

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY;
 VS. NO. _____ |
 MRS. R. L. CRAMER ET AL | TEXAS, _____ TERM, A. D. 19__.

On this the 4th day of August A. D. 1936, came on for hearing before the undersigned, Alex Justiss, T. B. Caldwell, Jr. and R. A. Dale special commissioners and disinterested free-holders of Titus County, Texas, and duly appointed by the County Judge of Titus County, Texas, to assess the damages accruing to Mrs. R. L. Cramer and Mrs. R. L. Cramer Guardian of Maynard Wyatt by reason of the condemnation and taking of right-of-way fully described in Petitioner's petition on file herein which land is owned by the said Mrs. R. L. Cramer and Maynard Wyatt defendant (s) herein, and all parties having been duly notified of the time and place of meeting as by law required, and all parties appearing in person and by their attorneys, and after fully hearing said parties at the time and place of appointment, and all the evidence as to the damages which will be sustained by said defendant (s) by reason of such condemnation, we assess said damages in the sum of One Hundred Fifteen (\$115.00), and the said Mrs. R. L. Cramer and Mrs. R. L. Cramer, guardian defendant (s) shall not pay all costs of this proceeding.

R. A. Dale
 Alex Justiss
 T. B. Caldwell, Jr.
 Special Commissioners.

STATE OF TEXAS |
 VS. NO. _____ | IN THE COUNTY COURT OF TITUS COUNTY,
 MRS. R. L. CRAMER | TEXAS, VACATION TERM A. D. 1936.
 MRS. R. L. CRAMER, GUARDIAN |

On this the 4th day of August, A. D. 1936, came on for final hearing the above numbered and styled cause, and it appearing to the court that no objections have been filed to the award of the special commissioners, filed on the 4th day of Aug. A. D. 1936, which is as follows:

The sum of One Hundred Fifteen (\$115.00)

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commissioners' court of Titus County, Texas, on behalf of the State of Texas, pay to Mrs. R. L. Cramer and Mrs. R. L. Cramer, Gdn. defendant (s), (jointly) the sum of One Hundred Fifteen (\$115.00) and that such payment be, and it is hereby adjudged to be full compensation for the fee simple title to the hereinafter described property; and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property hereinafter described be, and the same is hereby divested out of the said Mrs. R. L. Cramer and Mrs. R. L. Cramer Guardian of Maynard Wyatt defendant (s), and vested in The State of Texas, said property being described as follows: (Here insert field notes, _____ of petition) that such construction and reconstruction upon said Highway is surveyed through, across and upon, and will cross, run through and upon the following real property, to wit: being a portion of Lots Nos. 6, 7, & 8, Block No. w of the Vine Hill addition in the Berry Merchant survey, Titus County, Texas, and being more particularly described as follows:

Beginning at the northeast corner of Block No. 2, thence west approximately 6' along the north boundary of Block No. 2 to a point in the right of way line of relocated State Highway No. 1, said point being 40' measured at right angles from the center line of said highway; - thence southwesterly, approximately 130' along said right of way line, 40' from said center line, said center line being around a 17° 30' minute curve to the right, to a point in the south boundary of lot No. 6, Block No. 2; - Thence east 50' along the south

boundary line of lot No. 6, Block No. 2, to the south east corner of said lot; - thence northerly 125' more or less along the east line of limit of Block No. 2 to the point of beginning. Containing 0.086 acres of land more or less.

The above field notes refer to the official map and official right of way map of State Highway No. 1 as prepared and compiled by S.C. McCarty, Division Engineer, same having been exhibited and is here referred to and made a part hereof for all purposes it can serve as information of the location and description of said highway.

And it is further ORDERED, ADJUDGED and DECREED that the said Mrs. R. L. Cramer and Mrs. R. L. Cramer, Guardian defendant (s) shall not pay all costs herein.

C. T. Neugent
County Judge Titus County, Texas.

Filed August 4th, 1936.

STATE OF TEXAS |
VS. NO. 1384 | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
J. T. LEFTWICH AND WIFE, | VACATION TERM, A. D. 1936.
MRS. J. T. LEFTWICH |

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

BOMES NOW, the State of Texas, acting herein by and through the commissioners' court of Titus County, composed of C. T. Neugent County Judge, and T. J. Stringfellow Commissioner of Precinct No. 1, R. L. Thomas Commissioner of Precinct No. 2, L. H. Wilson Commissioner of Precinct No. 3, and George Lunsford, Commissioner of Precinct No. 4 of said county, hereinafter referred to as Petitioners, and complains of J. T. Leftwich and wife, Mrs. J. T. Leftwich (Mt. Pleasant, Texas) hereinafter called defendant (s), and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson and George Lunsford, are the duly elected and qualified commissioners of Titus County, Texas; that the defendant (s) J. T. Leftwich and wife Mrs. J. T. Leftwich reside in Titus County, Texas, where service of process may be had upon them.

2. That the State of Texas is now constructing and laying out and reconstructing a State Highway, designated as such, by the Highway Commission of Texas, in Titus County, Texas which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described real property, to-wit:

BEGINNING AT a point in the center of relocated Highway No. 1 at Survey Station 418/82 on the west limit of the J. T. Leftwich tract and the east limit of the J. S. Redfearn tract in the A. Ripley Survey. The right of way being 160' wide, 80' on either side of the center line of said highway.

THENCE: Southeasterly 57.3' along the center line of said highway, said center line being around a 1° curve to the right, to the end of said curve at Survey Station 416/39.3 the right of way being 160' wide, 80' on either side of said center line.

THENCE: South 57° 29' E. 250.7' along the center line of said highway to Survey Station 419/00. The right of way being 160' wide, 80' on either side of said center line. Continuing along this same course 100' to Survey Station 420/00. The right of way on the north side of said center line narrowing uniformly from 80' at Survey Sta. 419/00 to 50' at Survey Sta. 420/00 and the right of way on the south side of said center line narrowing

uniformly from 70' at Survey Sta. 419/00 to 60' at Survey Sta. 420/00. Continuing along this same course 408' to the east limit of the J. T. Leftwich tract and the west limit of the C. M. Rogers tract at Survey Station 424/06, the right of way being 100 wide, 50' on the north side and 60' on the south side of said center line. Containing 2.50 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. G. McGarry, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

the fee simple title to which is owned by said defendant (s).

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constructing, building, improving and maintaining a state highway, to-wit: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' court of Titus County, acquires, takes, hold, occupy and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right-of-way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendant (s) upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendant (s), and occasioned by the use of said land, but the commissioners' court for the purposes aforesaid, have offered said defendant (s) the sum of ONE HUNDRED THIRTY-TWO (\$132.00) DOLLARS and 00/100 for said land and for damages, if any there be due said defendant (s), which said sum is the reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant (s) land, but said defendant (s) have wholly refused to accept same or to agree with petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendant (s); by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands, which are actually needed for said highway as hereinabove described and all of which said lands your petitioner is entitled by law to condemn.

5. That the defendant (s) _____ is (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ County, Texas, in Volume _____, at Page _____.

That the defendant (s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken).

WHEREFORE, your Petitioner respectfully prays the County judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3) disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damages, if any, to be allowed said defendant (s) and that said decision of said commissioners when reported to the court, as required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Attorney

Filed June 4, 1936.

Seb F. Caldwell,
Attorney.

ATTORNEY(S) FOR THE COMMISSIONERS' COURT
OF TITUS COUNTY, TEXAS.

STATE OF TEXAS

VS. NO. 1396.

C. M. ROGERS AND WIFE,
ANNIE MAE ROGERS

IN THE COUNTY COURT OF TITUS COUNTY,
TEXAS, VACATION TERM, A. D. 1936.

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

COMES NOW, the State of Texas, acting herein by and through the commissioners' court of Titus County, composed of C. G. Neugent, County Judge, and J. Stringfellow, Commissioner of Precinct No. 1, R. L. Thomas, Commissioner of Precinct No. 2, L. H. Wilson, Commissioner of Precinct No. 3, and George Lunsford, Commissioner of Precinct No. 4 of said County, hereinafter referred to as Petitioner, and complains of C. M. Rogers and wife, Annie Mae Rogers hereinafter called defendants, and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson, and George Lunsford, are the duly elected and qualified commissioners of Titus County, Texas; that the defendants, C. M. Rogers and wife, Annie Mae Rogers (Mt. Pleasant, Texas) reside in Titus County, Texas, where service of process may be had upon them.

2. That the State of Texas, is now constructing and laying out and reconstructing a State Highway, designated as such by the Highway Commission of Texas, in Titus County, Texas, which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described real property, to-wit:

BEGINNING at a point in the center of relocated Highway No. 1 at Survey Station 424/00 on the west limit of the C. M. Rogers tract and the east limit of the J. T. Leftwich tract, being also the East line of the A. Ripley Survey and the west line of the Berry Merchant Survey. The right of way being 110' wide, 50' on the north side and 60' on the south side of the center line of said highway.

THENCE South 57° 29' along the center line of said highway to Survey Station 425/00. The right of way being 110' wide, 50' on the north side and 60' on the south side of said centerline. Continuing along this same course 100' to Survey Station 426/00. The right of way being 50' wide on the north side of said center line and narrowing uniformly on the south side of said center line from 60' at Survey Station 425/00 to 50' at Survey Station 426/00. Continuing along this same course 324' to the East limit of the C. M. Rogers tract and the west limit of the Paul Falvey tract. The right of way being 100' wide, 50' on either side of said center line. Containing 1.22 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. C. McQuarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

the fee simple title to which is owned by said defendants.

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constructing, building, improving and main-

taining a state highway, to-wit: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' court of Titus County, acquire, take, hold, occupy and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right-of-way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendants upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendants and occasioned by the use of said land, but the commissioners' court for the purposes aforesaid, have offered said defendants the sum of EIGHTH-ONE AND 72/100 (\$81.72) DOLLARS for said land for damages, if any there be due said defendants, which said sum is a reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant's land, but said defendants have wholly refused to accept same or to agree with Petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendants; by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands, which are actually needed for said highway as herein above described and all of which said lands your Petitioner is entitled by law to condemn.

5. That the defendants C. M. Rogers and wife, Annie Mae Rogers, (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ county, Texas, in Volume _____, at Page _____.

That the defendant (s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken.)

WHEREFORE, your Petitioner respectfully prays the county judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3) disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damages, if any, to be allowed said defendant (s) and that said decision of said commissioners when reported to the court, as required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Filed June 4, 1936.

