

SPECIAL SESSION - July 16, 1940

THE STATE OF TEXAS |  
COUNTY OF TITUS |

On this the 16 day of July, 1940, the Commissioners' Court of Titus County, Texas, convened in Special meeting during a Special Term of Court in the Courthouse with the following members of said Court present, to-wit:

- C. T. Meugent, County Judge,
- T. L. Garrett, Commissioner Precinct No. 1,
- W. J. Cody, Commissioner Precinct No. 2,
- Ernest Brown, Commissioner Precinct No. 3,
- G. C. Lunsford, Commissioner Precinct No. 4,
- A. B. Gilpin, County Clerk, and Ex-Officio Clerk, Commissioners' Court,

and with the following members absent: None, constituting the entire Court, at which time the following business was transacted:

Commissioner Brown presented for consideration an order and made a motion that it be passed. The motion was seconded by Commissioner Garrett. The motion carrying with it the adoption of the order prevailed by the following vote:

AYES: Commissioners Garrett, Cody, Brown and Lunsford.

NOTE: None.

THEREUPON, the County Judge declared the order finally passed. The order as passed is as follows:

WHEREAS, the Commissioners' Court has heretofore on the 13th day of January, 1940, passed an order authorizing the issuance of \$20,000.00 Titus County Courthouse Improvement Warrants, Series 1940, dated January 15, 1940; and

WHEREAS, said order provides that the warrants shall be delivered to the contractor on estimates approved by the Engineers and thereafter approved by the Commissioners' Court as the work progresses; and

WHEREAS, O. L. Crigler Company, contractors, has presented the third estimate in words and figures as follows:

FRED E. HESS - ENGINEER.

CERTIFICATE OF PAYMENT.

THIS COPY TO County

Job No. 122

Date July 15, 1940

To Titus County Texas

Certificate No. FINAL

Amount \$9,008.85

Mount Pleasant, Texas

This is to certify that O. L. Crigler Company the Contractor for the general contract on Couthouse Improvement, is entitled to Final payment as per contract amounting to Nine Thousand eight and 85/100 (\$9,008.85) Dollars.

Fred E. Hess Engineer  
By Fred E. Hess

Status of Contract	
Total Estimate - - - - \$	53,622.90
Less 10% retained - - -	none
Total due Contractor -	53,622.90
Less previous payments -	44,614.05
Net amount due - - - - -	9,008.85
Original Contract	\$53,622.90
Additions ordered	none
Sub total - - - - -	53,622.90
Deductions ordered	
Present Contract	53,622.90
Total payments made	53,622.90
Balance due under cont.	none

Remarks: Work Completed.

AA1372

Date July 15, 1940

Received from Titus County Texas (Owner) the sum of Nine thousand eight and 85/100 (\$9,008.85) Dollars, as per the above certificate.

O. L. Crigler Company (Contractor)

By O. E. Crigler

; and

WHEREAS, said improvements covered by said estimate have been inspected by the Commissioners' Court of said County and found to be in accordance with the specifications adopted by said County, and to be well worth the sum of \$9008.85, the amount provided in said estimate, and said Commissioners' Court has accepted the labor and materials covered by said estimate for and in behalf of said County of Titus; and

WHEREAS, said estimate herein set out has been duly audited by said Commissioners' Court and found to be correct;

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:

1. That said estimate covering said labor and materials aggregating the sum of \$9,008.85 which has been presented by the contractors be, and the same is hereby allowed.

2. That in accordance with said contract between the County of Titus and O. L. Crigler Company, contractors, there shall be executed and delivered to said contractor "Titus County Court-house Improvement Warrants, Series 1940", Numbers 13 to 20, inclusive, in the denomination of One Thousand (\$1,000.00) Dollars, aggregating \$8,000.00, dated January 15, 1940, bearing interest at the rate of 5% per annum, being part of an issue of \$20,000.00, authorized to be issued by order of the Commissioners' Court passed on the 13th day of January, 1940, and duly recorded in the Minutes of said Court.

