

On this the 10th day of September, 1940, the Commissioners' Court of Titus County, Texas, convened in regular meeting in the Courthouse in the City of Mount Pleasant, Texas, with the following members of the Court present, to-wit:

- |                 |   |
|-----------------|---|
| C. T. Neugent,  | 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,<br>Commissioners' Court, |

with the following members absent: None, constituting the entire Court, at which time the following proceedings were had:

Commissioner Lunsford introduced a proposed order and made a motion that it be passed. The motion was seconded by Commissioner Garrett. The motion was carried by the following vote:

- AYES: Commissioners Garrett, Cody, Brown and Lunsford.  
NOES: None.

The County Judge announced that the order had been passed. The order as passed is as follows:

AN ORDER

AUTHORIZING THE DELIVERY OF \$3,500.00 TITUS COUNTY ROAD AND BRIDGE TIME WARRANTS SERIES 1940, AND PRESCRIBING THE FURTHER DUTIES OF THE COUNTY OFFICIALS AND THE HOLDER OF SAID WARRANTS IN CONNECTION THEREWITH.

WHEREAS, the Commissioners' Court of Titus County, Texas, has heretofore on the 16th day of March, 1940, passed an order authorizing the issuance of Titus County Road and Bridge Time Warrants, Series 1940, \$20,000.00, bearing interest at the rate of Five (5%) per cent per annum, and has provided therein the method of completing the delivery of said warrants from time to time in installments; and

WHEREAS, arrangements have been made with First National Bank, Mt. Pleasant, Texas, to assemble duly approved claims and accounts against the County of persons furnishing materials or performing services or labor in connection with the county's construction program in which the

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United States Government is cooperating with the County through the Works Progress Administration for the construction of permanent improvements of its roads, including bridges, culverts, other structures on and hard surfacing of lateral roads, and to accept from the County said interest-bearing time warrants in an amount equivalent to said claims so acquired by said bank; and

WHEREAS, said bank has acquired up to this time claims and accounts against the County described as follows:

NO.	DATE	TO WHOM ISSUED	PURPOSE	AMOUNT
		Credit from last delivery - - - - -		\$ 113.60
10	6-10-40	John I. Chesley	Concrete Pipe	1,627.00
11	6-11-40	Wilson Hardware	Hardware	78.85
12	6-11-40	Mt. Pleasant Lbr. Co.	Lumber	32.79
13	6-11-40	Bess Rogers Co.	Hardware	36.80
14	6-11-40	R. H. Meadows	"	95.05
15	7-9-40	G. C. Garrett	"	20.15
16	7-9-40	R. H. Meadows	"	5.50
17	7-9-40	Mt. P. Lumber Co.	Lumber	33.77
18	8-12-40	Nolan Hays	Lumber	63.46
19	8-12-40	J. D. Adams Co.	Parts WPA project	157.16
20	8-12-40	McClure-Harris Co.	"	36.95
21	8-12-40	R. H. Meadows	Hardware	18.45
22	8-12-40	Talco Asphalt, Ref. Co.	Oil	266.76
23	9-9-40	Carthal Reese	Labor, WPA Proj. #1	82.18
24	9-9-40	Nolan Hays	Lumber	211.68
25	9-9-40	A. S. Williams	"	95.80
26	9-9-40	J. T. Griason	"	133.78
27	9-9-40	Luther Cook	Labor	87.21
28	9-9-40	Earnest Vanzant	Labor	64.54
29	9-9-40	Mrs. Louise Blythe	Gravel	9.50
30	9-9-40	R. G. Nicholson	Lumber, WPA	87.66
31	9-9-40	Leomrd Justiss	Labor	82.12
32	9-9-40	(Outstanding - \$5.95)		
33	9-9-40	Dr. J. S. Taylor	Gravel	66.85

\$ 3,507.61

Aggregating - - - - - \$ 3,507.61; and

WHEREAS, said bank has agreed to accept in lieu thereof said interest-bearing time warrants in the amount of \$3,500.00, being credited on the books of the County with a balance of \$7.61, to be taken into consideration at the time of the next succeeding installment delivery;