Attorney.

Seb F. Caldwell,

Attorney.

Attorneys for the Commissioners
Court of Titus County, Texas.

STATE OF TEXAS

VS. NO. 1366.

G. M. Rogers and Wife
Annie Mae Rogers

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS

IN VACATION TERM, A. D. 1936.

On this 4th day of June, A. D. 1936, came on to be heard the application of the State of Texas, acting through the commissioners' court of Titus County, Texas, under authority of Article 6674a, Revised Statutes of 1925, asking for the appointment of special commissioners to assess damages for a right-of-way for State Highway No. 1, which is a public road and a State designated highway crossing and running over and across and through certain real estate, situated in Titus County, Texas, fee simple title to which is owned by G. M. Rogers and wife, Annie Mae Rogers and the said land and the relief prayed for is fully described and set out in plaintiff's petition on file in this cause, reference to which petition is here made.

And it appearing to the court that the commissioners have not been agreed upon by said parties, the court here and now appoints T. B. Caldwell, Jr., Alex Justiss, and R. A. Dale, all disinterested freeholders of Titus County, Texas, to be special commissioners to assess the damages in said condemnation proceedings, reference to which is here made.

C. T. Neugent.

County Judge, Titus County, Texas.

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VS. NO. _____ | VACATION TERM, A. D. 1936.
C. M. ROGERS AND WIFE, |
ANNIE MAE ROGERS |

WE, the undersigned Commissioners, appointed in the above entitled and numbered cause, being first duly sworn, state upon our oaths that we will assess the damages fairly and impartially and in accordance with law.

T. B. Caldwell,
Alex Justiss
R. A. Dale

Subscribed and sworn to before me, this the 17 day of June, A. D. 1936.

(SEAL)

Jack Cross, County Clerk
Titus County, Texas.

(SHERIFF'S COPY WITH RETURN)

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS
VS. NO. 1386 | VACATION TERM, A. D. 1936.
C. M. ROGERS |
ANNIE MAE ROGERS |

On this the 17th day of June, A. D. 1936, T.B. Caldwell, Jr., Alex Justiss, and R. A. Dale, special commissioners appointed by the court to assess damages to C. M. Rogers and Annie Mae Rogers by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. M. Rogers & Annie Mae Rogers as is more fully set out in said petition of the State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. M. Rogers and Annie Mae Rogers, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon C. M. Rogers and Annie Mae Rogers (and each of them respectively,) and service thereof shall be notice to said defendant(s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. M. Rogers and Annie Mae Rogers (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justiss
R. A. Dale
Special Commissioners.

Came to hand the 19 day of June, A. D. 1936, and executed on the 19th day of June, A. D. 1936, by delivering a copy of the above notice to C. M. Rogers & Annie Mae Rogers (each

respectively) in Titus County, Texas, at Mt. Pleasant, 2 o'clock P.M.

SEE:

Q. C. Gaddie, Sheriff,
Titus County, Texas.

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

VS. NO. 1386. | Term, A. D. 1936.

G. M. ROGERS |
ANNIE MAE ROGERS |

On this the 8th day of July, A. D. 1936, came on for hearing before the under-
signed, R. A. Dale, Alex Justice and T. B. Caldwell, Jr. special commissioners and disinterested
free-holders of Titus County, Texas, and duly appointed by the County Judge of Titus County,
Texas, to assess the damages accruing to G. M. Rogers and Annie Mae Rogers by reason of the
condemnation and taking of right-of-way fully described in Partitioner's petition on file herein
which land is owned by the said G. M. Rogers and Annie Mae Rogers defendants herein, and all
parties having been duly notified of the time and place of meeting as by law required, and all
parties appearing in person and by their attorneys, and after fully hearing said parties at
the time and place of appointment, and all the evidence as to the damages which will be sus-
tained by said defendants by reason of such condemnation, we assess said damages in the sum of
One Hundred Five (\$105.00), and the said G. M. Rogers and Annie Mae Rogers defendants shall not
pay all costs of this proceedings.

Filed July 17, 1936.

Alex Justice
R. A. Dale
T. B. Caldwell, Jr.
Special Commissioners.

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS;

VS. NO. 1386 | Term, A. D. 1936.

G. M. ROGERS |
ANNIE MAE ROGERS |

On this the 21st day of July A. D. 1936, came on for final hearing the above num-
bered and styled cause, and it appearing to the court that no objections have been filed to
the award of the special commissioners, filed on the 17th day of July, A. D. 1936, which is
as follows:

The sum of \$105.00 for damages, resulting to G. M. Rogers and Annie Mae Rogers
as is shown by the report of the special commissioners, on file in this cause, which is made
a part hereof

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commission-
er's court of Titus County, Texas, on behalf of the State of Texas, pay to G. M. Rogers and
Mrs. Annie Mae Rogers defendants, (jointly) the sum of One Hundred Five (\$105.00) and that such
payment be, and it is hereby adjudged to be full compensation for the fee simple title to the
hereinafter described property; and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property here-
inafter described be, and the same is hereby divested out of the said G. M. Rogers and Annie
Mae Rogers defendants, and vested in The State of Texas, said property being described as fol-
lows: (Here insert field notes, _____ of petition)

Beginning at a point in the center of relocated Highway No. 1 at Survey Station
424/06 on the west limit of the G. M. Rogers tract and the east limit of the J. T. Leftwich
tract, being also the east line of the A. Ripley survey and the west line of the Berry Mer-
cenant Survey. The right of way being 110' wide, 50' on the north side and 60' on the south
side of the center line of said highway.

Thence: South 57° 29' E, 94' along the center line of said highway to Survey

Station 425/00. The right of way being 110' wide, 50' on the north side and 60' on the south side of said center line. Continuing along this same course 100' to Survey Station 426/00. The right of way being 80' wide on the north side of said center line and narrowing uniformly on the south side of said center line from 80' at Survey Station 425/00. Continuing along this same course 324' to the east limit of the C. M. Rogers tract and the west limit of the Paul Falvey tract. The right of way being 100' wide, 50' on either side of said center line. Containing 1.22 acres of land, more or less.

The above field notes refer to the official plane and the official right of way map of State Highway No. 1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

And it is further ORDERED, ADJUDGED, and DECREED that the said C. M. Rogers and Annie Mae Rogers defendants shall not pay all costs herein.

C. T. Neugent
County Judge Titus County, Texas.

Gilmer Texas, July, 9th, 1936.

To the Honorable Judge Of The County Court of Titus County Texas, at Mt. Pleasant, Texas.

Dear Sirs:-

This letter has reference to your citation docketed 1389, and addressed T. E. Graves and Lanie Graves, under date of June 17th, at the hearing of which special commissioners, Messrs T. B. Caldwell, Jr. Alex Justice and R. A. Dale, are to assess damage caused us by reason of the State Highway, No. 1 using certain of our property.

First.

It is our choice that the State Highway department do not use our property at all, and we request that they keep off of it.

Second.

If the State Highway Department sees fit to use the property in question, which is referred to by them as lots No Eleven and Twelve in Block Six, Lot No Seven Block Three and lots No Four and Five in Block Two, Vinehill addition of the City of Mt. Pleasant, Texas, even regardless of our choice, we then request that they take all, reserving to us the mineral interest, and nothing else, and pay us therefor, Two Hundred Dollars each for lots (10) and (12) Block Six, and Lot No (7), Block Three, and Five Hundred Dollars each for Lots (4) and (5), Block, Two, A total of Sixteen Hundred Dollars.

Explanation under 2nd choice.

The shape the property will be left in after the highway has used the portion set out by them, is so irregular it is very unusual that it could be used for anything whatsoever, and it is our belief that it is not unreasonable to ask the State to take it all, or leave it all.

Very Truly yours,

T. E. Graves
Lanie Graves

By T. E. Graves.

STATE OF TEXAS |
VS. NO. 1389. |
T. E. GRAVES AND WIFE |
LANIE GRAVES |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS

VACATION TERM, A. D. 1936.

SO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

COMES NOW, the State of Texas, acting herein by and through the commissioners' court of Titus County, composed of C. G. Neugent County Judge, and T. J. Stringfellow Commissioner of Precinct No. 1, R. L. Thomas Commissioner of Precinct No. 2, L. H. Wilson Commissioner of Precinct No. 3, and George Lunsford, Commissioner of Precinct No. 4 of said county, hereinafter referred to as Petitioner, and complains of T. E. Graves and wife, Lanie Graves (o/o St. L. & S. W. Ry. Co., Gilmer, Texas) hereinafter called defendant (s), and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson, and George Lunsford, are the duly elected and qualified commissioners of Titus County, Texas; that the defendant(s) T. E. Graves and wife, Lanie Graves reside in Upshur County, Texas, where service of process may be had upon them.

2. That the State of Texas is now constructing and laying out and reconstructing a State highway, designated as such, by the Highway Commission of Texas, in Titus County, Texas, which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described real property, to-wit:

TRACT NO. I - A portion of lots Nos. 11 and 12, Block No. 6 of the Vine Hill Addition in the Berry Merchant Survey, Titus County, Texas, and being more particularly described as follows:

BEGINNING at the southwest corner of Lot No. 11, Block No. 6.

THENCE: E., 100' along the south boundary of Block No. 6 to the southeast corner of Block No. 6.

THENCE: N., 87' along the east boundary of Block No. 6 to a point in the north right of way line of relocated State Highway No. 1, said point being 50' measured at right angles from the center line of said highway.

THENCE: S., $83^{\circ} 53' W.$, 101' along said north right of way line 50' from and parallel to the center line of said highway, to a point in the west boundary of Lot No. 11, Block No. 6.

THENCE: S., 76' along the west boundary of Lot No. 11, Block No. 6, to the point of beginning. Containing 0.187 acres of land more or less.

TRACT No. II. - A portion of Lot No. 7, Block No. 3 of the Vine Hill Addition in the Berry Merchant Survey, Titus County, Texas, and being more particularly described as follows:

BEGINNING at the southwest corner of Block No. 3.

THENCE: N., 95' along the West boundary of Block No. 3 to a point in the north right of way line of relocated State Highway No. 1, said point being 50' measured at right angles from the center line of said highway.

THENCE: N., $85^{\circ} 53' E.$, approximately 80' along said north right of way line, 50' from and parallel to said center line, to a point in the east boundary of Lot No. 7, Block No. 3.

THENCE: S., 98' along the east boundary of Lot No. 7, Block No. 3, to the southeast corner of Lot No. 7, Block No. 3.