3. That said Titus County, Texas, has received full value and consideration for said warrants numbered as set out above, and the contractors have in all respects fully complied with all of the duties under said contract.

4. Due to the fact that the amount of the estimate, exceeds the amount of warrants, authorized to be delivered hereunder, and that this is the final estimate, the contractor is entitled to a credit of \$1,008.85, which amount shall be paid by warrant against the Permanent Improvement Fund.

PASSED AND APPROVED this the 16 day of July, 1940.

ATTEST: A. B. Gilpin  
County Clerk and Ex-Officio  
Clerk, Commissioners' Court,  
Titus County, Texas.

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

(SEAL)

AA1372

THE STATE OF TEXAS |  
COUNTY OF TITUS |

We, the undersigned, County Judge, County Clerk and County Treasurer, of the County of Titus, Texas, do hereby certify that the said County through its Commissioners' Court has and have duly inspected the labor and materials furnished by C. L. Crigler Company, contractors, covered by estimate No. 3, under contract with said County, dated January 13, 1940, and duly recorded in the Minutes of said Commissioners' Court; that said labor and materials have been accepted by said Commissioners' Court as being in accordance with said contract, and the specifications attached thereto, and that said labor and materials are well worth the price agreed upon and the amount provided in said contract, and that all duties imposed by the contract insofar as said estimate is concerned have been fully performed by the contractors.

WE FURTHER CERTIFY that the claim of said contractors in the sum of \$9,008.85 has been duly audited and allowed by said Commissioners' Court and "Titus County Courthouse Improvement Warrants, Series 1940", dated January 15, 1940, Numbers 13 to 20, inclusive, of the denomination of \$1,000.00 each, bearing 5% interest, issued and delivered to said contractors evidencing the indebtedness due by said County in the amount of \$8,000, and that said County has received full value and consideration for said warrants.

WE FURTHER CERTIFY that there is no litigation pending or threatened growing out of the issuance of said warrants nor in any way affecting the titles of the within named officers of said County to their respective offices.

WITNESS OUR HANDS this the \_\_\_ day of July, 1940.

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

A. B. Gilpin  
County Clerk, Titus County, Texas.

D. C. Morgan  
County Treasurer, Titus County, Texas.

(SEAL)

SUBSCRIBED AND SWORN TO BEFORE ME this the 16 day of July, 1940.

Dove Burnett  
Notary Public in and for Titus County, Texas.

(SEAL)

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SIGNATURE IDENTIFICATION AND NON-LITIGATION CERTIFICATE

STATE OF TEXAS |  
COUNTY OF TITUS | SS.

WE HEREBY CERTIFY, that we did officially sign the \$ \_\_\_\_\_ of Titus County, Texas, Courthouse Improvement Warrants, Series 1940, drawing 5 per cent interest, payable semi-annually and delivered herewith, said warrants being dated January 15, 1940, being of \$1,000.00 denomination, numbered 13 to 20 both inclusive, being part of an issue aggregating \$20,000.00, maturing serially throughout the years 1941 and 1942.

We, the undersigned, being at the date of such signature and now the duly chosen, qualified and acting officers indicated therein and authorized to execute same.

WE DO FURTHER CERTIFY that no litigation of any nature is now pending or threatened restraining or enjoining the issuance and delivery of said warrants; or the levy and collection of taxes to pay the interest and principal, or in any manner questioning the proceedings or authority by which same is made, or affecting the warrants thereunder; and

That neither the corporate existence nor boundaries, nor the title of present officers to their respective offices is being contested, and that no authority nor proceedings for the issuance of said warrants have been repealed, revoked or rescinded.

WE FURTHER CERTIFY that we are acquainted with the official seal of said Commissioners' Court of Titus County, Texas and that an impression of said official seal is affixed to each of said warrants and that a correct impression of the same also appears upon this certificate.