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

1. That the County Judge, County Clerk and County Treasurer be and they are hereby authorized, ordered and directed to accept from said First National Bank, the claims hereinabove described and simultaneously with receiving said instruments to deliver to said bank, said Titus County Road and Bridge Time Warrants, Series 1940, Numbers 29 to 35, both inclusive, of the denomination of Five Hundred (\$500.00) Dollars each, aggregating \$3,500.00.
2. That the bank be credited on the books of the County in the further sum of \$7.61, representing the excess of claims over and above the aggregate amount of warrants thus delivered to said bank.
3. That the proper officers of said bank execute a certificate and receipt reflecting the surrender of said claims and account and the delivery and receipt of said warrants; that the County Judge, County Clerk, and County Treasurer execute and deliver to said bank a proper certificate and receipt showing the receipt for said claims and the muniments of title and the fact of the delivery of said warrants to said bank.

PASSED AND APPROVED this the 10th day of September, 1940.

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

ATTEST: A. B. Gilpin  
County Clerk and Ex-Officio Clerk  
of the Commissioners Court.

(SEAL)

THE STATE OF TEXAS |  
 CITY OF TITUS |

We, C. T. Neugent, County Judge, A. B. Gilpin, County Clerk, and D. C. Morgan, County Treasurer, of the County of Titus, Texas, have this day received from the First National Bank, Mount Pleasant, Texas, the owner and holder thereof, the following described claims, issued against the Road and Bridge Fund of said County:

(The list of claims and accounts are fully described in the order passed by the Commissioners' Court on 10th day of September, 1940, to which list as contained in said order reference is here made for all purposes).

WE FURTHER CERTIFY that we have this day cancelled and destroyed said original claims.

WE FURTHER CERTIFY that in lieu of said foregoing claims against the Road and Bridge Fund of said County, we have delivered to the said First National Bank, Titus County, Texas, Road and Bridge Time Warrants, Series 1940, dated April 1, 1940, Numbers 29 to 35, both inclusive, of the denomination of Five Hundred (\$500.00) Dollars each, aggregating \$3,500.00, bearing interest at the rate of 5% per annum, which said warrants were authorized by an order duly and legally passed by the Commissioners' Court of said County March 16, 1940, recorded in the minutes of said Court, and that said County received full value and consideration for said warrants.

AND WE DO FURTHER CERTIFY that there is no litigation pending or threatened growing out of the issuance of said original claims nor said issue of Road and Bridge Time Warrants, Series 1940, nor in any way affecting the titles of the within named officers to their respective offices.

WITNESS OUR HANDS this the 10th day of September, 1940.

C. T. Neugent  
 County Judge

A. B. Gilpin  
 County Clerk

D. C. Morgan  
 County Treasurer.

SUBSCRIBED AND SWORN TO BEFORE ME this the 10 day of September, 1940.

(SEAL)

J. A. Glass  
 Notary Public in and for Titus County Texas.

THE STATE OF TEXAS |  
 COUNTY OF TITUS |

On this the 10th day of September, 1940, we, C. T. Neugent, County Judge, A. B. Gilpin, County Clerk, and D. C. Morgan, County Treasurer of Titus County, Texas, do hereby certify that concerning all that certain list of original claims which is contained in the order of the Commissioners' Court of said County authorizing the delivery of \$3,500.00 Titus County Road and Bridge Time Warrants, passed on the 10th day of September, 1940, recorded in the minutes of said Court, which said list is hereby incorporated herein by reference;

That each of said original items were for claims and demands for which the County was legally liable, and for which the County received full value, and the amount of such claims was not in excess of any Statutory or Constitutional limitation or appropriation; that no litigation or question is threatened or pending affecting said claims or any of them, and that the same now constitutes valid and binding items of indebtedness against Titus County, incurred for proper road and bridge purposes, and that none of said items of indebtedness were issued for purposes other than permitted by law.

EXECUTED this the 10 day of September, 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 10 day of September, 1940.

J. A. Glass  
Notary Public in and for Titus County, Texas.

(SEAL)

THE STATE OF TEXAS |  
COUNTY OF TITUS |

I, C. E. Lee, Cashier, of the First National Bank, Mt. Pleasant, Texas, do hereby certify that said bank has received from

C. T. Neugent, County Judge,  
A. B. Gilpin, County Clerk,  
D. C. Morgan, County Treasurer,

of said County "Titus County Road and Bridge Time Warrants, Series 1940", dated April 1, 1940, Numbers 29 to 35, inclusive, of the denomination of Five Hundred Dollars (\$500.00) each, aggregating \$3,500.00, of a total issue of \$20,000.00, bearing interest at the rate of five (5%) per cent per annum, which said Road and Bridge Time Warrants were duly and legally authorized by an order duly and legally passed by the Commissioners' Court of said County on March 16, 1940 recorded in the minutes of said Court.