THENCE: W., 50' along the south boundary of Block No. 3 to the point of beginning. Containing 0.110 acres of land more or less.

TRACT NO. III. - A portion of Lot Nos. 4 and 5, Block No. 2 of the Vine Hill Addition, in the Berry Merchant Survey, Titus County, Texas, and being more particularly des-

cribed as follows:

BEGINNING at the southeast corner of Lot No. 4, Block No. 2.

THENCE: W., 148' along the south boundary of Lot No. 4, Block No. 2, to the southwest corner of said lot..

THENCE: Northeasterly, approximately 140' along the north right of way line of relocated State Highway No. 1, 40' from the center line of said highway, said center line being around a 17° 30' curve to the left, to a point in the north boundary of Lot No. 5, Block No. 2.

THENCE: E., 50' along the north boundary line of Lot No. 5, Block No. 2, to the northeast corner of said lot.

THENCE: Southerly, 100' more or less, along the east boundary of Block NO.2, to the point of beginning. Containing 0.214 acres of land more or less.

The above field notes refer to the official plans and the official right of way map of State Highway #1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

the fee simple title to which is owned by said defendant (s).

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constasting, building, improving and maintaining a state highway, to-witt: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' court of Titus County, acquire, take, hold, occupy and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right of way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendant (s) upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendant(s) and occasioned by the use of said land, but the commissioners' court for the purposes aforesaid have offered said defendant (s) the sum of ONE HUNDRED FIFTY-FIVE (\$155.00) DOLLARS for said land and for damages, if any there be due said defendant (s), which said sum is the reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant (s) land, but said defendant (s) have wholly refused to accept same or to agree with Petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendant (s); by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands, which are actually needed for said highway as hereinabove described and all of which said lands your Petitioner is entitled by law to condemn.

5. That the defendant (s) _____ is (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ County, Texas, in Volume _____, at Page _____.

That the defendant (s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken).

WHEREFORE, your Petitioner respectfully prays the county judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3)

disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damages, if any, to be allowed said defendant (s) and that said decision of said commissioners when reported to the court, as required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Filed June 4, 1936.

 Attorney.
 Seb F. Caldwell

 Attorney.

ATTORNEY(S) FOR THE COMMISSIONERS
 COURT OF TITUS COUNTY, TEXAS.

STATE OF TEXAS |
 VS. NO. 1389 |
 T. E. GRAVES AND WIFE, |
 LANIE GRAVES |
 IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
 VACATION TERM, A. D. 1936.

On this 4th day of June, A. D. 1936, came on to be heard the application of the State of Texas, acting through the commissioners' court of Titus County, Texas, under authority of Article 8674n, Revised Statutes of 1925, asking for the appointment of special commissioners to assess damages for a right-of-way for State Highway No. 1, which is a public road and a State designated highway crossing and running over and across and to run over and across and through certain real estate, situated in Titus County, Texas, fee simple title to which is owned by T. E. Graves and wife, Lanie Graves and the said land and the relief prayed for is fully described and set out in plaintiff's petition on file in this cause, reference to which petition is here made.

And it appearing to the court that the commissioners have not been agreed upon by said parties, the court here and now appoints T. B. Caldwell, Alex Justice, and R. A. Dale, all disinterested freeholders of Titus County, Texas, to be special commissioners to assess the damages in said condemnation proceedings, reference to which is here made.

G. T. Neugent, County Judge,
 Titus County, Texas.

STATE OF TEXAS |
 VS. NO. _____ |
 _____ |
 IN THE _____ COURT OF _____ COUNTY, TEXAS,
 _____ Term, A.D. 19__.

WE, the undersigned Commissioners, appointed in the above entitled and numbered cause, being first duly sworn, state upon our oaths that we will assess the damages fairly and impartially and in accordance with law.

T. B. Caldwell, Jr.
 Alex Justice
 R. A. Dale

SUBSCRIBED AND SWORN TO before me, this the 17 day of June, A. D. 1936.

(SEAL)

Jack Cross, Clerk County Court,
 Titus County, Texas.

STATE OF TEXAS |
 VS. NO. 1389. |
 T. E. GRAVES AND WIFE |
 LANIE GRAVES |
 IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
 VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justice and R. A. Dale, special commissioners appointed by the court to assess damages to T. E. Graves and

Lanie Graves by reason of the construction, reconstruction, and opening of State Highway No. 1, upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said T. E. Graves and Lanie Graves as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. T. E. Graves and Lanie Graves, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said County, on the 8th day of July A. D. 1936; a copy of this order shall be served upon T. E. Graves and Lanie Graves (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said T. E. Graves and Lanie Graves (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justice
R. A. Dale

Special Commissioners.

STATE OF TEXAS |
VS. NO. 1389 |
T. E. Graves and wife |
Lanie Graves |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
_____ TERM, A. D. 19__.

On this the 4th day of August, A. D. 1936, came on for hearing before the undersigned, Alex Justice, T.B. Caldwell, Jr. and R. A. Dale special commissioners and disinterested free-holders of Titus County, Texas, and duly appointed by the County Judge of _____ County, Texas, to assess the damages, accruing to T. E. Graves and Lanie Graves by reason of the condemnation and taking of right-of-way fully described in Petitioner's petition on file herein which land is owned by the said T. E. Graves and Lanie Graves defendant (s) herein, and all parties having been duly notified of the time and place of meeting as by law required, and all parties appearing in person and by their attorneys, and after fully hearing said parties at the time and place of appointment, and all the evidence as to the damages which will be sustained by said defendant (s) by reason of such condemnation, we assess said damages in the sum of Two Hundred Seventy five (\$275.00), and the said T. E. Graves and Lanie Graves defendant (s) shall not pay all costs of this proceeding.

Alex Justice
R. A. Dale
T. B. Caldwell, Jr.
Special Commissioners.

STATE OF TEXAS |
VS. NO. _____ |
T. E. GRAVES |
LANIE GRAVES |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
_____ Term, A. D. 1936.

On this the 4th day of August, A. D. 1936, came on for final hearing the above numbered and styled cause, and it appearing to the court that no objections have been filed to the award of the special commissioners, filed on the 4th day of August, A. D. 1936, which is as follows:

Two Hundred Seventy five Dollars, as shown by order of Commissioners on file in

this cause

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commissioners' court of Titus County, Texas, on behalf of the State of Texas, pay to T. E. Graves and Lanie Graves defendant (s) (jointly) the sum of Two Hundred Seventy five (\$275.00) and that such payment be and it is hereby adjudged to be full compensation for the fee simple title to the hereinafter described property; and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property hereinafter described be, and the same is hereby divested out of the said T. E. Graves and Lanie Graves defendant (s), and vested in The State of Texas, said property being described as follows: (here insert field notes, _____ of petition)

TRACT NO. I.

A portion of Lot Nos. 11 and 12, Block No. 6 of the Vine Hill Addition in the Berry Merchant Survey, Titus County, Texas, and being more particularly described as follows:

Beginning at the southwest corner of Lot No. 11, Block No. 6.

Thence: N., 100' along the south boundary of Block No. 6 to the southeast corner of Block No. 6.

Thence: N., 87' along the east boundary of Block No. 6 to a point in the north right of way line of relocated State Highway No. 1, said point being 80' measured at right angles from the center line of said highway.

Thence: S., 83° 53' W., 101' along said north right of way line 50' from and parallel to the center line of said highway, to a point in the west boundary of Lot No. 11, Block No. 6.

Thence S., 78' along the west boundary of Lot No. 11, Block No. 6, to the point of beginning. Containing 0.187 acres of land more or less.

TRACT NO. II.

A portion of Lot No. 7, Block No. 3 of the Vine Hill Addition in the Berry Merchant Survey, Titus County, Texas, and being more particularly described as follows:

Beginning at the southwest corner of Block No. 3.

Thence: N., 93' along the west boundary of Block No. 3 to a point in the north right of way line of relocated State Highway No. 1, said point being 50' measured at right angles from the center line of said highway.

Thence: N., 83° 53' E., approximately 50' along said north right of way line, 50' from and parallel to said center line, to a point in the east boundary of Lot No. 7, Block No. 3.

Thence: W., 98' along the east boundary of Lot No. 7, Block No. 3, to the southeast corner of Lot No. 7, Block No. 3.

Thence: W., 50' along the south boundary of Block No. 3 to the point of beginning. Containing 0.110 acres of land more or less.

TRACT NO. III.

A portion of Lot Nos. 4 and 5, Block No. 2 of the Vine Hill Addition, in the Berry Merchant Survey, Titus County, Texas, and being more particularly described as follows:

Beginning at the southwest corner of Lot No. 4, Block No. 2.

Thence: W., 148' along the south boundary of Lot No. 4, Block No. 2, to the southwest corner of said lot.

Thence: Northeasterly, approximately 140' along the north right of way line of relocated State Highway No. 1, 40' from the center line of said highway, said center line being around a 17° 30' curve to the left, to a point in the north boundary of Lot No. 5,

Block No. 2.

Thence E., 50' along the north boundary line of Lot No. 5, Block No. 2, to the northeast corner of said lot.

Thence: Southerly, 100' more or less, along the east boundary of block No. 2 to the point of beginning, Containing 0.214 acres of land more or less.

The above field notes refer to the official plans and the official right of way map of State Highway #1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

It is further understood and agreed that the undersigned here waives all claims, rights and interest in and to any claims for damages and compensation by reason of the establishing, construction, and maintenance of said highway.

And it is further ORDERED, ADJUDGED and DECREED that the said T. E. Graves and Lanie Graves defendant (s) shall not pay all costs herein.

Filed Aug. 4, 1936.

C. T. Neugent,

County Judge Titus County, Texas.

(SHERIFF'S COPY, WITH RETURN)

STATE OF TEXAS

VS. NO. 1389

T. E. GRAVES
LANIE GRAVES

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

VACATION TERM, A. D. 1936.

On this the 17th day of June A. D. 1936, T. B. Caldwell, Jr. Alex Justice, and R. A. Dale, special commissioners appointed by the court to assess damages of T. E. Graves, Lanie Graves by reason of the construction, reconstruction, and opening of State Highway 1, upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said T. E. Graves and Lanie Graves as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. T. E. Graves and Lanie Graves, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June A. D., 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon T. E. Graves, Lanie Graves, (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said T. E. Graves, Lanie Graves (and each of them respectively,) and the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justice
R. A. Dale,

Special Commissioners.

