

44.01

THE CITY OF TATUM,

COUNTY OF RUSK

AN ORDINANCE GRANTING TO

ROY WILSON, For a Theater,
for moving pictures, and other

entertainments, Under certain

Terms, conditions, and restrictions :

BE IT ORDAINED, by the Board of Commissioners of the City of
Tatum, Texas,

That, Roy Wilson, of the City of Tatum, Texas, his heirs, and assigns, be, and are hereby granted the right of the City of Tatum, Texas, to conduct the business of a Theater, principally for the purpose of furnishing amusement in the way of motion pictures, and other entertainments, to the people of Tatum, and surrounding country, and of building, and maintaining a building, installing equipment, machinery scenery, stages, and any and all things whatsoever necessary for the operation of said Theater, such as he, or his heirs, and assigns, may deem proper, and necessary in the premises, under the following conditions, and restrictions, to wit:

FIRST: The term of this Grant shall be fifteen years, from the date of the passage hereof, at the end of such terms, the rights herein granted shall be forfeited, and shall terminate.

SECOND: The grantee herein, shall, bind himself, his heirs, and assigns, to conduct such business, in such a manner, as shall be of benefit to the people of Tatum, Texas, and surroundings territory, rendering good, efficient, and proper service, furnishing high class entertainment, and pictures acceptable to the public generally, and shall charge reasonable price of admission, and shall furnish comfortable seats to the public, and comply with all state, and city regulations respecting fire hazards, and the safety of the public generally.

THIRD: This franchise, as well as all the rights hereunder, may be assigned, by the grantee herein, as well as by all succeeding grantees, at their option, or the rights of such grantee, or assignee hereunder may be transferred from an assignee, to a third party, upon forfeiture procedure by the City, in which case, such assignee, shall succeed to all the rights, duties, and liabilities of the grantee hereunder.

FOURTH: A failure, on the part of grantee, his heirs, and assigns, to observe the terms, and restrictions of this ordinance, shall if continued or persisted in, after due notice, in writing from the Board of Commissioners, to the grantee herein, his heirs, or assigns, and due opportunity to observe, and comply with this ordinance, or to remedy any non observance thereof, be grounds for the termination, and forfeiture hereof, of all the rights, under this grant.

FOURTH: Grantee shall have 3 mo days, in which to accept this franchise, after the passage of this ordinance, and to begin the construction of such Theater, and system, provided however, that in failure to accept, such franchise, and to erect such buildings, within months, from the passage of this ordinance, the franchise and rights granted thereunder, may be come forfeited to said City of Tatum, and shall become null and void as to said City, and in all things terminated.

44.01

THIS THE 7th DAY OF Aug A.D. 1946.

ATTEST
M.G. Dancy
Secretary City of Tatum,
Texas.

Mr J E Holtz
Mayor of the City of Tatum, Texas.

CERTIFICATE OF CITY SECRETARY TO ABOVE ORDINANCE:

This is to certify, that the above, and foregoing ordinance
after its adoption, was placed in the office of the Secretary of the
City of Tatum, Texas, that it was thereafter signed, and approved by
the Mayor of Such City of Tatum, Texas, and was by such Secretary,
returned to the Board of Commissioners, and was duly adopted by the
said Board of Commissioners, of such City, at a regular session, sitting
on the Aug 9 day of Aug A.D. 1946; by the following vote
to wit:

<u>Mr J E Holtz</u>	Mayor, voting	<u>yes</u>
<u>J W Mullis</u>	Voting	<u>yes</u>
<u>J L. Vison</u>	Voting	<u>yes</u>
_____	, Voting	_____

M.G. Dancy
Secretary of the City of Tatum,
Texas.