

Be it remembered that the Commissioners Court of Titus County, Texas, met in regular session at the Court House of said County in the city of Mt. Pleasant, Texas, on March 9th 1936 with the following members present, to wit:

G. T. Neugent, County Judge, and County Commissioners Geo. Lunsford, T. J. Stringfellow, R. L. Thomas and L. H. Wilson.

When County Commissioner Geo. Lunsford offered the following order to the Commissioners Court of Titus County, Texas, and made a motion that the same be passed by said court, which motion was seconded by County Commissioner T. J. Stringfellow. The order is as follows, to wit:

It appears to the Commissioners Court of Titus County, Texas, that the Highway Department of the State of Texas has obtained deeds for about 90% of the right-of-way of Highway No. 1 as designated by said Highway Department from the Franklin County line to the intersection of Highway No. 1 north of Mt. Pleasant, and intends to obtain the balance of said right-of-way as above described, and also the right-of-way on the loop from West First Street to the intersection with Highway No. 1. Provided, that the Commissioners Court of Titus County, Texas, will agree to accept the amounts as heretofore agreed upon between the State Highway Engineer and the owners of the land through which said right-of-way runs, and be willing to accept the amounts yet to be agreed upon by the said Highway Engineer and land owners, and also agree to institute any necessary condemnation proceedings promptly upon request."

It is therefore, ordered, adjudged and decreed by the Commissioners Court of Titus County, Texas, that the Commissioners Court of said county accepts the amounts heretofore agreed to be paid by said State Highway Engineer for said right-of-way as above described, and also will be willing to accept the amounts yet to be agreed upon in securing the balance of said right-of-way, and will institute any necessary condemnation proceedings upon request of said Highway Department.

The County Judge put the motion for a vote of the members of the Commissioners Court of Titus County, Texas, with the request that as many as favored the motion would vote "Aye" and those opposed would vote "No". Whereupon County Commissioner Geo. Luneford, T.J. Stringfellow, R. L. Thomas and L. H. Wilson voted "Aye", None voted "No". The County Judge declared the motion carried and the order passed.

ORDER

STATE OF TEXAS) IN THE COUNTY COMMISSIONERS COURT OF
COUNTY OF TITUS) TITUS COUNTY TEXAS.

On this 9th day of March A.D. 1938 came on regularly to be heard the application of W. J. Rutledge, Jr., for the granting of a franchise and authority to build, construct and lay certain water mains and water lines along and across the streets, roadways, highways and public roads now existing and which may hereafter be laid out and used in the town site of Talco, Titus County, Texas, and in the immediate area within which such town may be extended; and it appearing to the court that control and jurisdiction over such streets, roadways, highways and public roads in said town site and in that immediate area is vested in this court because of the fact that there is no organized local Government at this time in said town and that it is unincorporated; And it further appearing to the court that an immediate necessity exists for procuring an adequate water supply for the use of said town and of the people living therein and in the immediate vicinity; and it further appearing to the court that the rights and authority to build, construct and lay water mains and water lines along, over and across the streets, roadways, highways and public roads in said town and in the area immediately adjacent thereto should be granted to the said W. J. Rutledge Jr., pursuant to his said application, but that such right and franchise should be limited to the term of 10 years from this date and that it should be conditioned upon the obligation of the said W. J. Rutledge Jr., to cover all such lines to a depth of 30 inches where the same cross any street, roadway, highway or public road; And to cover all such water mains and water lines to a reasonable depth of not less than 30 inches at all other places where the same shall be laid as soon after such construction shall be completed as is reasonably practicable; And it further appearing to the court that the area within which the right and franchise herein granted shall be effective is an area bounded on the West by the County line of Titus County; Bounded on the North and South by lines located one mile North and one mile South respectively from and running parallel with the respective North and South lines of the town of Talco as platted; and extending in an easterly direction between the North and South lines as here defined from the West boundary line to a line two miles East of and running parallel with the East boundary line of said town of Talco as platted;

It is accordingly ordered, adjudged and decreed that the said W. J. Rutledge Jr., be and he is hereby granted the right, franchise and authority to lay, construct and build water mains and water lines as herein defined and within the area herein above described along over and across the streets, roadways, highways and public roads now existing and

used, or which may hereafter be opened and used within said area; Conditioned that all such water mains and water lines, where the same cross any such street roadway, highway or public road, shall be buried and covered to a depth of not less than 30 inches below the surface; and where the same are laid along any such street, roadway, highway or public road shall be buried and covered to a depth of not less than 30 inches below the surface as soon after the completion of such construction work as may be reasonably practicable and the said W. J. Rutledge, Jr. shall be charged with the duty of leaving the roads and streets aforesaid in as good condition as before such lines, etc were laid insofar as the excavations therefor is concerned, and that the rights, and franchise here granted shall continue for the period of 10 years from this date;

Dated this 9th day of March 1936.

C. T. Neugent; County Judge

T. J. Stringfellow

R. L. Thomas

L. H. Wilson

George Lunsford,

County Commissioners.