SERVICE OF NOTICE

Came to hand the 21 day of June, A. D. 1936, and executed on the 23 day of June A. D. 1936, by delivering a copy of above notice to T. E. Graves and wife Lanie Graves and (each respectively) in Upshur County, Texas, at their home in Gilmer Texas, 12 A.M. o'clock.

Fees: \$2.20

By J. G. Anderson, Deputy.

J. W. Bruce, Sheriff,
Usphur County, Texas.

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VS. NO. 1385 |
L. G. MEIER | VACATION TERM, A. D. 1936.

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

COMES NOW, the State of Texas, acting herein by and through the commissioners' court of Titus County, composed of C. T. Neugent, County Judge, and T. J. Stringfellow, Commissioner of Precinct No. 1, R. L. Thomas, Commissioner of Precinct No. 2, L. H. Wilson, Commissioner of Precinct No. 3, and George Luneford, Commissioner of Precinct No. 4 of said county, hereinafter referred to as Petitioner, and complaine of L. G. Meier, Titus County, Texas, hereinafter called defendant, and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson and George Luneford, and the duly elected and qualified commissioners of Titus County, Texas; that the defendant, L. G. Meier, resides in Titus County, Texas, where service of process may be had upon him.

2. That the State of Texas is now constructing and laying out and reconstructing a State Highway, designated as such, by the Highway Commission of Texas, in Titus County, Texas, which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described real property, to-wit:

BEGINNING at a point on the center of relocated Highway No. 1 at Survey Station 403/90 on the west limit of the L. G. Meier tract and the east limit of the H. J. Pope tract, in the A. Ripley survey.

THENCE: North approximately 90' along the west limit of the L. G. Meier tract and the east limit of the H. J. Pope tract to a point in the north right of way line of said highway, said point being 85' measured at right angles from center line of said highway.

THENCE: Southeasterly approximately 688' along said north right of way line 85' from and parallel to the center line of said highway, said center line being around a 1° curve to the right, to a point in the south limit of the L. G. Meier tract and the north limit of the L. G. Meier tract and the north limit of the J. S. Redfearn tract.

THENCE: West approximately 630' along the south limit of the L. G. Meier tract and the north limit of the J. S. Redfearn tract, crossing the center line of said highway at Survey Station 408/85, to the southwest corner of the L. G. Meier tract.

THENCE: North 185', more or less, along the west limit of the L. G. Meier tract and east limit of the H. J. Pope tract to the point of beginning. Containing 2.11 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. G. McGarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part thereof.

the fee simple title to which is owned by said defendant.

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constructing, building, improving, and main-

taining a state highway, to-wit: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' court of Titus County, acquire, take, hold, occupy, and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right-of-way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendant upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendant and occasioned by the use of said land, but the commissioners' court for the purposes aforesaid, have offered said defendant the sum of EIGHTY AND NO/100 (\$80.00) DOLLARS for said sum is the reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant's land, but said defendant has wholly refused to accept same or to agree with Petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendant; by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands, which are actually needed for said highway as hereinabove described and all of which said lands your Petitioner is entitled by law to condemn.

5. That the defendant (s) _____ is (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ County, Texas, in Volume _____, at Page _____.

That the defendant(s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken).

WHEREFORE, your Petitioner respectfully prays the county judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3) disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damage, if any, to be allowed said defendant and that said decision of said commissioners when reported to the court, as required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Filed June 4, 1936.

Attorney.

Seb F. Caldwell,

Attorney.

ATTORNEY(S) FOR THE COMMISSIONERS'
COURT OF TITUS COUNTY, TEXAS.

STATE OF TEXAS

VS. NO. 1383

L. G. MEIER

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS

VACATION TERM, A. D. 1936.

On this 4th day of June, A. D. 1936, came on to be heard the application of the State of Texas, acting through the commissioners' court of Titus County, Texas, under authority of Article 6674n, Revised Statutes of 1925, asking for the appointment of special commissioners to assess damages for a right-of-way for State Highway No. 1, which is a public road and a State Highway crossing and running over and across and through certain real estate, situated in Titus County, Texas, fee simple title to which is owned by L. G. Meier, and the said land and the relief prayed for is fully described and set out in plaintiff's petition on file in this cause, reference to which petition is here made.

And it appearing to the court that the commissioners have not been agreed upon by said par ties, the court here and now appointe T. B. Caldwell, Alex Justiss, and R. A. Dale, all disinterested freeholders of Titus County, Texas, to be special commissioners to assess the damages in said condemnation proceedings, reference to which is here made.

C. T. Neugent
County Judge, Titus County, Texas.

STATE OF TEXAS |
VS. NO. _____ | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
L. G. MEIER | VACATION TERM, A. D. 1936.

WE, the undersigned Commissioners, appointed in the above entitled and numbered cause, being first duly sworn, state upon our oaths that we will assess the damages fairly and impartially and in accordance with law.

T. B. Caldwell, Jr.
Alex Justiss
R. A. Dale

SUBSCRIBED AND SWORN to before me, this the 17th day of June, A. D. 1936.

(SEAL) Jack Cross, County Clerk,
Titus County, Texas.

STATE OF TEXAS |
VS. NO. 1383 | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
L. G. MEIER | VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss, and R. A. Dale, special commissioners appointed by the court to assess damages of L. G. Meier by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said L. G. Meier as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. L. G. Meier filed with the Honorable County Judge of Titus County, Texas, on the 4th. day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at 10 o'clock A. M. Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon L. G. Meier (and each of them respectively,) and service thereof shall be notice to said defendant(s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence L. G. Meier may desire as to the amount of damages to be assessed against the State of Texas, to be paid to the said L. G. Meier (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justiss,
R. A. Dale

Special Commissioners.

STATE OF TEXAS |
VS. NO. 1383. | IN THE COUNTY COURT OF
L. G. MEIER | TITUS COUNTY, TEXAS.

On this the 17th. day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss and

R. A. Dale, special Commissioners appointed by the Court to assess damages of L. G. Meier by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiffs petition, reference to which is here made, to which real estate the fee simple title is in the said L. G. Meier as is more fully set out in said petition of the State of Texas, acting through the Commissioners Court of Titus County, Texas, Vs. L. G. Meier filed with the County Judge of Titus County, Texas, on the 4th day of June A. D. 1936; said Commissioners having been sworn to assess the said damage fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said party on the matter, the office of the County Judge of Titus County, Texas, at 10 o'clock A. M. July 8th, 1936, A copy of this order shall be served upon L. G. Meier and service thereof shall be notice to L. G. Meier to appear at said time and place for the purpose of offering any evidence he may desire as to the amount of damages to be assessed against the State of Texas and to be paid to said L. G. Meier for the right-of-way and strip of land described in plaintiffs original petition filed with the County Judge of Titus County, Texas.

Witness our hands this the 17th. day of June A. D. 1936.

T. B. Caldwell, Jr.
 Alex Justiss
 R. A. Dale
 Speciall Commissioners.

Came to hand on 19 day of June 1936, executed by serving a true copy of the foregoing notice upon L. G. Meier on 19 day of June 1936 and delivering said copy to him .

Fee \$1.00
 15
 \$1.15

Q. C. Gaddis , Sheriff,
 Titus Co. Texas.

B. B. Hammonds, Deputy.

STATE OF TEXAS |
 VS. No. 1383 | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
 L. G. MEIER | TERM, A. D. 19__.

On this the 8th day of July, A. D. 1936, came on for hearing before the undersigned, Alex Justiss, T. B. Caldwell, Jr., and R. O. Dale, special commissioners and disinterested free-holders of Titus County, Texas, and duly appointed by the County Judge of Titus County, Texas, to assess the damages accruing to B. G. Meier by reason of the condemnation and taking of right-of-way fully described in Petitioner's petition on file herein which land is owned by the said L. G. Meier defendant herein, and all parties having been duly notified of the time and place of meeting as by law required, and all parties appearing in person and by their attorneys, and after fully hearing said parties at the time and place of appointment, and all the evidence as to the damages which will be sustained by said defendant by reason of such condemnation, we assess said damages in the sum of Eighty-five (\$85.00), and the said L. G. Meier defendant shall not pay all costs of this proceeding.

Filed 7/17/36.

Alex Justiss
 R. A. Dale
 T. B. Caldwell, Jr.
 Special Commissioners.

STATE OF TEXAS |
 VS. NO. 1383. | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
 L. G. MEIER | Term, A. D. 19__.

On this the 21st day of July, A. D. 1936, came on for final hearing the above numbered and styled cause, and it appearing to the court that no objections have been filed to the award of the special commissioners, filed on the 17th day of July, A. D. 1936, which is as follows:

The order of special commissioners on file in the case made a part hereof assessed the damage for L. G. Meier, on account of taking the property herein described at the sum \$85.00.

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commissioners' court of Titus County, Texas, on behalf of the State of Texas, pay to L. G. Meier defendant, the sum of Eighty five (\$85.00) and that such payment be, and it is hereby adjudged to be full compensation for the fee simple title to the hereinafter described property; and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property hereinafter described be, and the same is hereby divested out of the said L. G. Meier defendant and vested in The State of Texas, said property being described as follows: (Here insert field notes, _____ of petition)

Beginning at a point on the center of relocated Highway No. 1 at Survey Station 403/90 on the west limit of the L. G. Meier tract and the east limit of the H. J. Pope tract, in the A. Ripley Survey.

Thence: North approximately 90' along the west limit of the L. G. Meier tract and the east limit of the H. J. Pope tract to a point in the north right of way line of said highway, said point being 85' measured at right angles from center line of said highway.

Thence: Southeasterly approximately 388' along said north right of way line 85' from and parallel to the center line of said highway, said center line being around a 1° curve to the right, to a point in the south limit of the L. G. Meier tract and the north limit of the J. S. Redfearn tract.

Thence: West approximately 400' along the south limit of the L. G. Meier tract and the north limit of the J. S. Redfearn tract, crossing the center line of said highway at Survey Station 408/85, to a point in the south right of way line of said highway said point being 80' measured at right angles from center line of said highway.

Thence: In a northwesterly direction approximately 280' along south right of way line 80' from and parallel to the center line of said highway, the center line being around a 1° curve to the left, to a point on the west limits of the L. G. Meier tract and the east limit of the H. J. Pope tract.

Thence: North approximately 86' along the west limit of the L. G. Meier tract and the east limit of the H. J. Pope tract to the point of beginning. Containing 1.80 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by us and it is here referred to and made a part hereof.