That the fac-simile signatures of County Judge and County Clerk appear upon the coupons attached to said warrants.

Executed and delivered at Mt. Pleasant, Texas, this 16th day of July, 1940.

SIGNATURE	OFFICIAL TITLE
C. T. Neugent	County Judge
A. B. Gilpin	County Clerk
D. C. Morgan	County Treasurer

(SEAL)

I DO HEREBY CERTIFY that the signatures of the officers subscribed above are true and genuine.

C. E. Lee  
Cashier

(Bank Seal)

THE FIRST NATIONAL BANK  
MOUNT PLEASANT, TEXAS

Dated at Mt. Pleasant, Texas, this 16th day of July, 1940.

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**ESTIMATE OF HESS & CRIGLER:**

**FRED E. HESS - ENGINEER  
CERTIFICATE OF PAYMENT**

THIS COPY TO County

Job No. 122

Certificate No. Final

Date July 15, 1940

Amount \$25,000.00

To Titus County Texas

Mount Pleasant, Texas

This is to certify that O. L. Crigler Company the Contractor for the general contract on Courthouse Improvement, is entitled to final payment as per contract amounting to Twenty five thousand & no/100 (\$25,000.00) Dollars.

Fred E. Hess Engineer  
By Fred E. Hess

**Status of Contract.**

Total Estimate - - - - -	\$ 33,500.00	Original Contract - - - - -	\$33,461.25
Less 10% retained - - - - -	none	Additions ordered - - - - -	38.75
Total due Contractor - - -	33,500.00	Sub-total - - - - -	33,500.00
Less previous payments - - -	8,500.00	Deductions ordered - - - - -	
Net amount due - - - - -	25,000.00	Present Contract - - - - -	33,500.00
		Total payments made - - - - -	33,500.00
		Balance due under cont. - - -	none.

Remarks: Work Completed.

Date July 15, 1940

Received from Titus County Texas (Owner) the sum of Twenty five thousand & no/100 (\$25,000.00) Dollars, as per the above certificate.

O. L. Crigler Company (Contractor)  
By O. L. Crigler

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## Follow-Up Order

## TITUS COUNTY PERMANENT IMPROVEMENT WARRANTS,

SERIES 2 OF 1940 - \$32,000

THE STATE OF TEXAS |  
 COUNTY OF TITUS |

On this 16 day of July, 1940, the Commissioners Court of Titus County, Texas, convened in regular session at a Special term hereof, with the following named members present, viz:

C. T. NEUGENT,	County Judge
T. L. GARRETT,	Commissioner Precinct #1
W. J. CODY,	Commissioner Precinct #2
ERNEST BROWN,	Commissioner Precinct #3
G. C. LUNSFORD,	Commissioner Precinct #4
A. B. GILPIN,	County Clerk

and passed the following order:

IT APPEARS that on the 13th day of May, 1940, the Commissioners' Court of Titus County made and entered an ordered ratifying and approving the contract between Titus County and O. L. Crigler Company for the purchase and installation of equipment and furniture for the newly remodelled and reconditioned Courthouse of Titus County and for furnishing all materials and labor thereunto necessary, and paving the Courthouse Square in Mt. Pleasant, Texas, the County Seat of Titus County, and made provision to pay therefor to the extent of \$32,000.00 by the issuance of Thirty-two Titus County Permanent Improvement Warrants, Series 2 of 1940, dated May 20, 1940, bearing interest at the rate of 5% per annum, numbered 1 to 32, inclusive, in denomination of \$1,000 each, aggregating \$32,000.00, and maturing serially on April 10, 1941 to 1950, inclusive.