I DO FURTHER CERTIFY that the said bank is the owner and holder of the following described claims and accounts issued against the Road and Bridge Fund of said County;

(The list of claims are fully described in the order passed by the Commissioners' Court on September 10, 1940, to which list as contained in said order reference is here made for all purposes).

I DO FURTHER CERTIFY that the said bank has delivered to said County Officials the above described claims, in lieu of and in full satisfaction of the above mentioned Titus County Road and Bridge Time Warrants this day received by said bank from said County Officials.

WITNESS MY HAND this the 10 day of September, 1940.

(BANK SEAL)

C. E. Lee  
Cashier of First National Bank, Mount Pleasant, Texas.

SUBSCRIBED AND SWORN TO BEFORE ME this the 10 day of September, 1940.

(SEAL)

Lorena Wright  
Notary Public in and for Titus County, Texas.

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## SIGNATURE IDENTIFICATION AND NON-LITIGATION CERTIFICATE

STATE OF TEXAS     |  
                           |     SS.  
 COUNTY OF TITUS    |

WE HEREBY CERTIFY, that we did officially sign the \$3,500.00 of TITUS COUNTY ROAD & BRIDGE TIME WARRANTS, Series 1940 drawing 5% per cent interest, payable semi-annually and delivered herewith, said Warrants being dated April 1, 1940 being of \$500.00 denomination, numbered 29 to 35 both inclusive, being part of an issue aggregating \$20,000 maturing serially throughout the years 1942/52, above \$3500 maturing \$1,000 1951, \$2500 1952.

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, 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 The County Judge and County Clerk, appear upon the coupons attached to said Warrants,

Executed and delivered at Mount Pleasant, Texas, this \_\_\_\_ day of September, 1940.

C. T. Neugent	County Judge,
A. B. Gilpin	County Clerk,
D. C. Morgan	County Treasurer.

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

(Bank Seal here)

Modest DuBose  
 A-Cashier, First National Bank

Dated at Mt. Pleasant, Texas, \_\_\_\_\_ day of September, 1940.

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CERTIFICATES WITH REFERENCE TO \$20,000.00 ROAD REFUNDING BONDS:

THE STATE OF TEXAS |  
COUNTY OF TITUS |

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Titus County, Texas, do hereby certify:

(1) That this certificate is for the benefit of the Attorney General of the State of Texas and for the benefit of the holders of Titus County, Texas, Road Refunding Bonds, dated September 10, 1940, \$20,000.00; 4%;

(2) That the following constitutes the bonded indebtedness and all of the indebtedness of Titus County, incurred under Article 3, Section 52 of the Constitution of the State of Texas:

BONDS	DATE	AMOUNT	INTEREST	MATURITY
R.D. #1	3/15/16	\$48,000	5%	Ser. 1941-48, 50, 54
R.D. #3	3/15/16	10,000	5%	" 1941-56
R.D. #8	5/10/16	23,000	5%	" 1941-52
R.D. #5	6/1/18	10,000	5 1/2%	" 1941-48
Spec. Rd.	1/10/19	148,000	5 1/2%	" 1941-48
Rd.Ref.Ser. 4	4/10/37	17,000	4 1/2%	" 1942-52
Rd.Ref.Ser. 3	10/10/36	85,000	5%	" 1941-53
Rd.Ref.Ser. 1	7/10/39	19,000	3 1/2%	" 1942-45

PRESENT ISSUE

Road Refunding Bonds - - - - - \$ 20,000.00

(3) That the following constitutes the bonded indebtedness of Titus County, Texas, incurred under Article 8, Section 9 of the Constitution of the State of Texas:

R & B Ref.	7/10/39	\$27,000	4 1/2%	Ser. 1942-49
Gen. Fd.	10/10/39	9,000	5%	" 1946-54
Per. Imp.	6/10/40	56,500	3 1/2%	" 1941-48
R & B	7/1/40	24,000	4 1/2%	" 1942-50

EXECUTED this the 19 day of September, 1940.