And it is further ORDERED, ADJUDGED, and DECREED that the said L. G. Meiers defendant, shall pay all costs herein.

C. T. Neugent, County Judge,
Titus County, Texas.

THE STATE OF TEXAS |
VS. No. 1383 | COUNTY COURT OF TITUS COUNTY, TEXAS.
L. G. MEIER |

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY

Now comes L. G. Meier Contestant in the condemnation proceedings herebefore held before C. T. Neugent, County Judge of said County, wherein the State of Texas was petitioner for condemnation, acting by and thru the Commissioners' Court of Titus Co. Texas, and L. G. Meier defendant, and files this, his objections to the award of damages and the decision

of the special commissioners appointed by said County Judge, said award being filed on July, 17, 1936, said objections being as follows:

1.

That the statutory manner and form as outlined and required by the revised Civil Statutes of the State of Texas was not followed in the various steps in making said condemnation under rules of eminent domain, in that the said commissioners were not properly sworn, that sufficient time was not given as to the assignment of damage, that notices of the commissioners to all interested parties in said property of the time and place and for the length of time required by law and in the manner and form as required by law was not given; that the same was not properly served and that return was not properly had as required by law.

2.

That the damages awarded and returned by the said commissioners was grossly inadequate, unfair, and unjust to the contestant in that it was based wholly on the value of land out of use and did not take into account the improvements situated thereon and in progress of being built thereon, the inconvenience of the contestant, method, purpose of its use, the detriment and disadvantage and depreciation in value to the remainder of the free hold interest of said tract of land; that no measure of damages was taken into account for expenses required to re-arrange, re-construct, and re-build the property so that it may be used by the contestant for the purpose for which it was acquired by him that said commissioners made no bona fide effort to reach an agreement with contestant either as to damages or commissioners selected before instituting said condemnation proceedings.

3.

That contestant purchased said land for the purpose of building a lake for recreational purposes, the nature of the land being ideally suited for that purpose; that the valuation as per initial intent is \$8000.00, that being a reasonable cash market value were said intent carried out as was being done at the time the survey was made for said highway and condemnation proceedings threatened or begun; that the devaluation of the 10 A. tract through which the purposes right of way will run by failure to develop for the sum of \$300.00; that contestant had theretofore spent in cleaning the land preparatory for development for lake purposes the sum of \$28.00, making an aggregate of \$8328.00; that the cost of the land was \$500.00; that it would reasonably cost the sum of \$1000.00 to have built a dam, and other expense of impounding the water and completing the lake, said lake to embrace the greater part of said tract; that a reasonable increase in the value of 1 A. of said tract facing said highway that could be used for building purposes is \$500.00, aggregating in all \$2000.00 to offset the \$8328.00 leaving a balance of \$6328.00 due the contestant for actual damages by reason of said highway being built through said tract; that a reasonable cash money value for said 2.8 A. of land taken is \$100.00 making an aggregate due the contestant in the sum of \$6428.00, which amount is just and reasonable; that steps had been taken by him as herein stated to impound the water and build said lake; that the land was purchased ^{for} that purpose only, that by reason of said highway being built through the said 10 A., making the whole tract entirely useless in so far as building said lake is concerned; that with the exception of the aforesaid 1 A. facing said highway, the said tract will be rendered valueless or of nominal value.

Wherefore, contestant L. G. Meirs prays that citation be issued as required by law and that this cause be docketed and tried as other civil cases in the County Court touching all issues herein raised; that upon final hearing hereof, he be given judgment for the sum of \$6428.00 as herein before set out, and for costs of suit, and for such other and further relief which he may show himself entitled and will ever pray.

Filed July 27, 1936.

Hiram G. Brown
Attorney for Contestant.

STATE OF TEXAS

VS. NO. 1385.

I. N. WILLIAMS AND WIFE
JEFFIE WILLIAMS

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS

VACATION TERM, A. D. 1936.

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

COMES NOW, the State of Texas, acting herein by and through the commissioners' court of Titus County, composed of C. T. Neugent County Judge, and T. J. Stringfellow Commissioner of Precinct No. 1, R. L. Thomas Commissioner of Precinct No. 2, L. H. Wilson Commissioner of Precinct No. 3, and George Lunsford, Commissioner of Precinct No. 4 of said county, hereinafter referred to as petitioner, and complains of I. N. Williams, and wife, Jeffie Williams (Mt. Pleasant, Texas) hereinafter called defendant (s), and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson, and George Lunsford, are the duly elected and qualified commissioners of Titus County, Texas; that the defendant(s) I. N. Williams and wife, Jeffie Williams reside in Titus County, Texas, where service of process may be had upon them.

2. That the State of Texas is now constructing and laying out and reconstructing a State Highway, designated as such, by the Highway Commission of Texas, in Titus County, Texas, which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described real property, to-wit:

A portion of Lot Nos. 4 and 5, Block No. 1 of the Vine Hill Addition, Titus County, Texas, and being more particularly described as follows:

BEGINNING at the southeast corner of Lot No. 4, Block No. 1.

THENCE: W. 19' along the south boundary of Lot No. 4, Block No. 1 to a point in the right of way line of relocated State Highway No. 1, said point being 40' measured at right angles from the center line of said highway.

THENCE: N. 0° 18' E., approximately 28' along said right of way line, 40' from and parallel to the center line of said highway, to the beginning of a 17° 30' curve to the left.

THENCE: Northwesterly, approximately 75' along said right of way line, 40' from the center line of said highway, said center line being around a 17° 30' curve to the left, to a point in the north boundary of Lot No. 5, Block No. 1.

THENCE: E., approximately 22' along the north boundary of Lot No. 5, Block No. 1, to the northeast corner of said lot.

THENCE: Southerly, 100' more or less, along the east boundary of Block No. 1 to the point of beginning. Containing 0.045 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway #1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by _____ and it is here referred to and made a part hereof.

the fee simple title to which is owned by said defendant (s).

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constructing, building, improving and maintaining a state highway, to-wit: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' court of Titus County, acquire, take, hold, occupy and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right-of-way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendant (s) upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendant (s), and occasioned by the use of said land, but the commissioners' court for the purposes aforesaid, have offered said defendant (s) the sum of TWENTY AND NO/100 (\$20.00) DOLLARS for said land and for damages, if any there be due said defendant(s), which said sum is the reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant (s) land, but said defendant (s) have wholly refused to accept same or to agree with Petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendant (s); by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands, which are actually needed for said highway as hereinabove described and all of which said lands your Petitioner is entitled by law to condemn.

5. That the defendant (s) _____ is (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ County, Texas, in Volume _____, at Page _____.

That the defendant (s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken).

WHEREFORE, your Petitioner respectfully prays the county judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3) disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damages, if any, to be allowed said defendant(s) and that said decision of said commissioners when reported to the court, as required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Attorney.

Seb P. Caldwell,

Attorney.

Filed June 4, 1936.

ATTORNEY(S) FOR THE COMMISSIONERS'
COURT OF TITUS COUNTY, TEXAS.

STATE OF TEXAS

VS. NO. 1885.

I. N. WILLIAMS AND WIFE
JEFFIE WILLIAMS

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

VACATION TERM, A. D. 1936.

On this 4th day of June, A. D. 1936, came on to be heard the application of the State of Texas, acting through the commissioners' court of Titus County, Texas, under authority of Article 6674n, Revised Statutes of 1925, asking for the appointment of special commissioners to assess damages for a right-of-way for State Highway No. 1, which is a public road and a State designated highway crossing and running over and across and to run over and across and through certain real estate, situated in Titus County, Texas, fee simple title to which is owned by I. N. Williams and wife, Jeffie Williams and the said land and the relief prayed for

is fully described and set out in plaintiff's petition on file in this cause, reference to which petition is here made.

And it appearing to the court that the commissioners have not been agreed upon by said parties, the court here and now appoints T. B. Caldwell, Jr. Alex Justiss, and R. A. Dale, all disinterested freeholders of Titus County, Texas, to be special commissioners to assess the damages in said condemnation proceedings, reference to which is here made.

C. T. Neugent, County Judge,
Titus County, Texas.

STATE OF TEXAS |
VS. NO. 1385. |
I. N. WILLIAMS |
JEFFIE WILLIAMS |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
_____ Term, A. D. 19__.

WE, the undersigned Commissioners, appointed in the above entitled and numbered cause, being first duly sworn, state upon our oaths that we will assess the damages fairly and impartially and in accordance with law.

T. B. Caldwell, Jr.,
Alex Justiss,
R. A. Dale.

SUBSCRIBED AND SWORN TO before me, this the 17 day of June, A. D. 1936.

(SEAL)

Jack Cross, County Clerk,
Titus County, Texas.

STATE OF TEXAS |
VS. NO. 1385. |
I. N. WILLIAMS AND WIFE, |
JEFFIE WILLIAMS |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss, and R. A. Dale, special commissioners appointed by the court to assess damages of I. N. Williams and wife Jeffie Williams by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said I. N. Williams and Jeffie Williams as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. I. N. Williams and wife Jeffie Williams, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon I. N. Williams and Jeffie Williams (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said I. N. Williams and Jeffie Williams (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.,
Alex Justiss,
R. A. Dale,
Special Commissioners.

(SHERIFF'S COPY WITH RETURN)

STATE OF TEXAS |
 VS. NO. 1386. |
 I. N. WILLIAMS |
 JEFFIE WILLIAMS |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS
 VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justice and R. A. Dale, special commissioners appointed by the court to assess damages of I. N. Williams and wife Jeffie Williams by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said I. N. Williams and Jeffie Williams as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. I. N. Williams, Jeffie Williams, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon I. N. Williams and Jeffie Williams (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said I. N. Williams and Jeffie Williams (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of July, A. D. 1936.

T. B. Caldwell, Jr.
 Alex Justice,
 R. A. Dale,
 Special Commissioners.

SERVICE OF NOTICE

Came to hand the 19 day of June, A. D. 1936, and executed on the 19 day of June, A. D. 1936, by delivering a copy of the above notice to I. N. Williams & Jeffie Williams (each respectively) in Titus County, Texas, at 5 o'clock P.M.

FEE: \$2.15
 By B. B. Hammonds, DEPUTY.

Q. C. Gaddis, Sheriff,
 Titus County, Texas.

STATE OF TEXAS |
 VS. NO. 1386. |
 I. N. WILLIAMS |
 JEFFIE WILLIAMS |

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

 TERM, A. D. 1936.

