

REGULAR SESSION - APRIL TERM

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BE IT REMEMBERED that the Commissioners' Court of Titus County, Texas, met in Regular Session on the ^{10th} day of ^{April} ~~March~~, 1939, at the Court House of Titus County in the City of Mt. Pleasant, Texas, and the following members were present, to-wit:

C. T. Neugent,
T. L. Garrett,
W. J. Gody,
Ernest Brown,
G. C. Lunsford,
A. B. Gilpin,

County Judge
Commissioner, Precinct No. 1
Commissioner, Precinct No. 2
Commissioner, Precinct No. 3
Commissioner, Precinct No. 4
County Clerk

and the following proceedings were had to-wit:

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IN THE MATTER OF APPROVING MONTHLY REPORTS:

Motion was made by Commissioner Brown and seconded by Commissioner Garrett to approve the monthly report and expense account of J. W. Spruill, Justice of the Peace. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown that Chas. Roberson's/monthly report be approved. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of A. B. Gilpin, County Clerk. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Brown and seconded by Commissioner Garrett to approve the monthly report and expense account of J. W. Edwards, Justice of the Peace. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Brown and seconded by Commissioner Garrett to approve the monthly report and expense account of Loyd Graf, Constable. All voted "aye" and

the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of P. O. Wilhite, Tax Assessor-Collector. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of G. R. Ard, Sheriff. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of Floyd Keith, District Clerk. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly report and expense account of Chas. W. Robinson, Justice of the Peace. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of Morris Rolston, County Attorney. All voted "aye" and the motion carried unanimously.

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the monthly expense account of Aubrey Redfearn, Constable. All voted "aye" and the motion carried unanimously.

IN THE MATTER OF APPROVING THE ANNUAL REPORT OF AUBREY REDFEARN:

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to approve the Annual Report of Aubrey Redfearn, Constable. All voted "aye" and the motion carried unanimously.

IN THE MATTER OF APPROVING THE BOND OF MRS. DAISY BUCHANAN, DEPUTY TAX COLLECTOR:

Motion was made by Commissioner Lunsford and seconded by Commissioner Cody to approve the Bond of Daisy Buchanan, Deputy Tax-Assessor-Collector. All voted "aye" and the motion carried unanimously.

IN THE MATTER OF PAYING SEB F. CALDWELL FOR LEGAL SERVICES RENDERED:

The following account was considered and approved by a majority of the members of the Commissioners' Court:

"Titus County, Texas
Dr. to
Seb. F. Caldwell

Service rendered preparing proceedings, election supplies, and taking responsibility for legality of election Apr. 1, 1939, submitting \$160,000 bonds in election. \$ 475.00.

O. K. - Operating Fund
(signed) C. T. Neugent
G. C. Lunsford
W. J. Cody.

IN THE MATTER OF PURCHASING ROAD BONDS FROM J. R. PHILLIPS INVESTMENT COMPANY:

IT APPEARING that J. R. Phillips Investment Company of Houston, Texas, has offered to sell to the Titus County road sinking fund \$5000 Road District No. 1 Bonds, bearing 5% interest, dated March 15, 1916, Numbers 161 to 165 inclusive, due March 15, 1949, and it further appearing that by the purchase of said bonds a saving of \$1,375.00 will be affected by Titus County;

THEREFORE, upon motion made by Commissioner T. L. Garrett and seconded by Commissioner Ernest Brown and unanimously approved by the Commissioners present, the County Treasurer is hereby authorized to purchase the said bonds and pay the sum of \$6,125.00 out of Titus County Road Bond sinking fund to J. R. Phillips Investment Company, upon being presented with the above described bonds for payment.

IN THE MATTER OF CANVASSING ELECTION RETURNS ON COURT HOUSE BOND ELECTION:

Be it remembered that the Commissioners Court of Titus County, Texas, met in a regular session thereof, at the Court House of said County, on the 11th. day of April A.D. 1939, with the following members present, to wit:

County Judge, C. T. Neugent, and County Commissioners, Garrett, Gody, Brown and Lunsford.

County Commissioner, Lunsford, offered the following order to the Commissioners Court of Titus County, Texas, and made a motion that the same be passed by the Court, which motion was seconded by County Commissioner, Gody. The order is to wit:

"It appears to the Commissioners Court of Titus County, Texas, that a special election was held in and throughout Titus County, Texas, at the various voting precincts and places of election therein on the 1st. day of April A.D. 1939, at which there was submitted to the resident property taxpaying voters of said County, Texas, question of the issuance of the Coupon Bonds of said County to the amount of \$160,000.00 for the purpose of contracting permanent improvements, a court house in said County; That returns of said election have been made by the election officers having held the said election; and that from said returns it appears that there were cast at said election 1715 votes; of which number were cast "for the issuance of bonds" 313 votes and that there were cast "against the issuance of bonds" 1402 votes; and that a majority of the votes cast at said election were cast against the issuance of bonds;

It is therefore, ordered, adjudged and decreed by the Commissioners Court of Titus County, Texas, that a majority of the votes cast at said election were cast against the issuance of bonds as voted upon and submitted in the said election and that by reason thereof this court does not have authority to issue said bonds."

The County Judge put the said motion for a vote of the members of the Commissioners Court of Titus County, Texas, with the request that as many as favored the motion would vote "AYE" and those opposed to vote "NO". Whereupon County Commissioners, Garrett, Gody, Brown and Lunsford voted "AYE". None voted "NO". The County Judge declared the motion carried and the order passed.

The foregoing minutes read and approved April 11th. 1939.