AND IT FURTHER APPEARS AFFIRMATIVELY TO THE COURT that said O. L. Crigler Company, contractor, has at its own expense furnished all labor and materials thereunto necessary and has supplied and installed such Courthouse equipment and furniture in said remodeled and reconditioned courthouse and has furnished all materials and labor thereunto necessary and paved the Courthouse Square in Mt. Pleasant in accordance with contract therefor to the extent of \$25,000.00; and that said contractor has presented claim therefor, and that said claim has been audited and approved by this court, and has been found to be a correct charge therefor, and that same should be allowed and ordered paid.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Commissioners Court of Titus County, Texas, that the above mentioned claim of O. L. Crigler Company, contractor, is hereby approved, allowed and ordered paid by the issuance, execution and delivery of interest-bearing time warrants of said county briefly described as follows:

Twenty-Five TITUS COUNTY PERMANENT IMPROVEMENT WARRANTS, SERIES 2 OF 1940, dated May 20, 1940, bearing interest at the rate of 5% per annum, numbers 8 to 32, inclusive, in denomination of \$1,000 each, aggregating \$25,000.00 and maturing serially, being a portion of an entire authorized issue of \$32,000.00 such warrants.

And the County Judge and the County Clerk and the County Treasurer of Titus County are hereby authorized, ordered and directed to execute and deliver said warrants to said contractor in payment of the hereinbefore described claim.

And it is hereby acknowledged that Titus County has received full value and consideration for the above described warrants and does not have or claim any offset or counterclaim thereto.

The foregoing order was read and it was moved by Commissioner CODY and seconded by Commissioner LUNSFORD that it be passed, and upon the question being called, it was unanimously passed, Commissioners GARRETT, CODY, BROWN and LUNSFORD voting AYE; and no one voting NO.

C. T. Neugent  
 County Judge

AA1372

**- IN THE MATTER OF PAYING FRED E. HESS AND O. L. CRIGLER:**

Motion was made by Commissioner Lunsford and seconded by Commissioner Brown to pay Fred E. Hess \$90.00 out of Permanent Improvement Fund; that warrant be issued to O. L. Crigler Co. against Permanent Improvement Fund in the amount of \$1059.36, which represents net amount \$970.00 due O. L. Crigler Co. and \$89.28 due Fred E. Hess. Said warrant to be paid out of the first money received from 1940 Permanent Improvement Tax Levy. It is further ordered that said warrant be purchased by the Road Bond Sinking Fund. All voted "aye" and the motion carried unanimously.

**IN THE MATTER OF ACCEPTING COURTHOUSE JOB:**

After inspection of completed courthouse by the Commissioners' Court and report of the Engineer that O. L. Crigler Co. had completed the terms of their two contracts, it was moved by Commissioner Ernest Brown and seconded by Commissioner Geo. Lunsford that the work be accepted and final payment made. All voted "aye" and the motion carried unanimously.

**IN THE MATTER OF DECLARING RESULTS OF TRUSTEE ELECTION - FOREST GROVE:**

Motion by Brown, seconded by Cody that in a special school trustee election held at Forest Grove Common School District No. 32, Titus County, Texas on July 13, 1940 the Commissioners Court declares Charlie Howard elected school trustee for the above named district.

Brown, Lunsford, Garrett and Cody all vote aye. County Judge declared the motion carried and the order passed.

The above minutes read and approved.

ATTEST:

\_\_\_\_\_  
County Clerk.

\_\_\_\_\_  
County Judge.

SIGNATURE IDENTIFICATION AND NON-LITIGATION CERTIFICATE

STATE OF TEXAS |  
COUNTY OF TITUS | SS.

AA1372

WE HEREBY CERTIFY, that we did officially sign the \$30,000.00 of Titus County Road and Bridge Funding Bonds Series 1940 drawing 4 1/2 per cent interest, payable semi-annually and delivered herewith, said bonds being dated July 1, 1940 being of \$1,000.00 denomination, numbered 1 to 30 both inclusive, maturing serially as follows: \$2,000.00 4/1/42-48, incl; \$4,000.00 4/1/49; \$6,000.00 4/1/50-51.

We, the undersigned, being at the date of such signature and now the duly chosen, qualified and acting officers indicated therein and authorized to execute same.