On this the 8th day of July A. D. 1936, came on for hearing before the undersigned, Alex Justice, R. A. Dale and T. B. Caldwell, Jr. special commissioners and disinterested free-holders of Titus County, Texas, and duly appointed by the County Judge of _____ County, Texas, to assess the damages accruing to I. N. Williams and Jeffie Williams by reason of the condemnation and taking of right-of-way fully described in Petitioner's petition on file herein which land is owned by the said I. N. Williams and Jeffie Williams defendant (s) herein, and all parties having been duly notified of the time and place of meeting as by law required, and all parties appearing in person and by their attorneys, and after fully hearing said parties at the time and place of appointment, and all the evidence as to the damages

which will be sustained by said defendant (s) by reason of such condemnation, we assess said damages in the sum of sixty dollars (\$60.00), and the said I. N. Williams and Jeffie Williams defendant (s) shall not pay all costs of this proceeding.

Filed July 17, 1936.

Alex Justice
R A Dale
T B Caldwell, Jr.
Special Commissioners.

STATE OF TEXAS | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VS. NO. 1385. |
I. N WILLIAMS | _____ TERM, A. D. 1936.
JEFFIE WILLIAMS |

On this the 31st day of July A. D. 1936, came on for final hearing the above numbered and styled cause, and it appearing to the court that no objections have been filed to the award of the special commissioners, filed on the 17th day of July, A. D. 1936, which is as follows:

The order of T. B. Caldwell, Jr., Alex Justice and R. A. Dale, commissioners made of date July 8th, 1936, on file in this case assess the damage at sixty dollars to I. N. Williams and Jeffie Williams on account of property herein described being taken

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commissioners' court of Titus County, Texas, on behalf of the State of Texas, pay to I. N. Williams and Jeffie Williams defendant(s) (jointly) the sum of Sixty (\$60.00) and that such payment be, and it is hereby adjudged to be full compensation for the fee simple title to the hereinafter described property; and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property hereinafter described be, and the same is hereby divested out of the said I. N. Williams and Jeffie Williams defendant (s), and vested in The State of Texas, said property being described as follows: (here insert field notes, _____ of petition)

A portion of Lot Nos. 4 and 5, Block No. 1 of the Vine Hill Addition, Titus County, Texas, and being more particularly described as follows:

Beginning at the southeast corner of Lot No. 4, Block No. 1.

Thence: W. 19' along the south boundary of Lot No. 4, Block No. 1 to a point in the right of way line of relocated State Highway No. 1, said point being 40' measured at right angles from the center line of said highway.

Thence: N. 9° 18' E., approximately 28' along said right of way line, 40' from and parallel to the center line of said highway, the beginning of a 17° 30' curve to the left.

Thence: Northwesterly, approximately 73' along said right of way line, 40' from the center line of said highway, said center line being around a 17° 30' curve to the left, to a point in the north boundary of Lot No. 5, Block No. 1.

Thence: E., approximately 22' along the north boundary of Lot No. 5, Block No. 1, to the northeast corner of said lot.

Thence: Southerly, 100' more or less, along the east boundary of Block No. 1 to the point of beginning. Containing 0.043 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway #1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by _____ and it is here referred to and made a part hereof.

And it is further ORDERED, ADJUDGED and DECREED that the said I. N. Williams and

Jeffie Williams defendant (s) shall not pay all costs herein.

C. T. Neugent, County Judge,
Titus County, Texas.

STATE OF TEXAS

VS. NO. 1387.

C. P. LINDSEY, et al

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

IN VACATION TERM, A. D. 1936.

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY:

COMES NOW, the State of Texas, acting herein by and through the Commissioners' Court of Titus County, composed of C. T. Neugent, County Judge, and T. J. Stringfellow, Commissioner of Precinct No. 1, R. L. Thomas, Commissioner of Precinct No. 2, L. H. Wilson, Commissioner of Precinct No. 3, and George Lunsford, Commissioner of Precinct No. 4 of said county, hereinafter referred to as Petitioner, and complains of Ed Roberts and wife, Hattie Roberts, both residing in Mt. Pleasant, Titus County, Texas; H. M. Kidwell, and wife, Minnie Kidwell, both residing at Route 1, Mt. Pleasant, Titus County, Texas; J. M. Joiner and wife, Verna Joiner, who both reside at 8004 Ave. N. Central Park, Birmingham, Alabama; George Lindsey and wife, Ruby Lindsey, both residing on Routh 5, Texarkana, Bowie County, Texas; Dill Lindsey and wife, Ossie Lindsey, both residing at Idabel, Oklahoma; Homer Lindsey and wife, Isabelle Lindsey, who both reside o/o Great Southern Life Insurance Co., Houston, Harris County, Texas; Chas. D. Lindsey and wife, Marcie Lindsey, both residing in Dallas County, Texas; and C. P. Lindsey and wife, Mrs. C. P. Lindsey, who reside in Mt. Pleasant, Titus County, Texas, hereinafter called defendants, residing as stated, and represents and alleges:

1. That C. T. Neugent is the duly elected and qualified county judge of Titus County, Texas, and that T. J. Stringfellow, R. L. Thomas, L. H. Wilson, and George Lunsford are the duly elected and qualified commissioners of Titus County, Texas.
2. That the State of Texas is now constructing and laying out and reconstructing a State Highway, designated as such, by the Highway Commission of Texas, in Titus County, Texas, which said highway is known and designated as State Highway No. 1; that such construction and reconstruction upon said highway is surveyed through, across and upon, and will cross, run through and upon the following described property, to-wit:

BEGINNING at a point in the center of relocated Highway No. 1 at Survey Station 445/94, on West First Street at the west city limits of Mt. Pleasant, in the Berry Merchant Survey, Titus County, Texas.

THENCE: North, 40' along said west city limits to a point in the north right of way line of said highway.

THENCE: N. 89 deg. 29' W., 218.8' along said north right of way line, 40' from and parallel to the center line of said highway, to the beginning of a 4 deg. 45' curve opposite Survey Station 443/75.2.

THENCE: Northwesterly, approximately 436' along said north right of way line, 40' from and parallel to the center line of said highway, said center line being around a 4 deg. 45' curve to the right, to the west limit of the C. P. Lindsey tract and the east limit of the A. C. Murrel tract.

THENCE: S. 1 deg. 0' E., approximately 85' along above mentioned property lines to a point in the north right of way line of old Highway No. 1.

THENCE: S. 89 deg. 0' E., approximately 130' along said north right of way line of old Highway No. 1 to a point in the center of relocated Highway No. 1 at Survey Station 440/77.

THENCE: Southeastery, 278.8' along the center line of relocated Highway No. 1, said center line being around a 4 deg. 45' curve to the left, to the end of said curve at Survey Station 443/75.2.

THENCE: S. 89 deg. 29' E., 218.8' along said center line to the point of beginning. Containing 0.659 acres of land more or less, of which 0.321 acres lies in the old road, leaving 0.338 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by _____ and it is here referred to and made a part hereof.

It is further understood and agreed that the undersigned hereby waive all claims, rights, and interest in and to any claims for damages and compensation by reason of the establishing, construction and maintenance of said highway. the fee simple title to which is owned by said defendant (s).

3. That in the judgment of said commissioners' court it is necessary, advisable and expedient to occupy the land hereinabove described, and to run a road across same, in the manner provided by law, for the purpose, use and benefit of a new and wider right-of-way for the purpose of opening, widening, straightening, constructing, building, improving and maintaining a state highway, to-wit: State Highway No. 1.

4. That for the reasons and purposes above set out, it is necessary that the State of Texas, through the commissioners' Court of Titus County, acquire, take, hold, occupy and use and own the above described real estate for the purpose of directing, constructing and maintaining as aforesaid a road and a right-of-way for said State Highway and that said commissioners' court has attempted to but cannot agree with said defendant (s) upon the amount to be paid for said lands above described nor for the damages, if any there be due said defendant (s), occasioned by the use of said land, but the commissioners' court for the purposes aforesaid, have offered said defendant (s) the sum of One Hundred & Fifty (\$150.00) DOLLARS for said land and for damages, if any there be due said defendant (s), which said sum is a reasonable market value of said property, and is in excess of the damages which would be incurred, if any there be, by running said highway through defendant (s) land, but said defendant (s) have wholly refused to accept same or to agree with Petitioner upon the value of the land and the damages incurred thereby, if any there be, and Petitioner has been unable to compromise or settle with said defendant (s); by reason whereof said commissioners' court has been compelled to institute condemnation proceedings to condemn said lands; which are actually needed for said highway as hereinabove described and all of which said lands your Petitioner is entitled by law to condemn.

5. That the defendant (s) _____ is (are) claiming or asserting some lien of some kind by virtue of a certain _____, recorded in the _____ records of _____ County, Texas, in volume _____, at Page _____.

That the defendant (s) _____ is (are) claiming or asserting some right, title, interest or lien of some nature to the plaintiff unknown. (If the preceding paragraphs or either of them are inapplicable they should be stricken).

WHEREFORE, your Petitioner respectfully prays the county judge of Titus County, Texas, to forthwith, in the manner required by law, name, designate and appoint three (3) disinterested freeholders, citizens of Titus County, Texas, as special commissioners to assess the value of said above described land and the amount of damages, if any, to be allowed said defendant (s) and that said decision of said commissioners when reported to the court, as

required by law, be recorded in the minutes of the county court, as the judgment of the court, and for all other and further relief, general and special, in law and in equity to which it may be justly entitled.

Filed June 4, 1936.

Attorney.
Seb F. Caldwell,

Attorney.

ATTORNEY(S) FOR THE COMMISSIONERS'
COURT OF TITUS COUNTY, TEXAS.

STATE OF TEXAS
VS. NO. 1387.
C. P. LINDSEY, et al.

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VACATION TERM, A. D. 1936.

On this 4th day of June, A. D. 1936, came on to be heard the application of the State of Texas, acting through the commissioners' court of Titus County, Texas under authority of Article 8674a, Revised Statutes of 1926, asking for the appointment of special commissioners to assess damages for a right-of-way for State Highway No. 1, which is a public road and a State designated highway crossing and running over and across and to run over and across and through certain real estate, situated in Titus County, Texas, fee simple title to which is owned by C. P. Lindsey & wife, Mrs. C. P. Lindsey; Eld Roberts & wife, Hattie Roberts; H. M. Tidwell & wife, Minnie Tidwell; J. M. Joiner & wife, Verna Joiner; Geo. Lindsey & wife, Ruby Lindsey; Dill Lindsey and wife, Ossie Lindsey; Homer F. Lindsey & wife, Isabelle Lindsey; and Chas. D. Lindsey & wife, Marcie Lindsey and the said land and the relief prayed for is fully described and set out in plaintiff's petition on file in this cause, reference to which petition is here made.

