Grantee shall be required to pay to the City of Wheeler for the full free and uninterrupted use of the above described premises during the term of this franchise. The said Grantee shall have full right and authority to assign any or all of this franchise to any person or corporation he may deem fit for any consideration that they might agree upon; but, the Grantee agrees that a swimming pool will be properly operated and maintained on said premises while this franchise is in effect.

Section III.

In the event the City of Wheeler pays or causes to be paid to the Grantee herein, the sum of Sixteen Thousand and No/100 (\$16,000.00) Dollars, together with interest thereon at the rate of five (5%) per cent per annum while this franchise is in effect, then this franchise shall terminate and the full use of the property covered by it shall thereupon revert back to the City of Wheeler.

PASSED AND APPROVED on first reading this the 9th day of January, 1959.

PASSED AND APPROVED on second reading this the 5th day of February, 1959.

PASSED AND APPROVED on third reading this the 5th day of March, 1959.

T. J. Daughtry
Mayor

ATTEST:
Reba Wofford
CITY SECRETARY