WE DO FURTHER CERTIFY that no litigation of any nature is now pending or threatened restraining or enjoining the issuance and delivery of said bonds; or the levy and collection of taxes to pay the interest and principal, or in any manner questioning the proceedings or authority by which same is made, or affecting the bonds thereunder; and

That neither the corporate existence nor boundaries, nor the title of present officers to their respective offices is being contested, and that no authority nor proceedings for the issuance of said bonds have been repealed, revoked or rescinded.

WE FURTHER CERTIFY that we are acquainted with the official seal of said Commissioners' Court and that an impression of said official seal is affixed to each of said bonds and that a correct impression of the same also appears upon this certificate.

That the fac-simile signatures of the County Judge and County Clerk appear upon the coupons attached to said bonds.

Executed and delivered at Mt. Pleasant, Texas this 31 day of July 1940.

SIGNATURE	OFFICIAL TITLE
C. T. Neugent	County Judge
A. B. Gilpin	County Clerk
D. C. Morgan	County Treasurer

(SEAL)

I DO HEREBY CERTIFY that the signatures of the officers subscribed above are true and genuine.

Estelle Irvin  
Ast. Cashier

(Bank Seal)

THE FIRST NATIONAL BANK  
MOUNT PLEASANT, TEXAS

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## SIGNATURE CERTIFICATE

THE STATE OF TEXAS |  
COUNTY OF TITUS |

We, the undersigned officers of Titus County, Texas, HEREBY CERTIFY that we did officially sign the following described warrants:

THIRTY-TWO TITUS COUNTY PERMANENT IMPROVEMENT WARRANTS, SERIES 2 OF 1940, dated May 20, 1940, bearing interest at the rate of 5% per annum, numbered 1 to 32, inclusive, in denomination of \$1,000 each, aggregating \$32,000.00 and maturing serially \$3,000 on April 10, 1941 to 1948, inclusive, and \$4,000 on April 10, 1949 and 1950.

WE FURTHER CERTIFY that at the time of signing said warrants, and also at the time of executing this certificate, we were and are the duly elected, qualified and acting officers of said County as indicated on this certificate, and are authorized to execute said warrants.

WE FURTHER CERTIFY that there is no litigation either pending or threatened restraining or enjoining the issuance and delivery of said warrants or the levy and collection of taxes in payment thereof, nor in any manner questioning the proceedings and authority by which said warrants are issued, and that none of the proceedings authorizing the issuance of said warrants have been repealed.

WE FURTHER CERTIFY that neither the corporate existence nor the boundaries of said county nor the titles of the present officers to their respective offices are being contested.

WE FURTHER CERTIFY that we are acquainted with the official seal of the Commissioners Court of said County and that said seal is affixed to each of said warrants, and that a correct impression of said seal is also affixed to this certificate.

WE FURTHER CERTIFY that the coupons attached to said warrants are executed by the facsimile signatures of C. T. NEUGENT, County Judge, and A. B. GILPIN, County Clerk.

WE FURTHER CERTIFY that we delivered said warrants in payment for the purchase and installation of the equipment and furniture for the newly remodelled and reconditioned Courthouse of Titus County and paving the Courthouse Squara in Mt. Pleasant, Texas, the County Seat of said County, in accordance with contract therefor.

WE FURTHER CERTIFY that Titus County does not have or claim any offset or counterclaim against the hereinbefore described warrants or any part thereof.

WITNESS OUR OFFICIAL SIGNATURES and the SEAL OF THE COMMISSIONERS COURT of said County, this 16 day of July, 1940.

C. T. Neugent, County Judge

A. B. Gilpin, County Clerk

D. C. Morgan, County Treasurer

(SEAL)

I HEREBY CERTIFY that the foregoing signatures of the above officers are genuine.

C. E. Lee, Cashier

THE FIRST NATIONAL BANK  
MOUNT PLEASANT, TEXAS

(BANK SEAL)

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