And it appearing to the court that the commissioners have not been agreed upon by said parties, the court here and now appoints T. B. Caldwell, Jr., Alex Justice, and R. A. Dale, all disinterested freeholders of Titus County, Texas, to be special commissioners to assess the damages in said condemnation proceedings, reference to which is here made.

C. T. Neugent, County Judge,
Titus County, Texas.

STATE OF TEXAS
VS. NO. _____

IN THE _____ COURT OF _____ COUNTY, TEXAS,
_____ Term, A. D. 19__.

WE, the undersigned commissioners, appointed in the above entitled and numbered cause, being first duly sworn, state upon our oaths that we will assess the damages fairly and impartially and in accordance with law.

T. B. Caldwell, Jr.,
Alex Justice,
R. A. Dale.

(SEAL)

SUBSCRIBED AND SWORN to before me, this the 17 day of June, A. D. 1936.

Jack Cross, County Clerk,
Titus County, Texas.

STATE OF TEXAS
VS. NO. 1387
C. P. LINDSEY, et al.

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justice, and R. A. Dale, special commissioners appointed by the court to assess damages of C. P. Lindsey et al by reason of the construction, reconstruction, and opening of State Highway No. 1,

upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. P. Lindsey, et al filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July A. D. 1936; a copy of this order shall be served upon Ed Roberts and wife, Mrs. Hattis Roberts, Titus County, Texas, H. M. Tidwell, and wife, Mrs. Minnie Tidwell, Titus County, Texas, J. M. Joiner and Verna Joiner at 5004 Ave N. Central Park, Birmingham, Ala., George Lindsey and wife Ruby Lindsey, R. F. #5, Texarkana, Texas, Bowie County, Texas, Dill Lindsey and wife Cassie Lindsey, Idabel, Okla, Chas. D. Lindsey and wife Marcie Lindsey, Dallas County, Texas, C. P. Lindsey and wife Mrs. C. P. Lindsey Titus County Texas. (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey et al (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
 Alex Justiss
 R. A. Dale,
 Special Commissioners.

(SERVICE OF NOTICE NOT FILLED OUT)

STATE OF TEXAS		IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VS. NO. 1387.		VACATION TERM, A. D. 1936.
C. P. LINDSEY ET AL		

On this the 4th day of August A. D. 1936, came on for hearing before the undersigned, T. B. Caldwell, Jr., Alex Justiss, R. A. Dale, special commissioners and disinterested free-holders of Titus County, Texas, and duly appointed by the County Judge of Titus County, Texas, to assess the damages accruing to C. P. Lindsey, et al by reason of the condemnation and taking of right-of-way fully described in Petitioner's petition on file herein which land is owned by the said C. P. Lindsey et al, defendant (s) herein, and all parties having been duly notified of the time and place of meeting as by law required, and all parties appearing in person and by their attorneys, and after fully hearing said parties at the time and place of appointment, and all the evidence as to the damages which will be sustained by said defendant (s) by reason of such condemnation, we assess said damages in the sum of one hundred fifty (\$150.00), and the said C. P. Lindsey, et al, as named in petition in this cause, defendant (s) shall not pay all costs of this proceeding.

R. A. Dale
 Alex Justiss
 T. B. Caldwell, Jr.
 Special Commissioners.

STATE OF TEXAS

VS. NO. _____

C. P. Lindsey, et al

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

_____ TERM, A. D. 1936.

On this the 4th day of August, A. D. 1936, came on for final hearing the above numbered and styled cause, and it appearing to the court that no objections have been filed to the award of the special commissioners, filed on the 4th day of August, A. D. 1936, which is as follows: (\$150.00) One Hundred Fifty Dollars, payable to C. P. Lindsey, et al, as name in petition.

It is therefore, ORDERED, ADJUDGED, and DECREED by the court that the commissioners' court of Titus County, Texas, on behalf of the State of Texas, pay to C. P. Lindsey, et al, as name in petition in this case defendant (s), (jointly) the sum of One Hundred Fifty (\$150.00) and that such payment be, and it is hereby adjudged to be full compensation for the fee simple title to the hereinafter described property and

It is further ORDERED, ADJUDGED, and DECREED that the title to said property hereinafter described be, and the same is hereby divested out of the said C. P. Lindsey, et al, as named in petition on file in this cause, defendant (s), and vested in The State of Texas, said property being described as follows: (Here insert field notes, _____ of petition).

C. P. Lindsey--Titus County

Beginning at a point in the center of relocated Highway No. 1 at Survey Station 44b/94, on West First Street at the west city limits of Mt. Pleasant, in the Berry Merchant Survey, Titus County, Texas.

Thence: North, 40' along said west city limits to a point in the north right of way line, 40' from and parallel to the center line of said highway, to the beginning of a 4° 45' curve opposite Survey Station 443/75.2.

Thence: Northwestwardly, approximately 435' along said north right of way line, 40' from and parallel to the center line of said highway, said center line being around a 4° 45' curve to the right, to the west limit of the C. P. Lindsey tract and the east limit of the A. C. Murrel tract.

Thence: S. 1° 0' E., approximately 130' along said north right of way line of old Highway No. 1 to a point in the center of relocated Highway No. 1 at Survey Station 440/77.

Thence: Southeastwardly, 278.2' along said center line to the point of beginning. Containing 0.659 acres of land more or less, of which 0.321 acres lies in the old road, leaving 0.338 acres of land, more or less.

The above field notes refer to the official plans and the official right of way map of State Highway No. 1 as prepared and compiled by S. C. McCarty, Division Engineer, same having been exhibited to and being fully understood by _____ and it is here referred to and made a part hereof.

And it is further ORDERED, ADJUDGED and DECREED that the said C. P. Lindsey, et al defendant (s) shall not pay all costs herein.

G. T. Neugent, County Judge,
Titus County, Texas.

(SHERIFF'S COPY WITH RETURN)

STATE OF TEXAS

VS. NO. 1387

C. P. LINDSEY, et al

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justice, and R. A. Dale, special commissioners appointed by the court to assess damages of C. P. Lind-

sey et al by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. P. Lindsey, et al, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July, A. D. 1936; a copy of this order shall be served upon Ed Roberts and wife Mrs. Hattie Roberts, Titus County, Texas; H. M. Tidwell and wife Mrs. Minnie Tidwell, Titus County, Texas, J. M. Joiner and wife, Mrs. Verna Joiner, at 5004 Ave N., Birmingham Ala; George Lindsey and wife, Mrs. Ruby Lindsey, R.F. D. -5, Texarkana, Texas, Bowie County; Dill Lindsey and wife, Mrs. Oassie Lindsey, Idabel, Okla; Homer Lindsey and wife, Mrs. Isabelle Lindsey, Houston Texas; Chas. D. Lindsey and wife, Mrs. Marcie Lindsey, Dallas, Texas; A. P. Lindsey and wife, Mrs. C. P. Lindsey, Titus County, Texas, (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. D., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey, et al (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justice
R. A. Dale

Special Commissioners.

The foregoing Notice came to hand on the 19th day of June A. D. 1936 and executed by delivered a true copy thereof to each of the following named persons, to wit; C. P. Lindsey & Mrs. C. P. Lindsey, Ed Roberts & Hattie Roberts, H. M. Tidwell, Minnie Tidwell. On the 19th day of June A. D. 1936.

Witness my hand this the 19 day of June A. D. 1936.

Fee \$5.00
Milage \$1.20

\$7.20

Q. C. Gaddis, Sheriff,
by B. B. Hammonds, Deputy.

(SHERIFF'S COPY WITH RETURN)

STATE OF TEXAS
VS. NO. 1387

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T.B. Caldwell, Jr., Alex Justice, R. A. Dale, special commissioners appointed by the court to assess damages of C. P. Lindsey, et al, by reason of the construction, reconstruction, and opening of State Highway No. 1, upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. P. Lindsey filed with the Honorable County Judge of Titus County, Texas, on the 17th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby

appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July, A. D. 1936; a copy of this order shall be served upon Edd Roberts and wife, Hattie Roberts, Titus County, Texas; H. M. Tidwell and wife, Mrs. Minnie Tidwell, Titus County, Texas; J. M. Joiner and wife, Mrs. Verna Joiner, 5004 Ave. Ave N. Central Part, Birmingham, Ala, George Lindsey and wife Ruby Lindsey, R. F. D. #5, Texarkana, Texas, Bowie County; Dill Lindsey and wife, Ossie Lindsey, Idabel, Okla; Homer Lindsey and wife, Isabelle Lindsey, Houston, Harris County, Texas, Chas. D. Lindsey and wife, Marcie Lindsey, Dallas County, Texas, C. P. Lindsey and wife, Mrs. C. P. Lindsey, Titus County, Texas. (and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey, et al (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
 A lex Justiss
 R. A. Dale

Special Commissioners.

The Foregoing Notice came to hand on the 22 day of June A.D. 1936 and executed by delivered a true copy thereof to each of the following named persons, to wit: J. M. Joiner and Mrs. Verna Joiner. On the 22 day of June A. D. 1936.

Witness my hand this the 22 day of June A. D. 1936.

Tony Schillen, Deputy Sheriff
 Jefferson County, Alabama.

Subscribed to and sworn to before me this the 22nd day of June, 1936.

Mary Nettie Hardwick, Notary
 Public.

(SEAL)

STATE OF TEXAS
 VS. NO. 1387
 C. P. LINDSEY, et al

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,
 VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss, and R.A. Dale, special commissioners appointed by the court to assess damages of C. P. Lindsey et al, by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. P. Lindsey, et al, filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as as the time and place for he aring said parties on thematter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July, A. D. 1936, a copy of this order shall be served upon Edd Roberts and Mrs. Minnie Tidwell, Titus County, Texas; J. M. Joiner and wife, Mrs. Verna Joiner, at 5004 Ave. N. Central Park, Birmingham, Ala; George Lindsey and wife, Mrs. Ruby Lindsey, R. F. D. #5, Texarkana, Texas, Bowie County; Dill Lindsey and wife, Ossie Lindsey, at Idabel, Okla; Homer Lindsey and wife, Isabelle Lindsey, Harris County, Texas, Chas D. Lindsey and wife, Mrs. Marcie Lindsey, Dallas County, Texas, C. P. Lindsey and wife, Mrs. C. P. Lindsey, Titus County, Texas.