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

(SEAL)

CERTIFICATE OF THE DISTRICT CLERK

THE STATE OF TEXAS |  
COUNTY OF TITUS |

I, the undersigned, Clerk of the District Court in and for Titus County, Texas, do hereby certify:

That no suits have been filed and no suits are now pending in this Court affecting Titus County, Texas, Road Bonds, dated April 10, 1937, \$87,000.00; 4 1/2%;

I further certify that there have not been any suits of any kind filed in the Court in any way affecting either the election at which said bonds were authorized, the order authorizing the issuance of said bonds, the issuance of said bonds, or the tax levied to pay the principal and interest thereof.

I further certify that since the order was passed by the Commissioners' Court of Titus County, Texas, authorizing the issuance of "Titus County, Texas, Road Refunding Bonds, dated September 10, 1940, \$20,000.00; 4 1/2%, there have been no suits filed and there are now no suits pending affecting either the order authorizing the issuance of the Refunding Bonds or the original bonds.

And I further certify that there is no litigation pending and that so far as I am concerned, none is threatened that in any way affects the titles of the County Judge, County Clerk, and County Treasurer, to their respective offices.

WITNESS MY HAND and seal of Office at Mount Pleasant, Texas, this the 19 day of September, 1940.

(SEAL) Floyd Keith  
District Clerk in and for Titus County, Texas.

THE STATE OF TEXAS |  
COUNTY OF TITUS |

We, the undersigned, County Judge, County Clerk and County Treasurer, respectively, of Titus County, Texas, do hereby certify:

(a) That this certificate is in reference to Titus County, Texas, Road Refunding Bonds, dated September 10, 1940; \$20,000.00; 4%;

(b) That pertaining to the original bonds being refunded, none of said bonds have ever been redeemed with money in the sinking fund accumulated from taxation for that particular issue.

EXECUTED this the 19 day of September, 1940.

C. T. Neugent  
County Judge

A. B. Gilpin  
County Clerk

D. C. Morgan  
County Treasurer.

(SEAL)

THE STATE OF TEXAS |  
COUNTY OF TITUS |

We, the undersigned, County Judge and County Clerk, respectively, in and for Titus County, Texas, do hereby certify:

(a) That this certificate is for the benefit of the Attorney General of the State of Texas and for the holders of Titus County, Texas, road Refunding Bonds, dated September 10, 1940, \$20,000; 4%;

(b) That no improvement districts authorized to be established by Section 52, Article 3, of the Constitution of the State of Texas, are in existence in Titus County, Texas;

(c) That Titus County, Texas, has no Special Road Law with the following exceptions:

Chapter 196, passed at the Regular Session of the  
Forty-First Legislature, Page 428.

EXECUTED, this the 19 day of September, 1940.

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

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

(SEAL)

FINANCIAL STATEMENT

TITUS COUNTY, County, Texas

I. TAXABLE VALUES

Assessed values of real estate for the year 1939 as shown by last approved  
assessment rolls . . . . . \$ 8,200,577.54

Assessed values of personal property for the year 1939 as shown by last  
approved assessment rolls . . . . . \$ 1,409,250.00

Total . . . . . \$ 9,609,827.54

Estimated Population of TITUS County, Texas . . . . 21,000

II. GENERAL TAX RATE

Actually levied for year 19\_\_\_, \_\_\_\_\_ \$

III. BONDED INDEBTEDNESS

(See exhibit attached hereto)

IV. TIME WARRANTS

(See exhibit attached hereto)

FLOATING DEBT

Total tax levy necessary per annum to pay indebtedness of all kinds. . . . \$

STATE OF TEXAS, |  
COUNTY OF TITUS | SS.

I hereby certify that the above and foregoing statement is a true and correct account of the indebtedness of TITUS County, Texas, of every character on the date above written, as shown by the records of my office.

ATTEST: A. B. Gilpin, County Clerk, TITUS County, Texas. D. C. Morgan County Treasurer TITUS County, Texas.

I HEREBY CERTIFY, That the above statement as to the taxable values of TITUS County, Texas, is true and correct, as shown by the assessment rolls of said County last approved.