C. T. Neugent
County Judge

IN THE MATTER OF PURCHASING \$30,000 TITUS COUNTY R & B FUNDING BONDS:

**TO THE HONORABLE COUNTY JUDGE AND
COMMISSIONERS' COURT OF TITUS
COUNTY, TEXAS.**

Gentlemen:

In connection with the \$30,000 TITUS COUNTY 4½% ROAD AND BRIDGE FUNDING BONDS which are now in process of being issued to take up and refund a like amount of Titus County Road and Bridge 5½% and 6% Warrants maturing at various times during 1939, 1940 and 1941, we wish to submit for your consideration the following proposal:

In checking the sinking funds of the county-wide road bond issues there appears to be a considerable surplus of money to the credit of these issues. In view of the good financial condition of these road bond issues and the present high bond market has made it impossible to secure additional road bonds as an investment for these surplus sinking funds at reasonable prices. Under the present banking laws, you, depository bank is unable to pay you any interest whatever on these surplus funds.

Therefore, we offer as an investment for these surplus funds the \$30,000 Titus County Road and Bridge Funding Bonds, dated February 10, 1939, on the following schedule of prices:

Amount	Year	Price
\$ 2,000	April 10, 1940	103.00
2,000	April 10, 1941	104.50
4,000	April 10, 1942	106.50
4,000	April 10, 1943	106.50
4,000	April 10, 1944	107.00
4,000	April 10, 1945	107.50
5,000	April 10, 1946	108.00
5,000	April 10, 1947	108.25

To these prices there is to be added the accrued interest from the date of the bonds to the date of delivery of the said bonds to the sinking fund. The accrued interest so paid will revert to the credit of the sinking fund of the road and bridge issue, because proper interest adjustments will be made at the time or times that the bonds are actually delivered to us by the State Comptroller in exchange for the 5½% and 6% warrants outstanding.

The above prices are in line with the present prevailing market and in proportion to what we will have to pay in order to secure the 5½% and 6% warrants for refunding purposes.

The bonds are to be delivered to you as an investment for the county-wide sinking fund as we have obtained the old warrants for exchange and on the approving opinion of the Attorney General of the State of Texas.

We are to be given a period of Four (4) months in which to deliver the \$30,000 4½% Refunding Bonds to the county-wide sinking fund without any change in prices. If we have not made delivery of the bonds maturing in 1940, 1941 and 1942 by that time proper price adjustments will be made for the lapse of time.

This proposal and offer to sell the above described bonds does not affect our agreement in connection with the refunding of the \$30,000 warrants into a like amount of the refunding bonds.

Respectfully submitted,
C. N. BURT & COMPANY
By G. E. Burt

Realizing the need of investments for the county-wide sinking funds and after careful consideration of the foregoing proposal of C. N. Burt & Company, said proposal is hereby accepted according to the terms set forth therein and the County Treasurer is hereby directed to make payment for the road and bridge refunding bonds as they are delivered by the said C.N. Burt & Company in accordance with provisions of this agreement by order of the Commissioners' Court of Titus County, Texas, this the 10th day of April 1939.

C. T. Neugant

Motion was made by Commissioner Lunsford and seconded by Commissioner Cody to accept the proposal of C. N. Burt & Company above set out. All voted "aye" and the motion carried.

SCHOOL TRUSTEE ELECTION RETURNS:

On this the 11th day of April, 1939, came on to be considered by the Commissioners' Court of Titus County, Texas, the canvassing of the returns of the election of School Trustees in the Common & Independent School Districts throughout Titus County, and the election of two County School Trustees in and for Commissioners' Precinct No. 1 and Commissioners' Precinct No. 3, one each, said election being held on April 1, 1939.

It is ordered, adjudged and decreed by the Commissioners' Court of Titus County, Texas, that the following named parties received the highest number of votes for Trustee in the Common School Districts throughout Titus County, and are hereby declared duly elected to the office of Trustee in and for the following Common School Districts of Titus County, and all Independent School Districts of Titus Co.:

Dist No.	Local	Comm. Pre. #1	Comm. Pre. #3
6 Farmers Academy	P. C. Sellers		
14 Chapel Hill	Lee Thompson Arthur Skelton E. P. Clark		
18 Marshall Springs	W. T. Thorn		
9 Union Hill	E. L. Flood		
11 Midway	W. O. Phillips		Felix Jones 22
12 Old Union	Ollie Brents	B. G. Branch 20	
21 Progress	Tom Barr		
30 Nevils Chapel	H. E. Poag		
26 Edwards Chapel	Arch Smith		
29 Lone Star	Charley Kasley		
4 Blodgett	O. H. Taylor		
14 Wilkinson	F. H. Anschutz		Felix Jones 25
5 Pleasant Hill	J. J. Walker		
8 Concord	D. A. Talley		
16 Overland	J. C. Vaught		Felix Jones 21
20 Hickory Hill	Leonard Barber		
3 Stone Wall	J. R. LaPrade		
2 Maple Springs	T. L. Randle		Felix Jones 22
15 Yancey	Karl Cook		
25 Cypress	Barney Rust		
10 Oak Grove	Marvin Brown		

28	Liberty Hill	Ramon Cameron	A. A. Cameron 1 Felix Jones 10
19	Adams Chapel	Glenn Allen	
24	Green Hill	W. O. Freeman	B.G. Branch 31
32	Forest Grove	J. A. Sackett	" 8
7	Monticello	L. O. Crow	
34	Benton	M. B. Rountree	
27	County Line	Cleo Satterwhite	
17	Ripley	- - -	

The above minutes read and approved. - - - -

ATTESTE

 County Judge, Titus County, Texas.