(and each of them respectively,) and service thereof shall be notice to said defendant (s) and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey et al (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
 Alex Justiss
 R. A. Dale
 Special Commissioners.

J. M. Joiner

STATE OF TEXAS

VS NO. 1387

C. P. LINDSEY, ET AL

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS

VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss, and R. A. Dale, special commissioners appointed by the court to assess damages by C. P. Lindsey et al by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al, as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C. P. Lindsey, et al, filed with the Honorable County Judge of Titus County, Texas; on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the 8th day of July, A. D. 1936; a copy of this order shall be served upon Edd Roberts and wife, Mrs. Hattie Roberts, Titus County, Texas, H. M. Tidwell and wife, Mrs. Minnie Tidwell, Titus County, Texas, J. M. Joiner and wife, Mrs. Verna Joiner, 5004 Ave. N. Central Park, Birmingham Ala., George Lindsey and wife, Mrs. Ruby Lindsey, RFD. #5, Texarkana, Texas, Bowie County, Dill Lindsey and wife, More Ossie Lindsey, Harris County, Texas, Chas. D. Lindsey and wife, Mrs. Marcie Lindsey, Dallas County, Texas, C. P. Lindsey and wife, Mrs. C. P. Lindsey, Titus County, Texas. (and each of them respectively,) and service thereof shall be notice to said defendants and each of them, to appear at said time and place at ten o'clock, A. M., at the courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey, et al (and each of them respectively) for the right-of-way and strip of land described in said plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

Mrs. Verna Joiner
 5004 Ave. N. Central Part,
 Birmingham, Ala.

T. B. Caldwell, Jr.
 Alex Justiss
 R. A. Dale
 Special Commissioners.

(SHERIFF'S COPY, WITH RETURNS)

STATE OF TEXAS

VS. NO. 1387

C. P. LINDSEY, et al

IN THE COUNTY COURT OF TITUS COUNTY, TEXAS,

VACATION TERM, A. D. 1936.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justiss, and R. A. Dale, special commissioners appointed by the court to assess damages of C. P.

Lindsey, et al by reason of the construction, reconstruction, and opening of State Highway No. 1 upon, across, and through certain real estate described in plaintiff's petition, reference to which is here made, to which real estate the fee simple title is in the said C. P. Lindsey, et al as is more fully set out in said petition of The State of Texas, acting by and through the commissioners' court of Titus County, Texas, vs. C.P. Lindsey, et al filed with the Honorable County Judge of Titus County, Texas, on the 4th day of June, A. D. 1936; said commissioners having been sworn to assess said damages fairly and impartially, and in accordance with law, do hereby appoint as the time and place for hearing said parties on the matter, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said county, on the _____ day of _____ A. D. 1936; a copy of this order shall be served upon Edd Roberts and wife, Mrs. Mattie Roberts, Titus County, Texas, H. M. Tidwell and wife, Mrs. Minnie Tidwell, Titus County, Texas, J. M. Joiner and wife Mrs. Verna Joiner, 5004 Ave N., Central Part, Birmingham, Ala; George Lindsey and wife, Mrs. Ruby Lindsey, RFD #5, Texarkana, Texas, Bowie County, Dill Lindsey and wife Isabelle Lindsey, Harris County, Texas Chas D. Lindsey and wife, Marcie Lindsey, Dallas County, Texas, C. P. Lindsey, and wife, Mrs. C.P. Lindsey, Titus County, Texas. (and each of them respectively,) and service thereof shall be notice to said defendnan(s) and each of them, to appear at said time and place at ten o'clock A., M., at the Courthouse for the purpose of offering any evidence they may desire as to the amount of damages to be assessed against the State of Texas, and to be paid to the said C. P. Lindsey, et al (and each of them respectively) for the right-of-way and strip of land described in said Plaintiff's original petition filed with the County Judge of Titus County, Texas.

WITNESS OUR HANDS this the 17th day of June, A. D. 1936.

T. B. Caldwell, Jr.
Alex Justiss
R. A. Dale

Special Commissioners.

The Foregoing Notice came to hand on the 20th day of June A. D. 1936 and executed by delivered a true copy thereof to each of the following named persons, to wit: Dill Lindsey and Ossie Lindsey, Personally.

On the 24 day of June, A. D. 1936.

Sheriffs Fees.	
Serv 1 pr.	\$.50
1 ad	.25
2 cop.	.50
30 miles	2.25
	<u>\$ 3.50</u>

O. F. Stewart, Sheriff
By R. L. Ives, Dept.

STATE OF TEXAS		IN COUNTY COURT
VS. NO. 1387		TITUS COUNTY, TEXAS.
C. P. LINDSEY, et al		

To T. B. Caldwell, Jr., et al, Special Commissioners

Homer F. Lindsey waives notice of your condemnation hearing set for July 8th, 1936, in the above styled and numbered cause, and submits himself before you for purpose of your hearing on said date.

This the 24th day of June, 1936.

Homer F. Lindsey.

THE STATE OF TEXAS		IN THE COUNTY COURT
VS		TITUS COUNTY, TEXAS.
C. P. LINDSEY, et al		

TO R. A. DALE, ALEX JUSTISS, T. B. CALDWELL, COMMISSIONERS:

We the undersigned, G. D. Lindsey and wife, being parties to the above cause, waive the issuance and service of notice of hearing to us in the above matter, which is for purpose of determining damage to us and others incident to change of State Highway No. 1 in taking a strip of land out of G. P. Lindsey farm near Mt. Pleasant, Texas, and now enter our appearance for the purpose of hearing.

G. D. Lindsey,
Mrs. G. D. Lindsey.

THE STATE OF TEXAS |
 | IN COUNTY COURT
VS # 1387 |
G. P. LINDSEY, et al | TITUS COUNTY, TEXAS.

To T. B. Galwell, Alex Justice and R. A. Dale, Special Commissioners:

Now comes George Lindsey and wife, Mrs. Ruby Lindsey, parties to above cause and waive notice of hearing and enter our appearance for purpose of hearing.

George Lindsey
Mrs. Ruby Lindsey

STATE OF ALABAMA:
JEFFERSON COUNTY:

BEFORE ME, the undersigned authority, personally appeared Tony Schilleci, who first being duly sworn deposes and says, "I am a Deputy Sheriff of Jefferson County, Alabama, and by reason of such, have power and authority to serve any legal paper that the Sheriff of Jefferson County may serve in person, and I hereby certify that on this 22nd day of June, 1936, I served a true and accurate copy of the attached notice on J. M. Joiner and wife, Mrs. Verna Joiner by handing them a true copy thereof, Case State of Texas Vs. No. 1387.

Subscribed and sworn to before me this the
22nd day of June, 1936.

Tony Schilleci,
Deputy Sheriff,
Jefferson County, Ala.

Mary Nettie Hardwick, Notary Public.

(SEAL)
My Commission expires July, 1939.

STATE OF ALABAMA | CIRCUIT COURT
JEFFERSON COUNTY | TENTH JUDICIAL CIRCUIT OF ALABAMA

I, O. L. ANDREWS, Clerk of the Circuit Court of the Tenth Judicial Circuit of Alabama, in and for said State and County, the same being a Court of Records and having a Seal, do hereby certify that Mary Nettie Hardwick who subscribed the annexed Certificate of Acknowledgement, was at the time of taking the same a Notary Public residing in said County and duly authorized by the laws of said State to certify the same, as well as to take and certify the proof and Acknowledgement of Deeds to be recorded therein, and that the same is taken and certified in all respects as required by the laws of said State, and I further certify that I am well acquainted with the handwriting of the said Mary Nettie Hardwick and verily believe that the signature attached to the annexed certificate to be genuine; I further certify that the laws of the State of Alabama do not require that the impression of the Seal of said Notary Public be deposited in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 23 day of June, 1936.

(SEAL)

O. L. Andrews, Clerk Circuit Court,
Tenth Judicial Circuit of Alabama.

THE STATE OF TEXAS |
VS. NO. 1387 |
G. P. LINDSEY, et al | IN THE COUNTY COURT OF TITUS COUNTY, TEXAS.

On this the 17th day of June, A. D. 1936, T. B. Caldwell, Jr., Alex Justice and R. A. Dale, special commissioners appointed by the Court to assess damages of C. P. Lindsey, et al, by reason of the construction and reconstruction and opening of State Highway No. 1, upon, across, and through certain real estate described in plaintiffs petition, reference to which is here made, to which real estate the fee simple title is in the said C.P. Lindsey, et al, as is more fully set out in said petition of the State of Texas, acting by and through the Commissioners Court of Titus County, Texas, Vs. C. P. Lindsey, et al, filed with the Honorable County Judge of Titus County, Texas, on the 4th. day of June, A. D. 1936; and impartially and in accordance with law, do hereby appoint as the time and place for hearing such matter and said parties, the office of the County Judge of Titus County, Texas, at Mt. Pleasant, Texas, in said County on the 8th day of July, A. D. 1936; a copy of this order shall be served on Chas. D. Lindsey and wife, Marcie Lindsey, of Dallas County, Texas, and service thereof shall be notice to said defendants and each of them, to appear at said time and place at 10 o'clock A.M., at the Court House for the purpose of offering any evidence they may desire as to the amount of damages assessed against the State of Texas and to be paid to said C. P. Lindsey, et al, and each of them respectively for the right-of-way and strip of land described in plaintiffs petition filed with the County Judge of Titus County, Texas.

Witness our hands this the 17th day of June A. D. 1936.

T. B. Caldwell, Jr.
Alex Justice,
R. A. Dale.

Special Commissioners.

Came to hand the ____ day of June A. D. 1936 and executed by delivering a copy of the foregoing notice to Chas D. Lindsey and his wife, Mrs. Marcie Lindsey in Dallas County, Texas, on the ____ day of June A. D. 1936.

Sheriff, Dallas County, Texas.

SHERIFF'S RETURN

Came to hand this 23rd day of June A. D. 1936 at 1 o'clock p.m. and returned un-executed this 26th day of June A. D. 1936 as unable to locate the within named defendant after diligent search and inquiry throughout Dallas County.

R. A. Schmid Sheriff Dallas County.

By Florence Ellis, Deputy.