WITNESS my official signature this the 17th day of September, 1940.

(SEAL) P. O. Wilhite County Tax Assessor TITUS, County, Texas

STATEMENT OF INDEBTEDNESS - TITUS COUNTY, TEXAS.

BONDED INDEBTEDNESS

PURPOSE	DATE	INT.	MATURITY	AMOUNT OUTSTANDING	TAX LEVY
R.D. #1	3/15/16	5%	5M 3/15/41-45 3M 3/15/46 5M 3/15/47-8, 50-54	\$ 48,000	
R.D. #3	3/15/16	5%	1M 1941; 500 42/44 1M 1945; 500 46/48 1M 1949; 500 50/52 1M 1953; 500 54/56	\$ 10,000	
R.D. #8	5/10/16	5%	2M 1941 to 1951 1M 1952	\$ 23,000	30¢
R.D. #5	6/1/18	5 1/2%	1M 1941; 2M 1942 1M 1943-47; 2M 1948	\$ 10,000	
Spec. Rd.	1/10/19	5 1/2%	20M 1941 to 1947; 8M 1948	\$148,000	
Rd. Ref. Ser 4	4/10/37	4 1/2%	Ser. 1942/52 (Total \$37,000; \$20,000) (due 1941 being Refunded)	17,000	



Rd. Ref. Ser 3	10/10/36	5%	Serially 1941 to 1953	\$85,000
Rd. Ref. Ser 1	4/10/40	3½%	Ser. 1942 to 1945	19,000
R & B Ref.	7/10/39	4½%	2M 4/10/42; 3M 1943; 4M 1944/48; 2M 1949	27,000
Gen. Fd.	10/10/39	5%	1M 1946/54	9,000

(All Road District Bonds voted Countywide obligations in 1919)

R & B Fdg.	7/1/40	4½%	2M 4/1/42-48 4M 4/1/49 6M 4/1/50-51 (30M authorized)	\$ 24,000 (Issued)**
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PRESENT ISSUE

RD. Ref.	9/10/40	4%	5M 1943/46	\$ 20,000
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WARRANT INDEBTEDNESS

R & B	3/15/37	5½%	3M 1941	\$ 3,000 **
Rd. Wchy	5/10/37	5½%	1M 1941	1,000 **
R & B	3/14/38	6%	1M 1941/42	2,000 **
R & B	8/10/37	6%	1M 8/10/41	1,000 **
Gen. Fd.	3/10/28	6%	3M 1936/43	24,000
Gen. Fd.	12/15/28	6%	3M 1944/50; 4M 41	25,000
Per. Imp.*	6/10/40	3½%	8500 1941, 8M 42/43 7M 44/45; 6M 46/48	56,500 *

(\*Refunding Bonds instead of Warrants)

(\*\*Payable from the 15¢ Road and Bridge Constitutional Tax).

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IN THE MATTER OF DISCOUNTS FOR EARLY PAYMENT OF TAXES IN TITUS COUNTY:

The Commissioners' Court of Titus County, Texas, in regular session, September 9, 1940, with all the members of said Court present, when Commissioner Garrett made a motion, seconded by Commissioner Lunsford, to adopt the following resolution:

"Be it resolved by the Commissioners' Court of Titus County, Texas, that in conformity with Senate Bill No. 402, 46th Leg. Regular Session, that any taxpayer owing taxes on any property located in Titus County, Texas, real, personal, or mixed, to the State of Texas, Titus County, or any common school district, shall be allowed a discount of 5% on said taxes provided that the same are paid during the month of October for the year in which said taxes are assessed; and shall be allowed a discount of 2% on said taxes provided the same are paid during the month of November for the year in which said taxes are assessed; and shall be allowed a discount of 1% on said taxes provided the same are paid in the month of December in the year for which said taxes are assessed.

Be it further resolved that no discount shall be allowed except such as is provided herein, and that no discount shall be allowed where the taxpayer splits the payment of the taxes as is provided by law.

Be it further resolved that this order shall be effective on and from the 9th day of September, A.D. 1940".

The County Judge placed the motion before the court, and Commissioners Garrett, Cody, Lunsford and Brown voted "AYE" and none voted "NO", and the County Judge declared the motion carried.

This 9th day of Sept., 1940.  
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